

LAW 396: FISHERIES LAW COURSE OUTLINE

Contact Details

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Office hours are Wednesdays, 1:30-3:00, or by appointment. I will occasionally communicate with the class by e-mail. Please ensure that your current e-mail address is in the UBC system.

Time and Location

11:00-12:30
Tuesday and Thursday
Room 184/185

Course Overview and Objectives

This course will provide students with an introduction to the legal regimes that govern access to and management of the ocean-based fisheries in British Columbia. It will also provide opportunities to investigate particular aspects of the law of fisheries in some detail. Topics covered include: Aboriginal fisheries law; fisheries jurisdiction (domestic and international); the common law of fisheries; fisheries management and licensing regimes; Aboriginal and treaty rights to fish; *Fisheries Act* prosecutions and defences; international agreements; and the impact of environmental laws. Consult the course syllabus for a fuller description of the subjects covered.

Course Materials

Many of the required readings for this course are available in publicly accessible electronic databases, or in databases that are available to all UBC students through the library system. Links to those readings are provided in the course syllabus.

Those readings that are not available electronically have been reproduced in a package of course materials that is available for purchase in the Faculty of Law Distribution Centre. A copy of these materials will be placed on reserve in the Law Library.

Please consult the course syllabus for details of assigned readings. **Classes will be conducted on the assumption that the assigned material has been read.**

Evaluation

Students will be evaluated on the basis of a class presentation, a short summary of one of the readings, a written assignment, class participation, and an exam.

Class presentation and one page summary (15%):

- Each student will give a 10-minute class presentation to introduce one of the readings. For that reading the student will also provide a one-page (single-spaced) summary of the reading 24 hours before the scheduled presentation. The instructor will post these summaries on the course website for all students to use as study aids.

Written assignment (40%):

- A short essay between 2,500 – 3,000 words (10-12 pages, double-spaced, 12-point font, Times New Roman) on a subject to be chosen by the student in consultation with the instructor.

Due dates:

Draft short essay: Friday, December 1st, 2006 (optional)

Short Essay: **Tuesday December 19th, 2006.**

Hardcopies must be submitted to the Law Reception (the Fishbowl) before 4:30pm on the due date.

Examination (35%):

- A December exam (1 hour). You are responsible for all the material covered in the readings and in class discussions.

Class participation (10%):

- The class participation grade will be evaluated on the basis of a student's attendance, preparation for class, and participation in class discussion. At the end of the term each student will provide the instructor with a recommendation for his or her class participation grade and a short explanation of why that grade is appropriate.

Penalties for late assignments

The standard policy in the Law Faculty for late assignments is as follows:

For late assignments worth 20 marks or more, for each or any part of a day that the assignment is late, including weekends and statutory holidays and other days when the law school is closed, the student will lose 5 per cent of the maximum possible value of the assignment.

For an assignment worth less than 20 possible marks, one point will be deducted for each day or part of a day that the assignment is late.

Students must apply to the Examinations Committee for exemptions from this deduction.

Plagiarism

Plagiarism is a serious academic offence that the Law School and the University take very seriously. Be scrupulous to avoid presenting the work of others as your own. If you have any doubts about what constitutes plagiarism, please review the University regulations (<http://students.ubc.ca/calendar/index.cfm?tree=3,54,111,0>) and talk with the instructor.

Turnitin

As an aid to prevent plagiarism, all students will be required to submit electronic copies of their one-page summaries and written assignments to Turnitin. Turnitin provides “originality reports” for each submitted assignment. Students may submit their papers to Turnitin and view the originality reports as many times as they wish before the due date. Only the final copy that the student submits will be kept on record.

To register for Turnitin, go to the [Turnitin Homepage](#).

Click on “New Users”

Select “Student”

Turnitin Class ID: to be provided in class

Password: to be provided in class

Follow the instructions to create a “user profile”.