

# LAW FACULTY GUIDE

2023-2024



University of New Brunswick

# Faculty of Law

## University of New Brunswick



## Law Faculty Guide 2023-2024

**This Guide is for internal use by the students, faculty and staff of the Faculty of Law and must be used in conjunction with the UNB Undergraduate Calendar. Matters dealt with in this Guide are under review and revision. The content of this Guide is subject to change without notice.**

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# LAW ACADEMIC CALENDAR 2023-2024

(Note: Reference should also be made to the [University Calendar of Academic Dates](#). The general University regulations apply except where they are modified by the Faculty of Law Regulations.)

(Note: Students are expected to arrive on campus by the first day of [classes](#) each term.)

FALL TERM 2023			
SEPTEMBER	Mon.	4	Labour Day – University Holiday – no classes*
	Tues.	5	Registration and Orientation for First-year Students
	Wed.	6	Start of classes (All Students)
	Fri.	15	Last day for payment of University tuition and fees
	Fri.	15	Last day for adding <b>Fall Term</b> and <b>Full-Year courses</b> .** Fall Term and full-year courses dropped up to and including this date not shown on academic transcript. After this date a notation of “W” (withdraw no academic penalty) will be shown on the academic transcript.
	Fri.	15	Students may drop and add courses up to the last day to add for the term without being charged a prorated fee. Courses dropped after the last day to add classes will be subject to prorated tuition fees from the first week of classes up to the withdrawal date shown on the student academic record.
	Fri.	22	Last day to opt out of Student Union Health & Dental plan for those students who entered in September. Last day to be granted an exemption from the International Health Insurance Plan.
	Sat.	30	National Day for Truth and Reconciliation
OCTOBER	Sun.	8	131st Anniversary of the opening of the Law School
	Mon.	9	Thanksgiving Day – University Holiday – no classes*
	Wed.	18	Last day to have a course marked as Extra to degree (not credited to the academic program and the grade is not included in the calculation of grade point averages). Such a notation must be requested by the mid-point of the term.
	Thurs.	19	Fall Convocation – UNB Fredericton
	Fri.	20	Last day to withdraw from Fall Term courses with prorated refund
	Mon.	30	Last day to withdraw from <b>Fall Term courses</b> without academic penalty.** A grade of “W” (withdrawn) will be shown on the academic record. After this date a grade of “WF” (withdrawn fail) will apply.
NOVEMBER	Mon.-Fri.	6-10	Fall Term Reading Week – no classes or tests/assignments scheduled
	Sat.	11	Remembrance Day
	Thurs.	23	Last day in Fall Term to hold class tests (no class tests to be held during the last 10 teaching days of the term)
DECEMBER	Thurs.	7	Last day of Fall Term classes (61 teaching days)
	Fri.	8	Reading Day – no classes or tests/assignments scheduled
	Mon.	11	Final examinations begin
	Wed.	20	Final examinations end
	Wed.	20	Residence closes for holiday break

WINTER TERM 2024			
JANUARY	Mon.	8	Start of classes
	Fri.	19	Last day for payment of Winter term fees for new students. Last day for payment of University fees for full-time students paying by installments.

	Fri.	19	Last day for adding <b>Winter Term courses</b> .** Winter Term courses dropped up to and including this date not shown on academic transcript. After this date a notation of "W" (withdraw no academic penalty) will be shown on the academic transcript.
	Fri.	19	Last Day to withdraw from <b>First-Year Full-Year courses</b> without academic penalty.** A notation of "W" (withdrawn no academic penalty) will be shown on the academic transcript. After this date a grade of "F" (fail) will be applied.
	Fri.	19	Last day to withdraw from <b>Upper-Year Full-Year courses</b> without academic penalty.** A notation of "W" (withdrawn) will be shown on the academic transcript. After this data a notion of "WF" (withdraw fail) will apply.
	Fri.	19	Students may drop and add courses up to the last day to add for the term without being charged a prorated fee. Courses dropped after the last day to add classes will be subject to prorated tuition fees from the first week of classes up to the withdrawal date shown on the student academic record.
	Fri.	26	Last day to opt-out of Student Union Health and Dental Plan for those students who entered in January. Last day to be granted an exemption from the International Health Insurance Plan for those students who entered in January.
FEBRUARY	Fri.	16	Last day to have a course marked as Extra to degree (not credited to the academic program and the grade is not included in the calculation of grade point averages). Such a notation must be requested by the mid-point of the term.
	Mon.	19	NB Family Day – University Holiday – no classes*
	Fri.	23	Last day to withdraw from Winter Term courses with prorated refund
MARCH	Fri.	1	Deadline for Applications for Admission to the First Year of the JD Program
	Mon.-Fri.	4-8	Winter Term Reading Week – no classes or tests/assignments scheduled
	Mon.	11	Last day to withdraw from <b>Winter Term courses</b> without academic penalty.** A grade of "W" (withdrawn) will be shown on the academic record. After this date a grade of "WF" (withdraw fail) will apply.
	Tues.	26	Last day in Winter Term to hold class tests (no class tests to be held during the last 10 teaching days of the term)
	Fri.	29	Easter – University Holiday – no classes*
	Mon.	1	Easter – University Holiday – no classes*
APRIL	Thurs.	11	Last day of Winter Term classes (61 teaching days)
	Fri.	12	Reading Day – no classes or tests/assignments scheduled
	Mon.	15	Final examinations begin
	Wed.	24	Final examinations end
	Wed.	24	Residences Close
	MAY	Wed.-Thurs.	15-16

\* Except for essential operations, most university offices will be closed on the dates indicated as "University Holiday."

\*\* [Faculty Regulations](#) 4(13)-4(21) set requirements for course loads and withdrawal from law courses. First-year students must be registered in all compulsory courses to remain in the program. First-year students who withdraw from the program voluntarily, even though prior to the date for academic penalty, must apply for re-admission to first-year in accordance with Faculty Regulations 7(1)-(5).

## **FACULTY & STAFF**

### **ADMINISTRATIVE OFFICERS**

Marin, Michael, BSc (Acadia), MA (Carleton), LLB (Ottawa), LLM (Cambridge), Assoc Prof and Dean – 2016

Cotter, Catherine, BA, LLB (UNB), MLIS (UWO), Librarian and Assoc Dean – 2008

### **WIHKWATACAMIT**

Nicholas, Hon. Graydon., C.M., O.N.B., LL. D, BSc (St.FX), LLB (UNB), MSW (Laurier) – 2021

### **FACULTY**

Alexander, Basil, B. Arts Sc. (McMaster), LLB, MPA (UVic), LLM (Toronto), Asst Prof – 2019

Austin, Janet E., BCom, LLB (UNSW), LLM (Sydney), PhD (Toronto), Prof – 2010

Bowley, Gregory F.W., BA (Vind), MA, LLB (UNB), LLM, SJD (Toronto), Assoc Prof – 2019

Chatterjee, Alope, BSc, LLB (Dal), LLM (Harvard), Assoc Prof – 2003

Froc, Kerri, BA (Regina), LLB (York), LLM (Ottawa), PhD (Queen's), Assoc Prof – 2017

Kleefeld, John, BA (Waterloo), LLB (UBC), LLM (York), Prof – 2017

La Forest, Anne W., BA (Ottawa), LLB (UNB), LLM (Cambridge), Prof – 1996

Marin, Michael, BSc (Acadia), MA (Carleton), LLB (Ottawa), LLM (Cambridge), Assoc Prof and Dean – 2016

Matyas, David, BAsC (McMaster), MPhil (Oxford), BCL/LLB (McGill), Asst Prof – 2024

Nussbaum, Sarah-jane, BA, JD (Sask), LLM (Cambridge), PhD (York) Asst Prof – 2021

O'Byrne, Nicole, BSc (Queen's), LLB (Sask), BA (Regina), LLM (McGill), PhD (UVic), Assoc Prof – 2009

Panezi, Argyri, LLB (U Athens), LLM (Harvard), PhD (EUI), Asst Prof - 2023

Panezi, Maria, LLB (U Athens), LLM (NYU), PhD (York), Assoc Prof – 2019

Pearlston, Karen F., LLB (York), LLM (UBC), PhD (York), Prof – 2001

Perryman, Benjamin, BSc (UBC), JD (York), MDE (Dal), LLM (Yale), Asst Prof – 2020

Siebrasse, Norman V., BSc, LLB (Queen's), LLM (Chicago), Prof – 1993

Thomson, Jane, BA (Carleton), MS (Simon Fraser), LLB (Dal), LLM (Harvard), Assoc Prof – 2016

Urinov, Vokhid, LLB (Tashkent State), LLM (Frankfurt), PhD (McGill), Assoc Prof – 2015

Warchuk, Paul, BBA (York), JD (Queens), LLM (Harvard), Asst Prof - 2023

Young, Hilary A. N., BA (Mt A), MA, PhD (Rice), LLB (Ottawa), LLM (Harvard), Prof – 2012

### **CANADA RESEARCH CHAIR IN DIGITAL INFORMATION, LAW AND POLICY**

Panezi, Argyri, LLB (U Athens), LLM (Harvard), PhD (EUI), Asst Prof - 2023

### **RESEARCH ASSOCIATE**

Curtis Maillet, Donna G., BA (STU), MLIS (UBC), MSc (Imperial College London), PhD (UNB) – 2021

### **ADMINISTRATIVE STAFF**

Anderson, David, BA (UdM), Technology Coordinator – 2018

Bowes, Ed, BA (UNB), Public Engagement Officer – 2019

Cooke, Alicia, BA (UNB), General Office Assistant – 2021

Foster, Wanda, Manager, Admissions & Scholarships – 1995

Gualazzi, Alexa, BA (Dal), Public Engagement Assistant – 2022

Hovey, Stacey, Law Admissions Assistant – 2007

Madore, Tina, Assistant to the Dean – 2019

McClellan, Martha, BA (STU), JD (UNB), Career Services Officer – 2015

Olale, Alfred, BBA (UNB), Financial Officer – 2022

Perry, Nat, BA (UNB), MED. (UNB), Wellness Advisor - 2023

Savoie, Jeannette, LLB (UdM), LLM (York), Supervising Lawyer UNB Legal Clinic – 2022

Stanglmeier, Stephanie, Client Development & Community Outreach Coordinator – 2023

Vinh-Doyle, Bo, BA (BU), Academic Affairs Coordinator – 2013

Walma, Mark, BA (McMaster), LLB (Toronto), MA (McMaster) – Manager of Academic Affairs and Student Services 2023

### **LIBRARIAN EMERITUS**

Crocker, C. Anne, CM, BA (UNB), BLS (Toronto)

**LIBRARIANS**

Cotter, Catherine, BA, LLB (UNB), MLIS (UWO), Librarian and Associate Dean – 2008

Jones, Susan, BA (Acadia), JD, MLIS (Dal), Technical Services Librarian – 2013

Tanner, Nikki, BA (SMU), MA, MLIS (Dal), Reference/Instruction Librarian – 2016

**LIBRARY ADMINISTRATIVE STAFF**

Dickinson, Nancy, Library Administrative Assistant – 2001

Doherty, Heather, BA (Athabasca), Senior Library Assistant – 1997

Kirkland, Meghan, BA (King's), MLIS (Western), Library Assistant - 2023

Lyons-MacFarlane, Nicki, BA (UNB), Library Assistant – 2017

Wilson, Norah, Library Assistant – 2017

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## **SECTION A: SCHOLARSHIPS, PRIZES & FINANCIAL AID**

### **1. GENERAL**

Applicants for admission to the first year of the law program are automatically considered for many of the scholarships administered by the Faculty of Law, but some require applications. Please see the relevant section of the law admissions information and application form, and the discussion of entrance scholarships in Part 2 below.

Applications for bursaries and for upper year scholarships are handled by the Admissions Office, Faculty of Law, PO Box 44271, Fredericton, E3B 6C2, (506) 453-4693; e-mail: <[lawadmit@unb.ca](mailto:lawadmit@unb.ca)>. A list of upper year scholarships is provided in Part 3 below, following the list of entrance scholarships. For information on financial assistance available to law students, contact the Manager of Admissions and Scholarships. Information on bursaries and loans is in Part 4 below.

Upper year students are not eligible for scholarships or bursaries unless they are full-time Law students who, at the relevant time, are registered in the Law Program and paying UNB Law tuition. Prize and loan eligibility may be similarly limited. (See Faculty Regulations 4 (13) - 4 (15).) All awards are subject to current UNB and Law Faculty regulations and policies. Unless the context indicates otherwise, the nominating body is Law Faculty Council through the Scholarships Committee

Generally, the Scholarships Committee interprets the terms used in the scholarships descriptions to identify a required level of academic performance as follows:

- academic excellence, academic distinction A- to A+ (3.7 to 4.3)
- high academic achievement, high academic standing, high standing B+ to A+ (3.3 to 4.3)
- strong academic ability, good academic record, academic achievement B- to B+ (2.7 to 3.3)
- solid academic record, satisfactory academic standing, demonstrated academic ability in Law Program means C+ (2.3) and above

Students in the Law Program are eligible to participate in the University's general undergraduate scholarship program. For further information on awards contact the Assistant Registrar, Undergraduate Awards at (506) 453-4894 or email [awards@unb.ca](mailto:awards@unb.ca).

## **2. ENTRANCE SCHOLARSHIPS & AWARDS**

First year students must complete the Special Scholarship Section on the online application. All scholarships will detail the criteria and required documents as part of the application. Except for the Lord Beaverbrook Scholarship, deadline January 31<sup>st</sup>, all other scholarships must be submitted by March 1<sup>st</sup>. Required scholarship statements may be uploaded with the application or sent by email to [lawadmit@unb.ca](mailto:lawadmit@unb.ca). For those scholarships requiring the financial need form you will find a link to the form in the information button by each scholarship. Reference letters must be submitted directly from the referee by email ([lawadmit@unb.ca](mailto:lawadmit@unb.ca))

*All applicants for first year are considered automatically for all other law entrance scholarships for which they are eligible. Applications for externally administered scholarships, listed in Part c below, must be made to the relevant institution.*

### **a. Special Application Entrance Scholarships and Awards**

#### **LORD BEAVERBROOK SCHOLARSHIPS**

Three Lord Beaverbrook Scholarships in Law are awarded to students entering the Law Program. The Faculty's most prestigious awards, they were established in 1955 by W. Maxwell Aitken (1st Baron Beaverbrook), who entered as a poor but ambitious law student in 1897. Beaverbrook Scholars are chosen on the basis of qualities suggesting attainment of distinction in the legal profession. Candidates are interviewed by a committee, chaired by the chief justice of New Brunswick, and comprised of prominent members of legal and academic communities. Students at the top of their undergraduate program with solid LSAT scores are encouraged to apply. Currently each scholarship has a maximum value of \$54,000 (\$18,000 per year). The scholarships are renewable for holders who obtain an overall GPA for the year's work of 3.3 (B+) or who rank among the top 15 students in their year. In exceptional circumstances the Lord Beaverbrook Committee may authorize the renewal of a scholarship if the holder does not meet this standard.

*Application deadline: January 31.*

#### **THE HONOURABLE CHARLES J. A. HUGHES AND EDITH B. HUGHES SCHOLARSHIPS**

To commemorate the life and distinguished legal career of The Honourable Justice Charles J.A. Hughes and his wife Edith B. Hughes, two \$14,000 entrance scholarships are awarded annually. Chief Justice Hughes headed the New Brunswick Court of Appeal for 12 years. One scholarship is for a graduate of St. Thomas University and one for a graduate of the University of New Brunswick. Preference is given to students with a strong connection to the Maritime Provinces, particularly New Brunswick. Criteria of selection are strong academic performance, financial need, extra-curricular involvement and contributions to cultural and community life. These scholarships are awarded to students entering the first year of law who do not hold a Lord Beaverbrook Scholarship. Letter of application should specifically address the criteria noted above.

*Application deadline: March 1.*

#### **TORE GRUDE SCHOLARSHIP**

This award, valued at \$10,000, perpetuates the memory of Tore Martin Grude, a law student in 1978-79. It is open to first year students from the Atlantic region who do not hold a Beaverbrook Scholarship. Grude scholars are students of academic ability who have participated widely in community and extra-curricular activities in ways demonstrating sensitivity to the needs of society and those less fortunate, concerns important to Tore Grude. Financial need is also a consideration.

*Application deadline: March 1. Financial Need Form required.*

#### **STEPHEN SMITH SCHOLARSHIP**

This scholarship, commemorating the life of Stephen Ronald Smith ('86), provides \$12,500 towards the cost of the recipient's first year. Recipients should share Mr. Smith's ability to relate to people in all walks of life, compassion in every sense, a love for animals, the outdoors and nature, and a particular interest in criminal law and advocacy. Smith scholars are well-rounded individuals with such qualities as a sense of balance between work and other aspects of life, enthusiasm and initiative in helping those in need, extensive civic and community involvement and solid academic background. Financial need and the holding of other scholarships are relevant but not determinative. Personal statement and three letters of reference should specifically address the criteria noted above.

*Application deadline: March 1.*

#### **CHERRILL EDWINA SHEA AND CARL ROBERT ARON LAW SCHOLARSHIP**

Valued at \$7,500, this scholarship is awarded to a New Brunswick resident, who (a) is a graduate of a high school in New Brunswick, (b) is entering the first year of law study, and (c) has demonstrated financial need and undergraduate academic achievement reflected in a Grade Point Average of at least 3.3. This award is funded by Cherrill Edwina Shea and Carl Robert Aron and the New Brunswick University Opportunities Fund. Ms. Shea and Mr. Aron have had extensive legal and business experience in North America and abroad and wish to enable a promising student in need of assistance to pursue the study of the law.

*Application deadline: March 1. Financial Need Form required.*

#### **MARIE LA FOREST SCHOLARSHIP**

To commemorate the contributions of D. Marie Warner La Forest to the Law School community over many years, a \$7,000 scholarship is awarded to a New Brunswick resident entering the first year of Law study. Criteria of selection are academic excellence, financial need and substantial community and extra-curricular involvement. The scholarship is funded by family, friends and the New Brunswick University Opportunities Fund.

*Application deadline: March 1. Financial Need Form required.*

#### **CANADIAN BAR ASSOCIATION (NB BRANCH) AWARD**

This \$4,000 award is issued to law students demonstrating promise in advancing the objects of the CBA, which are to promote the administration of justice, encourage a high standard of legal education and training, uphold the honour of the profession, advance the science of jurisprudence, and foster harmonious relations and cooperation among law societies, the Bench, and members of the Association

**EUGENE (PETE) MOCKLER, Q.C. LAW SCHOLARSHIP**

To commemorate the life and distinguished legal career of Eugene (Pete) Mockler, Q.C., a \$4,000 entrance scholarship is awarded annually. Pete graduated from UNB Law in 1960 (BCL) and was called to the Bar that same year. He understood the importance of financial aid, having received a \$4000 scholarship of his own from the University of Michigan in Ann Arbor, where he graduated with his Master's in Law in 1961. Pete practiced law in Atlantic Canada for 60 years and was the founder and owner of E.J. Mockler Professional Corporation in Fredericton, NB. Pete is remembered by his colleagues as a great teacher and mentor; he was passionate about the law and fiercely committed to his clients. Criteria of selection are strong academic performance, financial need, and extra-curricular and community involvement. All eligible students are considered automatically.

**SHERRON DICKSON ENTRANCE AWARD**

The New Brunswick Law Foundation supports a \$4,000 award open to New Brunswick applicants with good academic standing and demonstrated financial need. It honours the memory of Sherron Dickson ('77), longtime chair of the Law Foundation and first woman president of the Law Society of New Brunswick.

*Application deadline: March 1. Financial Need Form required.*

**DAVID COVERT ENTRANCE SCHOLARSHIP**

A \$2,500 entrance scholarship commemorates the life of George David N. Covert ('63), the distinguished Halifax practitioner instrumental in establishing an endowment fund in the Faculty to mark its 100th anniversary, in 1992. Criteria of selection are enthusiasm and initiative in helping those in need, extensive extra-curricular and community involvement, demonstrated financial need, solid academic record, and any other factors the selection committee thinks relevant. Financial need and the holding of other awards are taken into account but are not determinative. Other considerations being equal, preference is given to a resident of Nova Scotia.

*Application Deadline: March 1. Financial Need Form required.*

**TAYLOR-STRAIN FAMILY SCHOLARSHIP**

A renewable \$3,000 scholarship is awarded to a student entering the first year of the JD program with a solid academic record and demonstrated financial need. It is funded by the Hon. Paul Taylor (LLB '72), Justice of the Ontario Court of Justice and his wife, Gale Strain, a lifelong educator, who wish to assist students in financial need in their pursuit of a legal career.

Preference is given to a student of Aboriginal, Métis or Inuit descent.

*Application Deadline: March 1. Financial Need Form required.*

**GREGORY BRIDGES SCHOLARSHIP**

To honour the memory of Gregory F.G. Bridges, sometime chief justice of New Brunswick, the Law Society of New Brunswick supports a \$1,500 entrance scholarship. Academic distinction is the primary consideration but financial need is taken into account.

*Application Deadline: March 1. Financial Need Form required.*

**LOUIS & JOEL ATTIS SCHOLARSHIP**

This scholarship, valued at \$1,000, is awarded annually to a New Brunswick resident entering the first year of the JD program with a good academic record and demonstrated financial need. Preference is given to students from the Moncton region. This scholarship commemorates brothers, Louis & Joel Attis, who graduated UNB Law together in 1977.

*Application Deadline: March 1. Financial Need Form required.*

**JOHN BRYDEN SCHOLARSHIP**

This \$1,000 scholarship commemorates the life of John Geddes Bryden (BCL '68), a lawyer, businessman, public servant, politician and proud New Brunswicker. It is awarded to a New Brunswick resident entering the first year of the JD program with a good academic record and demonstrated financial need. The scholarship is supported by the Frank and Julie McKenna Foundation.

*Application Deadline: March 1. Financial Need Form required.*

**BARRY FAMILY TRUST SCHOLARSHIP**

Established by St. John's lawyer Denis G. Barry, Q.C. (LLB '72), this \$500 scholarship is awarded to a Newfoundland and Labrador resident entering the JD program who receives no other UNB award but is deserving of special recognition based on academic ability, leadership capability or extracurricular activities.

*Application Deadline: March 1.*

**VERONICA MONDESIR SCHOLARSHIP**

To promote and recognize diversity in the Faculty of Law, this \$750 scholarship, funded by Simone (Cleworth) Cole (LLB 2006) in honour of her grandmother, is awarded to a woman with a good academic record entering the JD program. Preference will be given to a Black Canadian woman or a woman of Caribbean descent.

*Application Deadline: March 1.*

**b. Entrance Scholarships for Which No Special Application Is Required**

**WAYNE CARSON SCHOLARSHIP IN LAW**

A scholarship in the amount of \$5,000 is awarded to a student entering the JD program with high academic standing and demonstrated involvement in extra-curricular activities. Preference will be given to a student-athlete or a student with proven athletic involvement. The scholarship is supported by Wayne Carson (BScCE 1987, LLB 1990).

**ALLEN EARLE SCHOLARSHIPS**

Scholarships in amounts up to full tuition are awarded on the basis of academic merit to students in any year of the Law Program. Named in honour of Allen Otty Earle, a Saint John lawyer, legal editor and this faculty's founding dean (1892-1902), they are funded by the Law program fee. All eligible students are considered automatically.

**Patricia Elliot Scholarship**

One or more scholarships up to \$10,000 available to students in any year of the JD program who have solid academic standing, demonstrate financial need, and who have one or more dependent children. Preference will be given to those who are mature students. The award is in memory of Patricia Elliott (MA 1987, LLB 1988), former Lord Beaverbrook Scholar in Law.

**MABEL FRENCH SCHOLARSHIPS**

These entrance awards, in amounts up to full tuition, commemorate Mabel Penery French Clay ('05) of Saint John, the first woman admitted to the legal profession in eastern Canada (New Brunswick, 1906) and in western Canada (British Columbia, 1912). They are funded by the University. All eligible students are considered automatically.

**HART GREEN SCHOLARSHIPS**

These entrance awards, in amounts up to full tuition, commemorate Solomon Hart Green ('06) of Saint John, the first Jew admitted to the legal profession in eastern Canada (New Brunswick, 1906) and in western Canada (Manitoba, 1907). On election as an MLA for Winnipeg in 1910 he became the first Canadian Jew to hold public office. The scholarships are funded by the University. All eligible students are considered automatically.

**HERITAGE SCHOLARSHIPS**

At the completion of the Law Faculty's first century, in 1992, graduates and friends established a fund to enhance student financial support. From this endowment the Faculty offers several awards to recognize and encourage talent and diversity among entering students. All eligible students are considered automatically.

**LAW FOUNDATION OF NEWFOUNDLAND AND LABRADOR CENTENNIAL ENTRANCE SCHOLARSHIP**

In commemoration of the 100th anniversary of the Law Faculty (1992), the Law Foundation of Newfoundland and Labrador endowed a fund to support a \$3,000 scholarship for the Newfoundland and Labrador student entering the Law Program who best demonstrates academic excellence and does not hold other UNB awards in excess of \$5,000. All eligible students are considered automatically.

**LAW FOUNDATION OF NOVA SCOTIA ENTRANCE SCHOLARSHIP**

The Law Foundation of Nova Scotia has endowed a fund to support a \$2,000 scholarship for the Nova Scotia student entering the Law Program who best demonstrates academic excellence. All eligible students are considered automatically.

**H. WADE MACLAUCHLAN SCHOLARSHIP IN LAW**

This scholarship, valued at \$5,000, is awarded to a student entering the first year of the JD program on the basis of academic excellence and financial need. It is supported by H. Wade MacLauchlan (LL.B. 1981), former Dean of the Faculty of Law and former Premier of Prince Edward Island.

**NEW BRUNSWICK LAW FOUNDATION ENTRANCE SCHOLARSHIPS**

The New Brunswick Law Foundation supports several scholarships open to students entering the Law Program from any province. Awards, ranging in value up to full tuition, are offered on the basis of academic excellence. All eligible students are considered automatically.

#### **NEWFOUNDLAND AND LABRADOR ALUMNI SCHOLARSHIP**

This \$500 scholarship, supported by law alumni from Newfoundland and Labrador, is awarded to a Newfoundland and Labrador student entering the JD program with strong academic ability and demonstrated financial need.

#### **PEI LAW FOUNDATION CENTENNIAL ENTRANCE SCHOLARSHIP**

In commemoration of the 100th anniversary of the Law Faculty (1992), the Prince Edward Island Law Foundation endowed a fund to support a \$2,000 scholarship for the PEI student entering the Law Program who best demonstrates academic ability and does not hold other UNB awards in excess of \$7,000. All eligible students are considered automatically.

#### **STEWART MCKELVEY DIVERSITY SCHOLARSHIP**

Valued at \$1,000, this scholarship is awarded to a student entering the JD program with a good academic record and demonstrated financial need. Preference is given to students who self-identify as members of a community under-represented in the legal profession

#### **ABRAHAM WALKER SCHOLARSHIP**

To promote and recognize excellence and diversity in the first year class, the Faculty offers an entrance scholarship(s) valued up to \$5,000. Preference will be given to Black students. It commemorates Saint John lawyer and writer Abraham Beverley Walker (1851-1909), the first student to enroll in this Faculty (1892) and the first Black Canadian to become a lawyer.

### **c. Externally Administered Entrance Scholarships**

#### **THE LAW FOUNDATION OF NEWFOUNDLAND AND LABRADOR SCHOLARSHIPS**

In commemoration of the 150th anniversary of the founding of the provincial Law Society in 1834, the Law Foundation of Newfoundland and Labrador awards law entrance scholarships annually. They are tenable for first year studies at Canadian law schools, including UNB. Scholarships are in the amount of \$5,000. Candidates must be Newfoundland and Labrador residents and have achieved academic excellence. **Application deadline: May 1st.** Particulars are available from the Law Foundation of Newfoundland and Labrador, PO Box 5907, St. John's, A1C 5X4.

#### **PEI LAW SOCIETY SCHOLARSHIP**

The Law Society of Prince Edward Island awards a scholarship for PEI students enrolled at law school in the academic year for which the scholarship is awarded. Application particulars are available from the Secretary-Treasurer, Law Society of Prince Edward Island, PO Box 128, Charlottetown, C1A 7K2.

### **3. UPPER YEAR SCHOLARSHIPS & AWARDS**

Students must apply for some upper year scholarships, particularly those which are sponsored by donors who play a role in the decision-making process; an interview is part of the selection for some upper year scholarships. The Admissions Office solicits applications for scholarships late in the summer, decisions are made early in September, and scholarships are awarded at Awards Night.

**a. Faculty Scholarships and Awards (Arranged in Alphabetical Order)**

**JUSTICE BARBARA BAIRD SCHOLARSHIP IN FAMILY LAW**

A \$1000 scholarship is awarded to a student entering the third year of the JD program who has demonstrated high standing in Family Law. Criteria of selection are demonstrated interest in and desire to practice Family Law. The scholarship is funded by Court of Appeal Justice Barbara L. Baird (LLB 1976).

**LINDA AND MICHAEL BEAIRSTO AWARD**

This \$1,000 award is open to students entering their second or third year of law study with a solid academic record. The award is conferred based on demonstrated financial need with preference given to an Indigenous student. This award is funded by Linda (LLB 1988) and Michael Beairsto (LLB 1987).

**BORDEN LADNER GERVAIS PROFESSIONAL EXCELLENCE AWARD**

An award of \$1,500 is made to a student entering second year who best demonstrates academic excellence and a commitment to legal professionalism through contributions such as disseminating information about the law (e.g. volunteering with public legal education groups; bringing in speakers; publishing articles about the law or working on the UNBLJ); innovative leadership to enhance legal training in the law school and community access to legal services; and through working collaboratively with others towards these goals.

**BLAKE, CASSELS & GRAYDON SCHOLARSHIP**

A renewable scholarship of \$5,000 is awarded to a student entering the second year of Law studies who has demonstrated academic excellence and financial need. Additional selection criteria may include membership in a historically disadvantaged group as outlined by New Brunswick human rights legislation, community involvement in extra-curricular activities and whether individuals have multiple responsibilities. The scholarship may be renewed for the recipient's third year on the recommendation of the Faculty, provided that the recipient stood in the top 20% of the second year class.

**BRIAN REES CAMPBELL SCHOLARSHIP**

This \$1,000 scholarship commemorates the life of Brian Rees Campbell (JD 2017, MBA 2017). It is awarded to a student entering the second or third year on the basis of good academic performance and significant contribution to the intellectual and social environment of the Law Faculty student body. Preference will be given to students who are graduates of Mount Allison University. The scholarship is supported by the colleagues, classmates, friends and family of Brian Rees Campbell.

**CANADIAN BAR ASSOCIATION (NB BRANCH) AWARD**

This \$4,000 award is issued to law students demonstrating promise in advancing the objects of the CBA, which are to promote the administration of justice, encourage a high standard of legal education and training, uphold the honour of the profession, advance the science of jurisprudence, and foster harmonious relations and cooperation among law societies, the Bench, and members of the Association.

**CAPE BRETON BARRISTERS' SOCIETY SCHOLARSHIP**

A \$1,000 scholarship is awarded to a Nova Scotia student in an upper year of the JD program with a solid academic record and demonstrated financial need. Preference is given to students who normally reside in the Cape Breton Regional Municipality. It is funded by the Cape Breton Barristers' Society.



**CASE FAMILY SCHOLARSHIP IN BUSINESS LAW**

Established through the generosity of former Saint John commercial practitioner A. David Case, Q.C., this \$3,000 award is made to a student entering the third year of the JD program on this basis of high standing and enrolment in courses within the broad field of business law. Some preference is given to students with an evident intention to practise law in New Brunswick.

**THE HON. PETER M. CLARK, Q.C. SCHOLARSHIP**

To commemorate the life and distinguished legal career of The Hon. Peter M. Clark, Q.C. (LLB '70), a \$1000 scholarship is awarded annually to an upper-year student. Born in High River, Alberta, Justice Clark was a partner with Burnett, Duckworth and Palmer in Calgary before joining the partnership at Atkinson McMahan. He was appointed a Justice of the Court of Queen's Bench of Alberta (1995), Deputy Justice of the North West Territories (2007), and Deputy Justice of Nunavut (2010). Justice Clark is remembered for his quick wit, compassion for others, commitment to mentorship, and, most of all, his love of family. Criteria of selection are a solid academic record and community involvement.

**DAVID COVERT SCHOLARSHIP**

A \$2,500 scholarship for a student entering the third year commemorates the life of George David N. Covert ('63), the distinguished Halifax practitioner instrumental in establishing an endowment fund to mark the Faculty's 100<sup>th</sup> anniversary, in 1992. Criteria of selection are enthusiasm and initiative in helping those in need, extensive extra-curricular and community involvement, demonstrated financial need, solid academic record, and any other factors that the selection committee thinks relevant. Financial need and the holding of other awards are taken into account but are not determinative.

**FRANK COVERT SCHOLARSHIP**

This renewable scholarship perpetuates the memory of Frank Manning Covert, a distinguished Halifax practitioner. Valued currently at \$5,000, it is awarded to a student entering second year who ranked among the top ten students at the end of the first year. The primary criterion of selection is academic achievement, but extra-curricular performance, speaking skills and other factors may be considered; financial need and the holding of other scholarships are not taken into account. The scholarship may be renewed for the successful applicant's third year. Unless the selectors determine otherwise the criterion for renewal is ranking among the top ten students at the end of the second year.

**KELLY A. DRISCOLL PROF. COR. SCHOLARSHIP**

A \$2,500 scholarship is awarded to a student entering the third year of Law study. Criteria of selection are demonstrated interest in and desire to practice Family law and participation in extra-curricular activities within the school and/or community related to Family law. It is funded by Kelly A. Driscoll (LLB 2007) and the Oromocto firm of Amicus Law and Mediation.

**ALLEN EARLE SCHOLARSHIPS**

Scholarships in amounts up to full tuition are awarded on the basis of academic merit to students in any year of the Law Program. Named in honour of Allen Otty Earle, a Saint John lawyer, legal editor and this faculty's founding dean (1892-1902), they are funded by the Law program fee. All eligible students are considered automatically.

**FORGING OUR FUTURES LAW AWARDS**

Since 2005 graduates and friends of the Law Faculty have contributed to this fund to enhance student financial support. From this fund the faculty makes awards to students in all years.

Awards are made on the basis of academic merit. All eligible students are considered automatically.

**LAWRENCE & JEAN FRASER SCHOLARSHIP**

A \$2,000 scholarship is awarded to a student entering the third year of the Law Program on the basis of high standing in the introductory Advocacy, Evidence and Civil Procedure courses and who does not hold a Lord Beaverbrook Scholarship. It honours the memory of Lawrence and Jean Fraser of Salt Springs (NS) and is supported by the family.

**FRANCO AND MARIA GIAMBERARDINO SCHOLARSHIP**

A \$1,750 scholarship is awarded to a student with a good academic record who is entering the second or third year of the Law Program. The recipient must have demonstrated a level of leadership through involvement in extra-curricular activities within the Faculty of Law, the University of New Brunswick and their community. Financial need or other special circumstances may be taken into consideration. The scholarship is funded by Justice Franco Giamberardino ('86) and Maria Giamberardino.

**CEDRIC GILBERT SCHOLARSHIP**

The Law Society of New Brunswick awards a \$1,500 scholarship to commemorate the long service to the profession of Cedric T. Gilbert, a Fredericton practitioner, Law Society secretary and Provincial Court judge. Preference is given to a student entering second year. Academic distinction is the primary consideration but financial need is taken into account.

**HERITAGE AWARDS**

At the completion of the Law Faculty's first century, in 1992, graduates and friends established a fund to enhance student financial support. From this endowment the faculty makes awards to students in all years.

**CHRISTOPHER HICKS SCHOLARSHIP**

Established by Christopher Hicks ('79), a prominent criminal defence lawyer based in Toronto, this \$1,500 scholarship is awarded to a student entering second or third year. Recipients must have a solid academic record and an evident intention to pursue a career in criminal law.

**HOYT FAMILY SCHOLARSHIP**

This scholarship, valued at \$2,000, is awarded to a student entering the third year of the JD program with a strong academic record and demonstrated financial need. The scholarship is funded by Janet Hoyt (LLB 1984) and her parents, the Hon. William L. Hoyt (LLD 1998) and Joan Hoyt.

**D. GORDON HUNTER AND LAWSON A. W. HUNTER EXCELLENCE IN LAW SCHOLARSHIP**

A \$6,000 scholarship is awarded to a student entering the second year of the JD program who ranked among the top ten students at the end of the first year or has a grade point average of at least 3.3, and who does not hold a Lord Beaverbrook Scholarship. The scholarship is awarded to a student from Carleton County NB or, if none, from New Brunswick or, if none, from Canada. It is funded by D. Gordon Hunter, Q.C. (BCL 1968) and Lawson A. W. Hunter, Q.C. (LLB 1970, LLD 2011).

**DR. DANIEL HURLEY SCHOLARSHIP**

To recognize the long teaching career (1960-94) and many contributions to student life of Dr Daniel Michael Hurley ('58), faculty, staff and graduates support a \$4,000 scholarship for a student entering the third year. Criteria of selection are a demonstrated interest in Criminal and/or Family law and desire to teach or practice in those areas, strong academic ability as demonstrated in Criminal, Family and Evidence law, and strong extra-curricular activities within the school.

**TERRY KELLY SCHOLARSHIP**

This \$500 scholarship commemorates the life of Terrence Vincent Kelly (BCL '53; LL D '94), long-time lawyer, tireless citizen of Oshawa and proud supporter of UNB. It benefits a student entering the second or third year of the JD program with a good academic record and demonstrated leadership in extra-curricular activities in the Faculty of Law, the University or the community.

**FERNAND LANDRY SCHOLARSHIP**

A \$1,000 scholarship is awarded to a student with an excellent academic record entering the second or third year of the JD program. The recipient will have demonstrated a record of leadership in community service. Established by Assumption Vie/Assumption Life, it commemorates the distinguished career in legal education and public service of its former chair, J. Fernand Landry (LLB 1972).

**LAW CLASS OF 1963 SCHOLARSHIP**

Established in 2013 by members of the 1963 graduating class of the Faculty of Law to commemorate the 50th anniversary of their graduation, two \$2,500 scholarships are awarded to students in any year of the Law program. All students with good academic performance are considered automatically.

**LAW CLASS OF 1978 SCHOLARSHIP**

Established in 2018 by members of the 1978 graduating class of the Faculty of Law to commemorate the 40<sup>th</sup> anniversary of their graduation, this \$1000 award is made to a student entering the second or third year of the JD program. The award is made on the basis of demonstrated financial need and satisfactory academic standing.

**LAW CLASS OF 1981 SCHOLARSHIP**

Established by members of the 1981 graduating class of the Faculty of Law, this \$1,000 award is made to a student entering the second or third year on the basis of good academic performance and significant contribution to the intellectual and social environment of the Law Faculty student body.

**LAW CLASS OF 2001 SCHOLARSHIP**

Established by members of the 2001 graduating class of the Faculty of Law, this \$1,000 award is made to a student entering the second or third year on the basis of good academic performance and significant contribution to the intellectual and social environment of the Law Faculty student body.

**LAW CLASS OF 2010 SCHOLARSHIP**

Established by members of the 2010 graduating class of the Faculty of Law, this \$1,000 award is made to students in second or third year. The award shall be made to a student with good academic performance who has made a positive contribution to the image and reputation of the UNB Faculty of Law on a national or international level. All eligible students are considered automatically.

**LAW FOUNDATION OF NOVA SCOTIA SCHOLARSHIP**

The Law Foundation of Nova Scotia has endowed a fund to support a \$2,000 scholarship for a Nova Scotia student in 2nd and 3rd year of the Law Program who best demonstrates academic excellence.

**MACLELLAN FAMILY SCHOLARSHIP**

A \$5,000 scholarship is awarded to a student who is beginning the second or third year of the Law Program. The recipient must be a student in a leadership position in student organizations within the Faculty of Law such as the Law Students' Society, Faculty Council, Business Law Society, and Speakers Hour. Students must have achieved good academic standings and made a meaningful extra-curricular contribution to the intellectual and social environment of the Faculty.

**GEORGE MCALLISTER SCHOLARSHIP**

To honour the contributions to legal and public life of George Alexander McAllister (1942), a long-time law teacher (1950-74) and the Faculty's dean (1971-74), the Law Society of New Brunswick awards a \$1,500 scholarship, with preference to a student entering the third year. Academic distinction is the primary consideration but financial need is taken into account.

**FRANK MCKENNA SCHOLARSHIP**

A scholarship in the amount of \$3,000 is awarded to a student entering the second year of law study. The award is based on academic excellence and all eligible students are considered automatically. It was established by the Honourable Frank McKenna, PC, OC, ONB, Q.C. ('74) and the firm of McInnes Cooper.

**KEVIN MITCHELL AWARD**

Named in honour of Kevin Mitchell ('92) this \$500 award is made to a student with a good academic record who is entering the second or third year of the law program. The recipient must have demonstrated leadership through involvement in extra-curricular activities in the Faculty of Law, the University of New Brunswick or the community.

**LEARY MOORE MEMORIAL SCHOLARSHIP**

This \$750 award, commemorating the life of Leary Moore ('86), is awarded to a second or third year student with a solid academic record, who demonstrates financial need, shows promise in making a contribution to the profession and adds to the social fabric of Ludlow Hall.

**NEW BRUNSWICK LAW FOUNDATION SCHOLARSHIP**

The New Brunswick Law Foundation supports several scholarships open to students in 2nd or 3rd year of the Law Program from any province. Awards, ranging in value up to full tuition, are offered on the basis of academic excellence. All eligible students are considered automatically.

**THE LAW FOUNDATION OF NEWFOUNDLAND AND LABRADOR CENTENNIAL SCHOLARSHIP**

In commemoration of the 100th anniversary of UNB's law faculty (1992), the Law Foundation of Newfoundland and Labrador endowed a fund to support a \$3,000 scholarship. It is awarded to an upper year student resident ordinarily in Newfoundland and Labrador. Criteria of selection are demonstrated academic ability in the Law Program and financial need; students holding other UNB awards in excess of \$5,000 are ineligible

**ZÖE ODEI SCHOLARSHIP**

A scholarship in the amount of \$8,000 commemorates the life of Samantha Zöe Akua Odei ('98) of Saint John. A woman of generosity and spirit, she was the first African-Canadian president of the Law Students' Society. The scholarship is awarded to a student entering the third year of Law study who is involved actively in community affairs while maintaining a good academic record. It is funded by the family, friends and the firm of McInnes Cooper.

**PEI LAW FOUNDATION CENTENNIAL SCHOLARSHIP**

In commemoration of the 100th anniversary of UNB's law faculty (1992), the Prince Edward Island Law Foundation endowed a fund to support a \$2,000 scholarship. It is awarded to an upper year student resident ordinarily in Prince Edward Island. Criteria of selection are demonstrated academic ability in the Law Program and financial need; students holding other UNB awards in excess of \$7,000 are ineligible.

**EVELYN ROACH MEMORIAL SCHOLARSHIP**

This \$1,000 award, commemorating the life of Newfoundland educator Evelyn Roach, is awarded to a second or third year student in the JD program from Newfoundland and Labrador who has a solid academic record, demonstrated financial need, and active involvement in extra-curricular activities or community affairs.

**A. FREDERICK RICHARD SCHOLARSHIP**

This \$5,000 award was established through a bequest by Constance H. Streeter in memory of her father, A. Frederick Richard, who held an honorary doctorate from UNB. It is awarded to the student entering the second year of Law study, other than the holder of a Lord Beaverbrook Scholarship, who ranked highest, on an overall basis, in the first year.

**ALLEN M. RUBEN, Q.C. AWARD FOR HUMANITARIAN LEADERSHIP**

A plaque and an award of \$500 is made to a student entering the second or third year of Law study who has contributed service deserving of special recognition in the promotion of humanitarian causes, international development or human rights. It was established by Allen M. Ruben, Q.C. ('70).

#### **HONOURABLE WILLIAM F. RYAN SCHOLARSHIP**

This \$12,000 award was established through the generosity of William Francis Ryan ('46), who served the faculty as professor (1950-71), dean (1956-71) and dean emeritus (1988-94); he was also commissioner of the Law Reform Commission of Canada and judge of the Federal Court of Appeal. The Ryan scholarship, which is supported by the Honourable William F. Ryan Scholarship Fund, is awarded to the student entering the third year, other than the holder of a Lord Beaverbrook scholarship, who ranked highest, on an overall basis, in the second year. The recipient is approved by Law Faculty Council.

#### **HARRY SCOTT SCHOLARSHIP**

Established in memory of Harry Kenneth Scott, a much-respected Fredericton solicitor, this \$1,500 award is made to a student entering the third year. Criteria of selection are high academic achievement, an evident intention to pursue a career in corporate law and financial need. The recipient must be resident in New Brunswick. The award is made in consultation with instructors in courses with substantial finance and corporate taxation content.

#### **RICHARD J. SCOTT, Q.C. SCHOLARSHIP**

This \$1,500 scholarship is established by the Law Society of New Brunswick to remember the distinguished career and remarkable life of Richard J. Scott, Q.C. (LLB 1976). In addition to being an appellate advocate of the highest order, Mr. Scott was known and respected for his selfless commitment to continuing legal education, particularly in the areas of professional conduct and advocacy. Moreover, Mr. Scott was a tireless champion of access to justice and was a volunteer nonpareil within the legal professional and the broader community. This scholarship shall be awarded annually to an upper year student of strong academic ability who has also been involved within the law school or broader community in areas of access to justice, advocacy in the public interest or legal ethics and professional responsibility.

#### **JOSEPH SEARS ALUMNI SCHOLARSHIP**

To commemorate the unique law teaching career (1928-77) of Joseph William Sears, the University's Associated Alumni created this \$1,000 award; a bequest from the Sears estate enhanced it. It is given to a student of high academic standing and demonstrated financial need entering the third year.

#### **CHRISTY SHAW SCHOLARSHIP**

A scholarship in the amount of \$1,000 commemorates the life of Christy Gayle Shaw (LLB '97) of Harvey Station. The scholarship is awarded to a student entering the second or third year of the JD program with a good academic record and a demonstrated interest in human rights in the local, national or international context. It is funded by Charles (LLB '73) and Susan Ferris, Katherine LeFeuvre (LLB '97) and Jeffrey Shaw.

#### **SHERRARD KUZZ SCHOLARSHIP**

A scholarship in the amount of \$2,000 is awarded to a student entering the second year of law study who is enrolled in at least one course in the labour/employment law field. Criteria of selection are academic standing and financial need. It is supported by Michael Gregory Sherrard ('90) of the Toronto employment and labour law firm of Sherrard Kuzz.

**STARR HOUSE AWARD**

Students of the Faculty during the period (1953-59) of its location at Starr House, Saint John, fund a \$1,500 award to an upper year student who, in the relevant year, receives no other UNB award but deserves special recognition based on one or more of academic ability, leadership capability, extra-curricular activity beneficial to the law school or peer recognition.

**STEWART MCKELVEY SCHOLARSHIP**

One scholarship valued at \$4,500 is funded annually. The scholarship is awarded to a student entering the second year of Law study who stood among the top ten students on completion of the first year. Selection is based primarily on academic achievement but extra-curricular performance, speaking skills and other relevant factors may be taken into account. The scholarship may be renewed for the recipient's third year. Unless the selectors determine otherwise, the criterion for renewal is continued standing among the top ten students.

**MARGARET TEED TECTOR SCHOLARSHIP**

This \$1,500 scholarship commemorates the life of Margaret Hanington Teed Tector (BCL 1924), the first woman to graduate from the Faculty of Law after the King's College Law School amalgamated with UNB in 1923. It is awarded to a student entering the second or third year of the JD program with a solid academic record and community involvement, with preference for a student who is working to promote diversity at the university and/or in the community.

**ERIC L. TEED MEMORIAL SCHOLARSHIP**

A \$2,000 scholarship is awarded to a second or third year student from New Brunswick who has a solid academic record, demonstrates financial need, and is actively involved in extra-curricular activities at the University or in the wider community. Funded by the family and friends of Eric L. Teed, O.C., Q.C. (BSc '47, BCL '49, BA '72).

**FREDERICK D. TOOLE MEMORIAL SCHOLARSHIP**

This \$4,000 scholarship is awarded to a student entering the second or third year of Law study. It commemorates the life and distinguished career of Frederick D. Toole, Q.C. ('71) of Saint John, who is remembered personally and professionally for his integrity, wisdom and fairness; his generosity and compassion for others; and his ability to bring humor and wit to any situation. The recipient of this award will be a resident of New Brunswick; have a solid academic record; demonstrate financial need and not hold other UNB awards in excess of \$5,000.

**G. GORDON TWEEDY, Q.C. SCHOLARSHIP IN LAW**

To commemorate the life and distinguished legal career of G. Gordon Tweedy, Q.C. (BCL '63), a \$1000 scholarship is awarded annually to an upper-year student. Born in Charlottetown, PEI, Gordon was called to the Bar of Prince Edward Island on November 28, 1963, where he spent his entire legal career. He is remembered as a legend on the Island, a fierce supporter of his community through the Rotary, a lifelong hockey fan playing until he was 80, and above all else, a loving husband, father, and grandfather. Criteria of selection are a solid academic record and community involvement, with a preference for a student from Prince Edward Island.

**a. Externally Administered Scholarships**

**CANADIAN BAR ASSOCIATION (NB BRANCH) AWARD**

This \$4,000 award is issued to a law student self identifying as Indigenous demonstrating promise in advancing the objects of the CBA, which are to promote the administration of justice, encourage a high standard of legal education and training, uphold the honour of the profession, advance the science of jurisprudence, and foster harmonious relations and cooperation among law societies, the Bench, and members of the Association. The award will alternate between the University of Moncton (during academic years starting with an odd number) and the University of New Brunswick (during academic years starting with a pair number) in the event there are suitable candidates within both institutions.

**PEI LAW SOCIETY SCHOLARSHIP**

The Law Society of Prince Edward Island offers a scholarship for PEI students enrolled in law school in the academic year for which the scholarship is awarded. Further information is available from the Secretary-Treasurer, Law Society of Prince Edward Island, Court House, 42 Water Street, Charlottetown, C1A 1A4.

**G. I. SMITH MEMORIAL TRUST BURSARY**

A bursary of up to \$1,500 is awarded annually in honour of George Isaac Smith, sometime premier of Nova Scotia and a distinguished lawyer. Applicants normally must be resident, or have had a family residence, in Colchester County for seven years prior to application, and have completed satisfactorily at least one year of study. Additional criteria include financial need, high academic competence and involvement in the political, civic or social affairs of NS.

**Deadline for application is normally in May.** Applicants should write to the Trust, in care of the Secretary, PO Box 1100, Truro, B2N 5G9.

**4. BURSARIES & LOANS**

**a. University Loan Fund & Bursary Program**

Law students may apply at any time to the University's loan fund (loans up to \$800, open to full-time students who have completed successfully at least one academic term at UNB). For an appointment contact the Financial Aid Office at (506) 453-4796.

<<http://www.unbf.ca/financialaid>>.

**b. Law Faculty Bursaries and Loans**

**i. Bursaries**

Students must apply for Faculty of Law bursaries, which are awarded to students who have completed at least one term of Law study, on the basis of financial need. The Admissions Office asks for applications in the fall term and the funds are disbursed early in the winter term. Available funding varies from year to year and applicants should not count on receiving support every year. Most bursaries are funded by NB Law Foundation, the Faculty of Law Bursary Fund



and the Law Program Fee. In addition, donors have provided the Faculty with several named bursaries, as follows:

**FACULTY OF LAW BURSARY**

Open to all students in the Faculty of Law with financial need.

**BLANCHE FOWLER BURSARY**

A bursary of approximately \$2,000 is awarded to a student in the Law Program. It is supported by a bequest from Bernice Nesbitt of Cleveland in memory of her mother, Blanche Botsford Fowler.

**NB LAW FOUNDATION BURSARY**

The New Brunswick Law Foundation supports several bursaries open to all students in the Faculty of Law with financial need.

**COX & PALMER ENTRANCE BURSARY**

This \$1,500 bursary is awarded to a student entering their first year of the JD program. The student must self-identify as coming from an equity-deserving community who continues to be underrepresented at Law School. The recipient must demonstrate financial need.

**CHARLES RICHARDS BURSARY**

A bursary of \$1,000 perpetuates the memory of Chief Justice Charles Dow Richards, a long-time UNB law lecturer. It is given to a first year student on the basis of financial need.

**DOROTHY SIGMAN VERRILL BURSARY**

The Dorothy Sigman Verrill Bursary is awarded to a New Brunswick resident with financial need who, at the time of entering the Law Program, had spent at least three years away from full-time academic study. It was established in memory of Dorothy Sigman Verrill of Atlanta and is supported by her daughter Melinda Renner and by the New Brunswick University Opportunities Fund. The award is valued at \$500.

**ii. Dean's Emergency Fund**

With funds provided by the NB Law Foundation, the Dean's office administers an Emergency Fund from which it makes small bursaries. For an appointment contact the Manager of Admissions and Scholarships

**5. MEDALS & PRIZES**

**a. Lieutenant Governor's Silver Medal**

The liberality of the Lieutenant Governor of New Brunswick provides the University with a medal awarded to the Law Faculty's most outstanding graduating student in terms of academic achievement. The recipient is the student who has attained the highest GPA in courses completed during second and third years. In the event of a tie, all three academic years are compared.

## **b. First Year Prizes in Course**

In awarding prizes, Faculty Council has adopted a policy of awarding prizes in each section of a sectioned course unless doing so is expressly prohibited by the terms of the prize. Where an award is made for highest standing in a course or combination of courses, it is sometimes awarded to students jointly. Faculty of Law Regulation 4(15) provides that students who have taken less than a normal course load will not be eligible for any prize, academic award or academic recognition, including the Dean's List (Regulation 2(6)), with respect to academic achievement where the student took less than a normal course load for the relevant period, or for a course taken during that period.

### **CANADIAN COUNCIL OF CRIMINAL DEFENCE LAWYERS PRIZE IN CRIMINAL LAW**

A prize of \$500 is awarded to a student with high standing in the introductory Criminal law course. The prize was established by Hampton lawyer David Michael Lutz (1977).

### **DOONE MCEVOY PRIZE IN CONSTITUTIONAL LAW**

A prize of \$1,000 is awarded to the student standing highest in each section of Constitutional Law. This prize commemorates the dedication to public service, constitutionalism and the rule of law of brothers-in-law J.J. Hayes Doone (1888-1953) (lawyer, member of the Legislative Assembly, provincial cabinet member, and Senator) and A. J. McEvoy (1882-1941) (accountant, town councillor, mayor and member of the Legislative Assembly). The prize is funded by members of the Doone and McEvoy families.

### **EMOND MONTGOMERY PRIZE IN PROPERTY**

A book prize of \$150, donated by the publisher Emond Montgomery, is awarded to the student standing highest in each section of the Property course.

### **MAURICE GAUTREAU PRIZES IN LEGAL WRITING**

Prizes totalling \$1,000 are awarded to students who best demonstrate excellence in a substantial writing exercise. They commemorate the career of the Honourable J.R. Maurice Gautreau (BCL 1956), former judge of the Ontario Supreme Court and legal scholar. The prizes were established by family, friends and the Ottawa firm of Burke-Robertson LLP.

### **LAW FACULTY COUNCIL PRIZE – FIRST YEAR**

Awarded to the student standing highest in first year.

### **GEORGE MCALLISTER PRIZE IN TORTS**

A prize in honour of George A. McAllister ('42), long-time teacher in the Faculty and its dean (1971-74), is awarded to the student standing highest in each section of the Torts course.

### **TIMOTHY MCLAUGHLIN PRIZE IN CRIMINAL LAW**

A prize of \$500 is awarded to the student who stood highest in the introductory Criminal Law course. It was established by Halifax Crown counsel Timothy Andrew McLaughlin ('90). The recipient cannot also receive the Canadian Council of Criminal Defence Lawyers Prize in Criminal Law.

### **DAWN MUZZERALL PRIZE IN CONTRACTS**

A prize of \$1,000 is awarded to the student standing highest in the Contracts course. This prize perpetuates the memory of Dawn Muzzerall, a former law student who tragically passed away in her second year of law school. The prize is funded by the New Brunswick Union of Public and Private Employees and the graduating class of 2013, as well as the family and friends of Dawn Muzzerall.

### **c. Upper Year Prizes in Course**

In awarding prizes, Faculty Council has adopted a policy of awarding prizes in each section of a sectioned course unless doing so is expressly prohibited by the terms of the prize. Where an award is made for highest standing in a course or combination of courses, it is sometimes awarded to students jointly. Faculty of Law Regulation 4(15) provides that students who have taken less than a normal course load will not be eligible for any prize, academic award or academic recognition, including the Dean's List (Regulation 2(6)), with respect to academic achievement where the student took less than a normal course load for the relevant period, or for a course taken during that period.

### **LAW FACULTY PRIZE**

The Law Faculty Prize in the amount of \$1,000 is awarded to the most outstanding member of the graduating class, taking account of high academic standing and extra-curricular activities. It is endowed by long-time faculty member David Bell (LLB 1980).

### **BERESKIN & PARR PRIZE IN INTELLECTUAL PROPERTY**

A prize of \$500, funded by the Toronto firm of Bereskin & Parr, is awarded to the student standing highest in Intellectual Property.

### **BRYDEN FAMILY PRIZE IN ADMINISTRATIVE LAW**

A prize of \$500 is awarded to the student(s) standing highest in each section of the Administrative Law course. It is established in memory of Lloyd, Winifred and Esther Bryden, and is funded by former Dean Phillip Bryden.

### **LEYCESTER D. D'ARCY Q.C. PRIZE IN EVIDENCE**

A prize valued at \$750 is awarded to the student standing highest in each section of the Evidence course. It honours the long and distinguished career, in both public and private practice, of Leicester D. D'Arcy, Q.C. The prize is funded by Steven and Susanna D'Arcy.

### **HORACE HANSON PRIZE IN CONSTITUTIONAL LAW & CIVIL LIBERTIES**

Funded by family and friends in memory of H A Hanson, a distinguished Fredericton lawyer, this \$2,000 prize is awarded to the student whose work best demonstrates excellence in Constitutional law, based on a combination of performance in the introductory Constitutional course and on a major paper on some aspect of civil liberties which comprises at least 50% of the final grade in a course taken in the academic year in which the prize is awarded.

**RICHARD HANSON PRIZE IN CONSTITUTIONAL LAW**

A prize in Constitutional law of \$1,000 perpetuates the memory of Fredericton practitioner and federal politician Richard Burpee Hanson; it is funded by a trust established by Jean Hanson, his widow. It is awarded to the student whose work best demonstrates excellence in an area of Constitutional law other than civil liberties, based on a major paper comprising at least 50% of the final grade in a course taken during that academic year.

**THE WILLIAM HENRY HARRISON MOOT COURT PRIZE**

This \$1,000 prize commemorates the distinguished legal and military career of William Henry Harrison, dean of the Faculty (1947-55) and judge of the New Brunswick Supreme Court (1935-1958). Students who receive the top grades in the oral advocacy component of the first year moot program will be invited to participate in the William Henry Harrison Moot held during the fall semester of their second year. Each student participating will receive a \$250 prize and the two students who demonstrate the best oral advocacy skills during the competition will be presented with the Harrison Shield. The prize is funded by William Teed, Q.C. ('78) in memory of his grandfather.

**LAWSON A. W. HUNTER, Q.C. PRIZE IN CONFLICT OF LAWS**

A prize of \$1,200 is awarded to the student standing highest in the third year Conflict of Laws course. The prize was established by Lawson Hunter ('70), renowned regulatory and government relations counsel. Mr. Hunter practices in the Ottawa office of the national law firm, Stikeman Elliot.

**INSOLVENCY INSTITUTE OF CANADA PRIZE IN INSOLVENCY STUDIES**

A prize of \$1,000, funded by the Insolvency Institute of Canada, is awarded to the student standing highest in Bankruptcy and Receivership.

**LAW FACULTY COUNCIL PRIZE – SECOND YEAR**

Awarded to the student standing highest in second year.

**LAW FACULTY COUNCIL PRIZE – THIRD YEAR**

Awarded to the student in the graduating class standing highest in third year.

**BLAKE LYNCH PRIZE IN CRIMINAL LAW & EVIDENCE**

This \$750 prize was established by classmates, colleagues and friends in memory of Charles Blake Lynch ('70), sometime judge of the New Brunswick Provincial Court. It is awarded to the graduating student who has best demonstrated interest and excellence in Criminal Law and Evidence based on courses taken throughout the Law Program.

**MCINNES COOPER PRIZE IN CORPORATE LAW & TAXATION**

A \$500 prize is awarded in consultation with McInnes Cooper for the graduating student with the highest combined average in the Business Organizations and Personal Taxation courses. In event of a tie, the award goes to the student with the higher grade point average in the third year.

**MCINNES COOPER PRIZE IN TRIAL PRACTICE**

A prize of \$500 is awarded to the student standing highest in the Trial Practice course. It honours

Patrick A.A. Ryan, a member of the New Brunswick Court of Appeal, and is established by his former partners and the firm with whom they now practise, McInnes Cooper of Fredericton.

**BARRY MORRISON PRIZE IN LEGAL WRITING**

A \$500 prize is awarded for the best research essay submitted in the directed research course. It is funded by Barry Robert Morrison ('74) of Saint John.

**NB TRIAL LAWYERS' ASSOCIATION PRIZE IN TRIAL PRACTICE**

The New Brunswick Trial Lawyers' Association funds a prize for the student(s) who best demonstrates advocacy skills in oral and written exercises in the Trial Practice course.

**JEAN-MARC OUELLETTE INSURANCE LAW PRIZE**

A prize of \$1,000 is awarded to the student standing highest in the Insurance Law course. This prize commemorates the career of Jean-Marc Ouellette (LLB '90) who practiced insurance law with his colleagues at Foster & Company in Fredericton, N.B. The prize is funded by his family, friends and the law firm of Foster & Company.

**J. GORDON PETRIE, Q.C. PRIZE IN LABOUR & EMPLOYMENT LAW**

A prize of \$2,000 is awarded to the graduating student who best demonstrates overall excellence in Labour and Employment law, based on academic achievement in courses or major papers in that area. The prize is funded by the friends and family of the late J. Gordon Petrie, Q.C., a distinguished Fredericton labour, employment and administrative lawyer practicing with the firm Stewart McKelvey.

**LYMAN PURNELL PRIZE IN WILLS AND ESTATES**

To honour the memory of Lyman Frank Douglass Purnell ('46), an esteemed member of the Saint John bar, friends established a \$500 prize for the student with the highest standing in the Wills & Estate Succession course. In the event of a tie, the prize is awarded to the student with the higher grade point average for that academic year.

**SPIRIT OF UNB LAW**

This \$500 prize is awarded to a graduating student who embodies the collegial spirit of UNB Law. Selected by the LSS executive, the recipient will have made significant contributions to student life through demonstrated volunteerism and leadership.

**JOHN TEED PRIZE IN CIVIL PROCEDURE**

A prize of \$400 is awarded to the student standing highest in Civil Procedure. Funded by Muriel Teed, it honours the memory of the distinguished Saint John practitioner and Law Faculty lecturer, John Francis Hanington Teed (BCL 1911).

**JOHN TEED PRIZE IN COMMUNITY PLANNING**

A prize of \$100 is awarded to the student standing highest in the Community Planning course, any tie to be broken by the instructor. It is endowed by Eric Teed ('49) in memory of his father,

John Francis Hanington Teed ('11).

**TOWNSEND/FISHER PRIZE IN REAL ESTATE TRANSACTIONS**

A prize of \$500 is awarded to the student(s) standing highest in Real Estate Transactions and is funded by retired long-time faculty member David Townsend and his wife Barbara Fisher-Townsend.

**CHRISTOPHER YOUNG PRIZE IN SECURED TRANSACTIONS**

A prize of \$500 is awarded to the student standing highest in Secured Transactions. It was established by James Christopher Young ('84) of the Thorold firm Young, McNamara.

Revised: 03 October 2023

## **SECTION B: COURSES**

### **1. GENERAL**

For course requirements and course loads, reference should be made to Faculty of Law Regulations 1(1) - (7) and 4(13) - (16).

In addition to the seven compulsory courses in the upper years, students must take a total of three courses from the compulsory areas (see below for more details), and one course in which the student writes a scholarly paper worth at least 50% of the final grade for the course. The seven compulsory courses are: Law 2213 Civil Procedure, Law 2223 Commercial Law, Law 2243 Evidence, Law 2253 Administrative Law, Law 2273 Business Organizations, Law 2313 Legal Ethics and Professional Responsibility and Law 2323 Conflict of Laws.

Students who entered the program prior to September 2021 must take one course from each of the three following compulsory areas of study: a) Perspectives and Theories; b) Property Rights; and c) Regulating Relationships (see Regulation 1(3) and 1(4)).

Students who entered the program starting in September 2021 must take one course from the Perspectives and Theories compulsory area of study and two courses from the Core Competencies compulsory area of study (see Regulation 1(3) and 1(4)).

### **2. FIRST YEAR COURSES**

#### **a. Course Descriptions**

##### **LAW 1000 CONTRACTS (6 ch)**

Introduction to the kinds of promises legally enforced and remedies for their breach.

##### **LAW 1200 PROPERTY (6 ch)**

Introduction to the concepts and analytical skills necessary to recognize and resolve disputes over interests in personal and real property. Examines meaning of property, concepts of ownership and possession, aboriginal property claims, and rights in land.

##### **LAW 1303 FOUNDATIONS OF LAW (1.5 ch)**

Introduction to the Canadian legal system, its structure and administration. Introduction to the principles of common law and equity and statutory interpretation. Development of skills, including legal analysis, case analysis and problem-solving.

##### **LAW 1323 LEGAL RESEARCH AND ADVOCACY (3 ch)**

Introduction to legal research and written and oral advocacy which reflects legal reasoning. Includes instruction in using print and electronic resources in law in first term. Students learn how to write in legal style and format, including, for example, a case comment or a memorandum of law, during the first and second terms and to prepare written submissions and present oral argument of a hypothetical case on appeal (the moot) in second term. (3 credits, 4 contact hours [2

hours each term]; instruction takes place in both terms; a second term course for purpose of inclusion in GPA).

**LAW 1400 TORTS (6 ch)**

An introduction to torts law, its theory and functions by studying intentional and unintentional torts, various bases of liability, defences, and remedies.

**LAW 1500 CRIMINAL LAW (6 ch)**

Introduction to the criminal law and the criminal justice system; including the general principles of criminal liability, defences, sentencing, certain elements of trial and pre-trial procedure, and relevant provisions of the *Canadian Charter of Rights and Freedoms*.

**LAW 1600 CONSTITUTIONAL LAW (6 ch)**

Examination of Canada's constitutional framework, including the judicial system, the division of powers, the *Charter of Rights and Freedoms*, and treatment and rights of aboriginal peoples.

**3. UPPER YEAR COURSES**

**a. Courses by Name** (alphabetically)

**Note:** Course descriptions for all upper year courses are listed in Subpart d below.

**Note:** The courses listed below are courses which have been offered in the past three years, including the current year. Archived courses (course not offered in the past three years, including the current year) are listed at the end of this list in Subpart b. Indicated after each course is the most recent year, including the current year, in which the course was offered or the year it was added to the curriculum.

- Law 2253 Administrative Law (22-23)
- Law 5104 Administrative Tribunals Internship (22-23)
- Law 4073 Advanced Constitutional Law (21-22)
- Law 3563 Advanced Criminal Law Seminar (22-23)
- Law 4233 Advanced Evidence (21-22)
- Law 5123 Attorney-General Law Reform Internship (22-23)
- Law 3013 Bankruptcy and Receivership (22-23)
- Law 2273 Business Organizations (22-23)
- Law 4023 Children's Law (22-23)
- Law 2213 Civil Procedure (22-23)
- Law 4033 Collective Bargaining and Arbitration (22-23)
- Law 2223 Commercial Law (22-23)
- Law 5210/5213 Community Service Placement (22-23)
- Law 3053 Competition and Trade Regulation (21-22)
- Law 5015-5023 Competitive Moots (22-23)
- Law 2323 Conflict of Laws (22-23)
- Law 3433 Construction Law (21-22)
- Law 3113 Corporate Finance (21-22)



## B.3

Law 3153 Corporate Taxation (22-23)  
Law 3112 Corporate Transactions (22-23)  
Law 3573 Criminal Procedure (22-23)  
Law 4243 Cybercrime (22-23)  
Law 4093 Directed Research (22-23)  
Law 3910 Disability Law and Policy (22-23)  
Law 4103 Dispute Resolution (22-23)  
Law 3683 Employment Law (22-23)  
Law 3454 Environmental Law (22-23)  
Law 2243 Evidence (22-23)  
Law 3353 Family Law (22-23)  
Law 4124 Gender, Sexuality and Law (22-23)  
Law 3473 Health Law (22-23)  
Law 3908 Human Rights Law (22-23)  
Law 3123 Immigration Law (22-23)  
Law 4193 Indigenous-Non-Indigenous Relations (formally known as Aboriginal People and Law) (22-23)  
Law 3063 Insurance (22-23)  
Law 3453 Intellectual Property (22-23)  
Law 3763 International Law and Organizations (22-23)  
Law 4143 International Trade Law (22-23)  
Law 5113 Judicial Internship (22-23)  
Law 3933 Jurisprudence (22-23)  
Law 3653 Labour Law (22-23)  
Law 4194 Land Claims and Self-Government Agreements (22-23)  
Law 3723 Law and Economics (22-23)  
Law 5063 Law Journal Associate Editors (22-23)  
Law 5073 Law Journal Editor-In-Chief (22-23)  
Law 2313 Legal Ethics and Professional Responsibility (22-23)  
Law 3423 Legal History: Private Law Since 1700 (21-22)  
Law 3424 Legal History: Public Law Since the 17<sup>th</sup> Century (19-20)  
Law 3083 Legislation (22-23)  
Law 4013 Maritime Law (22-23)  
Law 4053 Municipal and Community Planning Law (22-23)  
Law 3443 Natural Resources Law (22-23)  
Law 4094 Negotiation (22-23)  
Law 3143 Personal Taxation (22-23)  
Law 4213 Privacy, Publicity and Reputation (21-22)  
Law 4043 Prosecution and Defence of Homicide (22-23)  
Law 5124 Public Interest Organization Internship (22-23)  
Law 5143 Public Prosecutions Internship (22-23)  
Law 5083 Readings In Legal Theory (22-23)  
Law 3233 Real Estate Transactions (22-23)  
Law 3043 Remedies (22-23)  
Law 3114 Securities Regulation (21-22)  
Law 3801-15 Specialized Legal Topics (22-23)

## B.4

Law 5223 Tax Clinic (22-23)  
Law 4183 Trial Practice (22-23)  
Law 3133 Trusts (22-23)  
Law 5200, 5215 UNB Legal Clinic (22-23)  
Law 3293 Wills and Estate Succession (22-23)

### **b. Archived Courses**

**Note:** Course descriptions for all upper year courses are listed in Subpart d below.

**Note:** The courses listed below are courses which have not been offered in the past three years, including the current year. Indicated after each course is the most recent year in which the course was offered or the year it was added to the curriculum.

Law 4173 Advanced Torts (15-16)  
Law 4063 Comparative Law (17-18)  
Law 3115 Corporate Crime (15-16)  
Law 4123 Feminist Advocacy (07-08)  
Law 4223 Indigenous Self-Government and Economies (18-19)  
Law 3913 International Human Rights Law (11-12)  
Law 4133 International Humanitarian Law (15-16)  
Law 4203 International Taxation (19-20)  
Law 4163 Law and Social Justice (19-20)  
Law 3903 Multiculturalism and the Law (16-17)  
Law 3463 Patent Law (20-21)  
Law 4253 Private Law and Social Justice (19-20)  
Law 3033 Secured Transactions in Personal Property (13-14)  
Law 4263 Wrongful Convictions (18-19)

### **c. Courses by Area**

**Note:** Course descriptions for all upper year courses are listed in Subpart d below.

**Note:** This list includes archived courses (see Subpart b above). Courses appear only once in this list, although boundaries between these areas are not so rigid in reality. A Directed Research course can be done in any area, if a faculty member is willing to supervise it.

#### Administrative Law

Law 2253 Administrative Law  
Law 3123 Immigration Law

#### Commercial Law

Law 3013 Bankruptcy and Receivership  
Law 2223 Commercial Law  
Law 3063 Insurance

Comparative Law

Law 4063 Comparative Law

Competitive Entry Courses

Law 5123 Attorney-General Reform Internship

Law 5210/5213 Community Service Placement

Law 5014 -5018 Competitive Moots

Law 5113 Judicial Internship

Law 5063/5073 Law Journal

Law 5104 Administrative Tribunals Internship

Law 5124 Public Interest Organization Internship

Law 5143 Public Prosecutions Internship

Law 5223 Tax Clinic

Law 5200, 5215 UNB Legal Clinic

Corporate Law

Law 2273 Business Organizations

Law 3053 Competition and Trade Regulation

Law 3113 Corporate Finance

Law 3112 Corporate Transactions

Law 3114 Securities Regulation

Criminal Law/Domestic Public Law

Law 4073 Advanced Constitutional Law

Law 3563 Advanced Criminal Law Seminar

Law 3115 Corporate Crime

Law 3573 Criminal Procedure

Law 4243 Cybercrime

Law 3910 Disability Law and Policy

Law 3908 Human Rights Law

Law 3903 Multiculturalism and the Law

Law 4043 Prosecution and Defence of Homicide

Law 4263 Wrongful Convictions

Employment and Labour Relations

Law 4033 Collective Bargaining and Arbitration

Law 3683 Employment Law

Law 3653 Labour Law

Family Law

Law 4023 Children's Law

Law 3353 Family Law

Health Law

Law 3473 Health Law

Intellectual Property

Law 3453 Intellectual Property

Law 3463 Patent Law

Indigenous Rights

Law 4193 Indigenous-Non-Indigenous Relations (formally known as Aboriginal People and Law)

Law 4223 Indigenous Self-Government and Economies

Law 4194 Land Claims and Self-Government Agreements

International Law

Law 4143 International Trade Law

Law 3913 International Human Rights Law

Law 4133 International Humanitarian Law

Law 3763 International Law and Organizations

Law 4013 Maritime Law

\*Jurisprudence and Legal Theory

Law 4124 Gender, Sexuality and Law

Law 3933 Jurisprudence

Law 3723 Law and Economics

Law 4163 Law and Social Justice

Law 4253 Private Law and Social Justice

Law 5083 Readings in Legal Theory

Legal History

Law 3423 Legal History: Private Law Since 1700

Law 3424 Legal History: Public Law Since the 17<sup>th</sup> Century

Natural Resource and Land Use Regulation

Law 3454 Environmental Law

Law 4053 Municipal and Community Planning Law

Law 3443 Natural Resources Law

\*Property

Law 3433 Construction Law

Law 3233 Real Estate Transactions

Law 3033 Secured Transactions in Personal Property

Law 3133 Trusts

Law 3293 Wills and Estate Succession

Procedure and Practice

Law 4233 Advanced Evidence

Law 2213 Civil Procedure

Law 2323 Conflict of Laws

Law 4103 Dispute Resolution  
Law 2243 Evidence  
Law 4123 Feminist Advocacy  
Law 3083 Legislation  
Law 4094 Negotiation  
Law 2313 Legal Ethics and Professional Responsibility  
Law 3043 Remedies  
Law 4183 Trial Practice

Tax

Law 3153 Corporate Taxation  
Law 4203 International Taxation  
Law 3143 Personal Taxation

Torts

Law 4173 Advanced Torts  
Law 4213 Privacy, Publicity and Reputation

\*The courses listed do not necessarily fulfill the Perspectives and Theories and/or Property Rights compulsory areas of study requirement. See Regulation 1(3) and 1(4).

**d. Course Descriptions** (in order of the course number)

**Note:** All upper year courses have an academic value of three credit hours.

**LAW 2213 CIVIL PROCEDURE**

Introduction to court structure and rules of practice in civil litigation. Emphasis on procedure in New Brunswick Court of Queen's Bench and Court of Appeal.

**LAW 2223 COMMERCIAL LAW**

Introduction to law governing commercial transactions. Includes basic debtor and creditor relationships, creation of security interests in real and personal property, enforcement and priority rights of secured and unsecured creditors, enforcement of money judgments, law of commercial paper, bankruptcy and receivership.

**LAW 2243 EVIDENCE**

Introduction to basic concepts and problems of the law of evidence in the adversarial system, including materiality, admissibility, relevance, exclusionary rules, presumptions, burden of proof, judicial notice, and expert witnesses.

**LAW 2253 ADMINISTRATIVE LAW**

Study of administrative decision-making, including delegation of legislative and judicial power, requirements of natural justice and judicial review of administrative action.

**LAW 2273 BUSINESS ORGANIZATIONS**

Introduction to the basic structures and modes of ownership, management and control of business enterprises, with focus on the corporation.

**LAW 2313 LEGAL ETHICS AND PROFESSIONAL RESPONSIBILITY**

This course surveys ethics and professionalism in the practice of law, including the nature and scope of a lawyer's responsibilities to clients, courts, other legal professionals, law societies, and the public. The emphasis is on being able to identify and address ethical issues in various settings or roles (e.g., private practice, corporate counsel, government) by applying personal ethical thinking, the *Code of Professional Conduct*, the *Law Society Act* and other regulations.

**LAW 2323 CONFLICT OF LAWS**

Introduction to issues of (1) jurisdiction of a court to entertain a claim against a foreign defendant or in respect of foreign events; (2) choice of law principles; (3) recognition and the enforcement of foreign judgments, in the context of substantive law areas including family law, the law of obligations (contract and tort) and the law of property (the *inter vivos* transfer of and succession to both tangible and intangible property).

**LAW 3013 BANKRUPTCY AND RECEIVERSHIP**

Deals with law of insolvency and bankruptcy in Canada and appointment of receivers under security instruments.

**LAW 3033 SECURED TRANSACTIONS IN PERSONAL PROPERTY**

Introduction to theory, concepts, principles and rules relevant to security interests in personal property focusing on Canadian personal property security acts.

Prerequisite: Law 2223 Commercial Law

**LAW 3043 REMEDIES**

Explores common law and equitable remedies such as damages, injunctions and specific performance.

**LAW 3053 COMPETITION AND TRADE REGULATION**

Considers the regulation of anti-competitive practices under the Competition Act, with an emphasis on procedural and substantive aspects of merger review, including both criminal and civil remedies, as well as vertical restraints on trade, such as price maintenance and abuse of dominant position. Regulation of deceptive marketing practices under the Competition Act may also be considered.

**LAW 3063 INSURANCE**

Introduction to principles of insurance law and contracts, including indemnity and subrogation; contribution; insurable interests; conditions and warranties; misrepresentation and non-disclosure; concealment; description of risk; special problems in the formation of the insurance contract; the premium; interim coverages; renewal; assignments; procedure after loss.

**LAW 3083 LEGISLATION**

Introduction to legislative process and interpretation of statutes, using illustrative statutory interpretation problems; legislative drafting exercises.

**LAW 3112 CORPORATE TRANSACTIONS**

This practice oriented business law seminar is designed for students interested in corporate, securities and tax law. The course will take students through the practical corporate, securities and tax law issues and procedures involved in the negotiation, structuring and completion of corporate, securities and tax transactions.

Recommended: Completion of Law 3143 Personal Taxation

Pre- or Co-requisite: Law 2273 Business Organizations

**LAW 3113 CORPORATE FINANCE**

The course provides an introduction to the basics of corporate finance, including the use and analysis of financial statements, the valuation of debt, equity and derivation instruments, capital budgeting and the valuation and assessment of investment opportunities. The course will also examine the role of securities regulation and the basics of mergers and acquisitions with a particular emphasis on the duties and obligations of directors when responding to an unsolicited takeover bid.

Prerequisite: Law 2273 Business Organizations

**LAW 3114 SECURITIES REGULATION**

Introduction to securities regulation in Canada with particular reference to the law of New Brunswick and Ontario. The course emphasizes an understanding of securities law through an appreciation of underlying policy rationales. Topics include: the objectives of securities regulation; principal concepts in securities legislation; registration requirements; primary and secondary distribution of securities; prospectus disclosure and continuous disclosure; exemptions and resale rules; regulation of the trading markets; timely disclosure with particular reference to insider trading, mergers and acquisitions; and enforcement.

Recommended: Completion of Law 2273 Business Organizations

**LAW 3115 CORPORATE CRIME**

This seminar course explores both substantive law and contemporary issues pertaining to imposing criminal sanctions upon corporations and individuals associated with corporations. Topics covered include types of business crimes (such as fraud, competition offences, environmental offences and occupational health and safety) the criminal responsibility of corporations and corporate executives and issues concerning the investigation, prosecution and sentencing of corporate and white collar crime.

Pre- or Co-requisite: Law 2273 Business Organizations

**LAW 3123 IMMIGRATION LAW**

Introduction to law and social policy, focusing on federal *Immigration Act* and provincial and territorial law and practice. Includes admission to Canada as permanent resident, visitor or refugee, grounds for exclusion or removal from Canada, family unification, inquiry and review process, ministerial permits and offences.

**LAW 3133 TRUSTS**

Brief survey of origin of Chancery jurisdiction and growth and eventual fossilization of Equity to introduce most important modern creature of Equity, the trust. Detailed study of trusts (including remedial trusts), for persons, trust administration and trusts for purposes, especially charities.

**LAW 3143 PERSONAL TAXATION**

Introduction to federal personal income taxation including liability for tax; the concept of income; permitted deductions and exemptions; rates, returns, and payment of tax; administration and enforcement; tax appeals.

**LAW 3153 CORPORATE TAXATION**

Special emphasis on federal income taxation of corporations and shareholders including the problems of residency, corporate tax rates, associated corporations, dividends and other non-liquidating distributions income, stock redemptions and partial liquidations, and complete liquidations. (Ordinarily offered every other year)

Prerequisite: Law 3143 Personal Taxation.

**LAW 3233 REAL ESTATE TRANSACTIONS**

Analysis of transfer of title to real property, including issues arising from listing agreements, agreements of purchase and sale, financing, defects in title, lawyers' obligations, and remedies of vendors and purchasers.

**LAW 3293 WILLS AND ESTATE SUCCESSION**

Introduction to the tools of testate and intestate succession, with particular emphasis on wills and trusts and with reference to other relevant areas of law, including family, devolution of estates, administration of estates and insurance.

**LAW 3353 FAMILY LAW**

Study of legal regulation of intimate relationships, including status of various family forms, requirements for marriage and divorce, obligations and rights of parents, and property rights of intimate partners.

**LAW 3423 LEGAL HISTORY: PRIVATE LAW SINCE 1700**

Seminar on the development of private law. May include such areas as contract, tort, property and family law, and such topics as transformations in property forms and the contingent nature of the public/private divide.

**LAW 3424 LEGAL HISTORY: PUBLIC LAW SINCE THE 17TH CENTURY**

Survey of the "rise of liberty" theme in Anglo-Canadian constitutional theory and criminal law from the English Revolution forward with particular focus on *Charter*-protected rights and evolution of criminal defenses. Attention given to humanitarian revolution in penology and to policing.



**LAW 3433 CONSTRUCTION LAW**

Examination of special legal problems of construction and building projects, including standard form contracts, bonding requirements, financing arrangements, mechanics' liens and labour relations issues.

**LAW 3443 NATURAL RESOURCES LAW**

Examination of public and private law relating to development of natural resources including property interests, legislative jurisdiction and administrative regulation.

**LAW 3453 INTELLECTUAL PROPERTY**

Introduction to law of intellectual property including aspects of copyright, patent, trademark, industrial design and confidential information.

**LAW 3454 ENVIRONMENTAL LAW**

Establishes analytical law and policy framework for evaluating environmental issues. Considers characteristics of environmental problems (cause and effects), the peculiar difficulties these problems pose for the traditional legal system and various responses of legal, economic and administrative institutions.

**LAW 3463 PATENT LAW**

Examines the patent system and the main substantive elements of the law, including the process for obtaining a patent, the pharmaceutical patent linkage system, the requirements of novelty, utility, non-obviousness (inventive step), sufficiency of disclosure and patentable subject matter. Policy justifications for the patent system and the various legal doctrines are also considered.

**LAW 3473 HEALTH LAW**

This is an introductory course in the study of health law. The purpose of the course is to expose students to a wide range of legal issues that arise in the health law area. Topics to be considered include licencing and regulation of health care professionals, malpractice and negligence, consent to treatment, confidentiality and disclosure of health information, and mental disability.

**LAW 3563 ADVANCED CRIMINAL LAW SEMINAR**

Critical examination of emerging issues in criminal law, procedure, evidence, and sentencing from legal and socio-legal perspectives.

**LAW 3573 CRIMINAL PROCEDURE**

Analysis of the criminal process from investigation to appeals; including jurisdiction, search and seizure, right to counsel, arrest, constitutional remedies, bail, preliminary inquiries, discovery, requirements of the charge, pleas, verdicts, and post-trial remedies.

**LAW 3653 LABOUR LAW**

Introduction to law of union-management relations including organization of the workplace; establishment and termination of the collective bargaining relationship; bargaining in good faith; use of strikes, lockouts and picketing; injunctions.

Recommended: Law 2253 Administrative Law as pre- or co-requisite.

**LAW 3683 EMPLOYMENT LAW**

Examines nature and incidents of the employment relationship from commencement to termination, including common law principles and statutory reforms such as minimum standards, health and safety legislation, workers' compensation and human rights legislation.

**LAW 3723 LAW AND ECONOMICS**

This course applies the tools of economic analysis to the study of legal rules and institutions. Topics and case studies in three core areas of the law - property, contracts, and crime and punishment - are used to develop the main idea that economic theory can be used to increase understanding of the law, leading to improved public policy evaluation and formation in all areas of civil and criminal law. No economics prerequisite is required.

**LAW 3763 INTERNATIONAL LAW AND ORGANIZATIONS**

Introduction to the public international legal system by studying international legal theories, policies and practices; legal personalities; sources of international law; relation to domestic legal systems; jurisdictional claims over territory, persons and activities.

**LAW 3801-15 SPECIALIZED LEGAL TOPICS**

Courses offered from time to time. Particular topics vary depending on availability of faculty and interests of students.

**LAW 3903 MULTICULTURALISM AND THE LAW**

The term multiculturalism is often used to describe a social fact – increasing recognition of diversity along ethnic, cultural, religious, racial sexual, or other lines – and also to describe government policies responding to this social fact. In this course, we will examine how courts, legislatures, and theorists have articulated, and sometimes complicated, conceptions of culture and multiculturalism. At root, these actors are all engaged with the questions of how we can and should best live together in a socially diverse polity, how to best balance communal and individual interests, and the mutual influence of cultural identities and law. This course will explore these challenging theoretical and practical questions.

**LAW 3908 HUMAN RIGHTS LAW**

Examines federal, provincial and territorial legislation, policy and case law affecting the protection of human rights, particularly prohibitions on discrimination. May also consider constitutional and international human rights protections available to Canadians, and comparative case law.

**LAW 3910 DISABILITY LAW AND POLICY**

Examines some of the more pressing issues at the intersection of law, disability, and public policy. The course aims to evaluate the role and effectiveness of law, legal institutions, and legal process in eliminating disability discrimination. It also explores how disability intersects with other protected characteristics (e.g., race, gender, sexual orientation). The seminar begins with an examination of the principal legal frameworks (constitutional, statutory, and regulatory) addressed to disability rights and selected critical disability scholarship before applying insights from this material to current legal controversies. Additional topics vary with the interests of the participants.

**LAW 3913 INTERNATIONAL HUMAN RIGHTS LAW**

Describes and critically examines the substance and basic mechanisms of international human rights law. Topics include: ancestry and character of treaty and customary law of human rights; the role of texts, processes, and instruments at international and regional levels; the relation between human rights and international humanitarian law which deals primarily with laws applicable during war or armed conflict; the universal or culturally particular nature of human rights; rights-oriented and duty-oriented approaches; the relation between civil-political and economic-social rights; enforcement of human rights norms and relation to sovereignty and political fragmentation; and the role of non-governmental human rights organizations. International Law is not a pre-requisite.

**LAW 3933 JURISPRUDENCE**

Introduction to philosophical foundations of law and legal institutions.

**LAW 4013 MARITIME LAW**

Focuses on the public international law of the sea. The 1982 *United Nations Convention of the Law of the Sea* (UNCLOS), to which Canada is a party, has established the current legal system governing domestic and international maritime areas. This course will focus on the origins of UNCLOS, its implementation and how the established legal system works today in conjunction with other international treaties and domestic legislation. The class will examine past disputes between States before approaching how current international disputes, such as the Aegean Sea dispute and the Arctic, may be delimited under International Law. Questions, such as what rights and jurisdiction do States have in domestic, foreign and international waters will also be addressed. The course will address particular issues such as, fishing rights, the high seas, the rights of Aboriginal populations, mining on the deep seabed, shipping, piracy, marine genetic resources and terms such as the 'common heritage of mankind' and the 'tragedy of the commons.'

**LAW 4023 CHILDREN'S LAW**

Study of statutes and common law that construct and regulate childhood and rights and obligations of children. May include new reproductive technologies, rights and obligations of social and natural parents, custody and access determinations, child welfare proceedings, adoption, differing child support and child-care regimes, and young offenders.

**LAW 4033 COLLECTIVE BARGAINING AND ARBITRATION**

Study of practice and process of collective bargaining and labour arbitration. Includes participation in simulated bargaining or arbitration sessions.

Prerequisite: Law 3653 Labour Law.

**LAW 4043 PROSECUTION AND DEFENCE OF HOMICIDE**

Examines the investigation, prosecution and defence of homicides from a substantive, procedural and practical perspective with a focus on gaining an understanding of how prosecutors attack complex criminal prosecutions and how defence counsel arrange and conduct defences. Students will attend lectures, discuss legal problems and engage in strategic problem-solving through the lens of a fictionalized murder prosecution. During the semester, students will examine the elements of the various homicide provisions in the Criminal Code, consider the manner of

investigation of homicides and the legal and ethical issues that arise, examine typical defences, and study procedural and substantive issues from pre-trial to sentencing.

**LAW 4053 MUNICIPAL AND COMMUNITY PLANNING LAW**

Considers the inter-related areas of municipal and community planning law, focussing on municipal authority, jurisdiction and governance, land use regulation and the unique legal status of municipalities as creatures of provincial legislation rather than as a level of government in the constitutional sense.

**LAW 4063 COMPARATIVE LAW**

Seminar course introducing comparative approaches to legal problems, including an examination of the civil law tradition and Quebec's *Civil Code*.

**LAW 4073 ADVANCED CONSTITUTIONAL LAW**

Seminar course in advanced constitutional law. May include such topics as civil liberties, federalism, separation of powers, and/or the role of the judiciary. May involve comparative constitutional law.

**LAW 4093 DIRECTED RESEARCH**

A student, with the approval of the Associate Dean, may elect to fulfill three credit hours by performance of a major independent legal writing program under the supervision of a consenting member of the faculty.

**LAW 4094 NEGOTIATION**

This course explores the theory and practice of negotiation, including development of negotiation skills through analytical and interpersonal work and participation in simulated negotiations.

**LAW 4103 DISPUTE RESOLUTION**

Provides overview of theoretical and practical underpinnings of non-curial dispute resolution, both prior to or as alternatives to the formal court process. Includes skill development in interviewing; negotiating and drafting settlements; mediation and arbitration.

**LAW 4123 FEMINIST ADVOCACY**

Assists students to apply feminist legal analysis to the circumstances of women with different histories and self-definitions and to understand the application of feminist legal analysis to cases, both those already decided and those still to be litigated.

**LAW 4124 GENDER, SEXUALITY AND LAW**

This seminar critically investigates issues at the intersection of law, gender and sexuality. The class will introduce a variety of theoretical frameworks (including feminism and queer theory) which will be used to examine legal issues affecting women and LGBTQ people and to explore the legal construction of those identities.

**LAW 4133 INTERNATIONAL HUMANITARIAN LAW**

Introduction to theories, policies, practices and rules of the law of armed conflict and international humanitarian law.

Prerequisite: Law 3763 International Law and Organizations or permission of instructor.

**LAW 4143 INTERNATIONAL TRADE LAW**

Study of theories, policies, rules and organizations governing international trade and economic relations by examining contemporary issues relating to investment and trade in goods, services and capital.

Prerequisite: Law 3763 International Law and Organizations or permission of instructor.

**LAW 4163 LAW AND SOCIAL JUSTICE**

Interdisciplinary approach to the use of law as a tool to achieve social justice in Canada. Focuses on the history of activism on specific issues, whether by means of lobbying, litigation, civil disobedience or more traditional law reform processes. Includes consideration of the role of lawyers as activists and as advocates and advisors for activist clients.

**LAW 4173 ADVANCED TORTS**

This is an advanced torts seminar that will provide students with the opportunity to explore tort law in greater depth and breadth. The course will introduce specific torts that will be new to many students (e.g., defamation, intrusion upon seclusion) and will examine novel uses of torts (e.g., negligence actions against tobacco companies, use of tort to obtain vindication for victims of terrorism and torture). We will also examine theoretical aspects of tort, including the justification for different standards of fault (negligence, strict liability) in tort and the moral relevance of causation in negligence.

**LAW 4183 TRIAL PRACTICE**

Study of the various elements of the trial including opening statements, examination in chief, cross examination, re-examination and argument. Exercises develop students' skill in trial preparation and performance.

**LAW 4193 INDIGENOUS-NON-INDIGENOUS RELATIONS**

Analyze legal concepts applicable to Indigenous peoples with special emphasis on the history and legacy of residential schools, the United Nations Declarations on the Rights of Indigenous Peoples, Treaties and Aboriginal Rights, Indigenous law, and Indigenous-non-Indigenous relations. The course examines the various ways Indigenous peoples have asserted their rights through direct political action, constitutional negotiation, and litigation including the scope and nature of Treaty Rights, Aboriginal Title, and the Duty to Consult.

**LAW 4194 LAND CLAIMS AND SELF-GOVERNMENT AGREEMENTS**

Examines the reconciliation of Aboriginal rights with the modern Canadian state through the presentation of claims, and negotiation and adjudication of specific and comprehensive land claims agreements including recognition of Aboriginal self-government. Includes a comparison of Canadian models and experience of land and governance restitution processes with those in other countries and with relevant international law.

### **LAW 4203 INTERNATIONAL TAXATION**

An increasingly free flow of investments and expansion of businesses across borders highlight the importance of the law and policy of international taxation. This course is designed to provide students with an opportunity to learn the essentials of international taxation, with a specific reference to Canadian experience. The primary emphasis is placed on the provisions of the Canadian Income Tax Act that govern the taxation of non-residents earning income from Canadian sources and Canadian residents earning income abroad. In addition to providing students with exposure to these substantive tax rules, the course will also offer students an opportunity to examine the fundamental concepts and principles relevant to the interpretation and application of international tax treaties and some selected topics in international taxation such as transfer pricing, tax avoidance and dispute resolution.

Prerequisite: Law 3143 Personal Taxation.

Recommended: Law 3153 Corporate Taxation (may be taken concurrently)

### **LAW 4213 PRIVACY, PUBLICITY AND REPUTATION**

This seminar explores how private law protects individuals' reputation, privacy and publicity interests (i.e. interests in the public use of one's name or likeness). Students will consider the nature and importance of these interests and whether the law achieves an appropriate balance between them and countervailing interests – especially free speech. In addition to learning the substance of defamation law, privacy torts and rights of publicity, students will discuss topics including: speech and privacy on the internet, group defamation/hate speech, private law approaches to cyberbullying, and the right to be forgotten.

### **LAW 4223 INDIGENOUS SELF-GOVERNMENT AND ECONOMIES**

Indigenous peoples have been exercising self-government (including trade and commerce) since time immemorial. In this seminar, the historical evolution of self-government will be traced including the role of the Indian Act and other statutes that play a role in Indigenous government processes such as the First Nations Fiscal Management Act. The course will also explore the development of comprehensive modern treaties, self-government agreements and land claim resources. Topics canvassed include: the legal framework for community economic development, economic accommodation of aboriginal rights, impact benefit agreements, corporate social responsibility, Aboriginal Title, treaty federalism, the duty to consult and pluralistic constitutionalism.

Prerequisite: Law 4193 Indigenous-Non-Indigenous Relations or permission of the instructor.

### **LAW 4233 ADVANCED EVIDENCE**

Evidence is the study of law's epistemology – the theory of knowledge, methods and scope that separates belief from fact or opinion. In this seminar students will build upon the fundamentals of evidence law such as political philosopher Jeremy Bentham's admonition that "all relevant evidence is admissible." Students will be asked to apply basic evidentiary principles to new and challenging areas such as law and technology, the law of consent in sexual assault, the retention, preservation and spoliation of evidence, expert opinion evidence, and aboriginal litigation.

Prerequisite: Law 2243 Evidence

**LAW 4243 CYBERCRIME**

This seminar explores the application of the criminal law and the criminal justice system to cybercrime. The reach of cybercrime, cybercrime typology, problems in detecting, investigating and prosecuting cybercrimes, international issues and jurisdictional challenges will be critically examined.

**LAW 4253 PRIVATE LAW AND SOCIAL JUSTICE**

Can private law be used to advance social justice causes? Should that role be left to public law? Is there even a difference between the two? These are some of the questions explored by this seminar course, which examines the nature of private law and its potential role as a champion of social justice.

Particularly in the first year of law school, private law (such as the law of property, torts, and contracts) can come across as an autonomous and apolitical body of legal principles focused on the resolution of disputes, usually between private individuals. In the time required for learning things like the rules of easements or what constitutes consideration, rarely is there sufficient space in the curriculum to question the origin, purpose, and ramifications of private law's principles. This course will examine the roots of private law and various contemporary views on what it is, what it does and what it should do. By engaging in a broad survey of private law theory accompanied by case studies, the goal of this course is to offer students a critical perspective on private law's neutrality. It also aims to provide a richer understanding to future lawyers and legal scholars of private law's potential as a tool for social change.

**LAW 4263 WRONGFUL CONVICTIONS**

Wrongful convictions erode public confidence in the criminal justice system, harm those who are unjustly imprisoned, and exacerbate the problem of systemic racism in the judicial system. This course examines the causes and prevention of wrongful convictions, the mechanisms for identifying and remedying them after they have occurred, and potential reforms to address the problem. The approach is comparative, drawing on the experience in Canada and other jurisdictions. It also considers how wrongful convictions may disproportionately impact Indigenous people and other disadvantaged groups. The course may also provide opportunities to partner with other organizations to review and investigate claims of wrongful conviction in Atlantic Canada and prepare appropriate materials in connection with such claims.

**LAW 4303 EQUITABLE RELIEF AND PRIVATE JUSTICE**

Explore the relationship between equity and the private law doctrines of the common law, as well as the place of equitable relief in a system of private justice. Students examine various bases of equitable relief (including unconscionability, promissory and proprietary estoppel, injunctions in restraint of private nuisances, and relief against penalties and forfeitures) and the way in which each responds to particular common law doctrines. The course also briefly addresses the history of equity as a normative system, the fusion of the courts of law and equity, and considers equitable principles as found in contemporary private law jurisprudence.

**LAW 5015-5023 COMPETITIVE MOOTS**

Students who compete in Moot Court Competitions approved by Faculty Council will receive three credit hours for participating in those competitions. Except with permission of the Office of

the Dean, a minimum grade point average of 3.0 in the previous academic year is required to be registered for a competitive moot. These approved Moots are as follows:

**LAW 5015 Gale Cup Moot** (second term) Recently this national Moot has involved a criminal/constitutional issue arising out of the Charter of Rights and Freedoms.

**LAW 5016 Jessup International Law Moot** (first term) This is the leading international law moot. The Canadian Round is part of a US-based competition typically involving teams from 50-70 countries. Canadian winners enter an international finals competition in Washington, DC.

Pre- or co-requisite: Law 3763 International Law and Organizations or the permission of the instructor)

**LAW 5017 Laskin Administrative and Constitutional Law Moot** (second term) This is a national Moot in which at least one UNB representative must moot in French.

**LAW 5018 McKelvey/Sopinka Cup Moot** (second term) The Sopinka Cup Moot is a trial moot sponsored by the American College of Trial Lawyers. Mooters examine and cross-examine witnesses and deliver opening and closing addresses to a jury of evaluators made up of judges and lawyers. UNB competes against University of Moncton and Dalhousie University for the McKelvey Cup (named in honour of E. Neil McKelvey, Q.C. of the Law firm Stewart McKelvey Stirling Scales.) The winner of the regional competition travels to Ottawa to compete nationally for the Sopinka Cup. Students must write a substantial paper on an issue related to current trial practice. Limited to students who have successfully completed not less than sixty credit hours of courses taken for credit towards their law degree.

Pre-requisites: Law 2243 Evidence and Law 4183 Trial Practice. Law 4183 Trial Practice must be taken in the term immediately before the term in which the student is registered in the Sopinka moot course, except by permission of the instructor.

**LAW 5019 Kawaskimhon (Aboriginal) Law Moot** (second term) The Kawaskimhon Aboriginal Rights Moot is a national negotiations moot on issues of aboriginal rights. The moot problem is assigned by the host institution in December or early January, and the factums are due six to eight weeks after the problem is assigned. The moot itself is held in early March, over the course of two days. On the first day participants present oral arguments based on submitted written factums. Kawaskimhon participants are expected to work toward reaching *consensus* on the mooted problems by the end of the second day. Previous moots have addressed such issues as band membership rights, territorial overlaps, the effects of hydro projects, Métis rights and indigenous heritage.

Pre-requisite: Either Law 4193 Indigenous-Non-indigenous Relations or Law 4223 Indigenous Self-Government and Economies.

**LAW 5020 Canadian National Negotiation Competition** (second term) The Canadian National Negotiation Competition (CNNC) provides a means for law students to learn, practice and improve their negotiating skills. The competition simulates legal negotiations in which law students, acting as lawyers, negotiate a series of legal problems. The



simulations deal with the same general topic, but the negotiation situation varies with each round and level of the competition. Students typically get experience in both transactional negotiation and dispute negotiation. A team consists of two students attending the same Canadian law school; generally, a school may send up to two teams. The winners of the CNNC can advance to the International Negotiation Competition, held in various locations around the world, usually in June of each year.

Pre- or co-requisite: Law 4094 Negotiation or Law 4103 Dispute Resolution

**LAW 5021 Bowman Tax Moot** (second term) The Donald G. Bowman National Tax Moot is Canada's first competitive moot on taxation. Established in 2011 and named in honour of the former Chief Justice of the Tax Court of Canada, the moot promotes advocacy and excellence in the fields of tax law and policy, and provides participants with the opportunity to take part in a simulated tax court proceeding. The students also interact with judges from Federal and Supreme Courts and with experienced practitioners of tax law. The students compete over two days in two preliminary rounds, semi-finals and the final moot before a panel of three judges. The winners are determined based on best team, best appellant factum, best respondent factum, best advocate. The moot is typically held in Toronto in late March or early February every year.

Pre- or co-requisite: Law 3143 Personal Taxation.

**LAW 5022 Davies Ward Phillips & Vineberg Corporate/Securities Law Moot** (second term) This is a national moot that provides students with an opportunity to debate current legal issues in corporate and securities law. Eleven law schools from across Canada participated in the 2011 moot, held in Toronto in early March. Students are tested on their written and oral appellate advocacy. Each student is required to argue twice during the two-day competition, once on behalf of the appellant and once on behalf of the respondent.

**LAW 5023 The Wilson Moot** (second term) The Wilson Moot was established in 1992 to honour the outstanding contribution to Canadian law made by Hon. Bertha Wilson, Justice of the Supreme Court of Canada. The spirit of this moot is to promote justice for those traditionally disempowered within the legal system, and, in particular, to explore legal issues concerning women and minorities. The competition is held in Toronto. The facta are usually due at the end of January and the moot itself is typically held in late February. There are separate team awards for both the written and the oral argument sections of the moot. The oral argument consists of a preliminary round, during which the mooters compete twice against their counterparts from other law schools, and the final round. The top two schools after the preliminary round compete against each other in the final.

Pre-requisite: Law 4073 Advanced Constitutional Law or course that the instructor deems equivalent.

**LAW 5063 LAW JOURNAL ASSOCIATE EDITORS**

Associate Editors of the UNB Law Journal may, with permission of the Faculty members designated for that purpose by the Office of the Dean, elect to have their academic work on the Law Journal count for credit. Evaluation is by the members of the Faculty designated for that purpose by the Office of the Dean. Except with permission of the Office of the Dean, a minimum grade point average of 3.0 in the previous academic year is required to be registered as an Associate Editor.

**LAW 5073 LAW JOURNAL EDITOR-IN-CHIEF**

The Editor-in-Chief of the UNB Law Journal, may, with permission of the Faculty members designated for the purpose by the Office of the Dean, elect to have her/his academic work on the Law Journal count for credit. Evaluation is by the members of Faculty designated for that purpose by the Office of the Dean. Except with permission of the Office of the Dean, a minimum grade point average of 3.0 in the previous academic year is required to be registered as an Editor-in-Chief.

**LAW 5083 READINGS IN LEGAL THEORY**

A student, with approval of the Associate Dean and a member of faculty, may fulfill three credit hours by completing selected readings in philosophy of law and jurisprudence to the satisfaction of the supervising faculty member.

**LAW 5104 ADMINISTRATIVE TRIBUNALS INTERNSHIP**

Provides students with an opportunity to develop an understanding of the functions and processes of an administrative tribunal by working with members of an approved administrative tribunal. Under the direction of the administrative tribunal, students will research legal issues, observe and participate in hearings, and undertake other tasks as the administrative tribunal requires. Students must apply to the Associate Dean to be considered for the course, and must give permission to members of the administrative tribunal to access their law transcripts.

**LAW 5113 JUDICIAL INTERNSHIP**

This course provides students with an opportunity to develop an understanding of advocacy and judicial decision-making by working with members of the judiciary. Students will view the hearings of selected cases, discuss the arguments with judges, and assist judges with research relevant to the preparation of their decisions. Students must agree to be bound by the confidentiality and other relevant obligations governing law clerks. Students must apply to the Associate Dean to be considered for the course, and must give permission to members of the judiciary to access their law transcripts.

**LAW 5123 ATTORNEY-GENERAL LAW REFORM INTERNSHIP**

Develop an understanding of law reform and the law reform process by working with a lawyer in the Office of the Attorney General of New Brunswick. Under the supervision of the lawyer, students research identified legal issues and prepare a paper containing analysis and recommendations for reform. Students must apply to the Associate Dean to be considered for the course, and must give permission to lawyers of the Office of the Attorney-General to access their law transcripts. Preference is normally given to third-year students.

**LAW 5124 PUBLIC INTEREST ORGANIZATION INTERNSHIP**

This course provides students with an opportunity to develop an understanding of public interest issues and advocacy by working with members of an approved public interest organization. Under the direction of the public interest organization students will research legal issues and work on selected cases. Students must apply to the Associate Dean to be considered for the course, and must give permission to members of the public interest organization to access their law transcripts.

**LAW 5143 PUBLIC PROSECUTIONS INTERNSHIP**

This course provides students with an opportunity to develop an understanding of the role of the Attorney General as prosecutor by working with the staff of the Director of Public Prosecutions. Students will be exposed to prosecutorial ethics, advice to investigators, pre-charge screening, disclosure issues, trial issues, sentencing and dealing with witnesses and victims. Students must apply to the Associate Dean to be considered for the course, and must give permission to the Director of Public Prosecutions to access their law transcripts.

**LAW 5200 UNB LEGAL CLINIC (6 credit hours)**

Over two terms, provide legal services to persons who cannot afford legal representation by working on case files from start to finish on matters such as social benefits, tenant issues, employment issues, and small claims advocacy. Under supervision, students learn how to fulfill the professional role and responsibilities of a lawyer, encounter practice-related ethical issues, develop legal skills of client interviewing, negotiation, and advocacy, employ legal analysis and legal problem-solving, and build knowledge of procedural and substantive law in the areas of law covered by the Clinic. Students are instructed in practice management, client communication, poverty law, cultural competency, and trauma-informed lawyering. They develop skills and confidence in a supportive learning environment.

**LAW 5210 COMMUNITY SERVICE PLACEMENT (6 credit hours)**

Over two terms, gain practical law-related experience while promoting access to justice. Through placements with legal and other service entities (including non-profit organizations, government agencies, legal clinics, and/or legal practitioners), students support pro bono and public interest initiatives. Supervised by a practicing lawyer, students provide legal advice and/or information. Students also receive practice-oriented instruction in professional responsibility, practice management, client communication, and topics relevant to their placements. Students may undertake independent legal outreach activities, in which they create and deliver legal information to assist those who do not have access to legal services.

**LAW 5213 COMMUNITY SERVICE PLACEMENT (3 credit hours)**

Over one term, gain practical law-related experience while promoting access to justice. Through placements with legal and other service entities (including non-profit organizations, government agencies, legal clinics, and/or legal practitioners), students support pro bono and public interest initiatives. Supervised by a practicing lawyer, students provide legal advice and/or information. Students also receive practice-oriented instruction in professional responsibility, practice management, client communication, and topics relevant to their placements. Students may undertake independent legal outreach activities, in which they create and deliver legal information to assist those who do not have access to legal services.

**LAW 5215 UNB LEGAL CLINIC (3 credit hours)**

Over one term, provide legal services to persons who cannot afford legal representation by working on case files from start to finish on matters such as social benefits, tenant issues, employment issues, and small claims advocacy. Under supervision, students learn how to fulfill the professional role and responsibilities of a lawyer, encounter practice-related ethical issues, develop legal skills of client interviewing, negotiation, and advocacy, employ legal analysis and legal problem-solving, and build knowledge of procedural and substantive law in the areas of law covered by the Clinic. Students are instructed in practice management, client communication, poverty law, cultural competency, and trauma-informed lawyering. They develop skills and confidence in a supportive learning environment.

**LAW 5223 TAX CLINIC**

Gain hands-on experience in Canadian tax law and acquire skills in tax research, client communications and case management. Students assist the UNB student community and low-income individuals in the Fredericton area to file their personal income tax returns. They may also provide legal information and advocacy on tax issues through research, writing and client representation.

Prerequisite: Law 3143 Personal Taxation

**4. COURSES FOR NON-LAW STUDENTS**

**Note:** The following course is offered to undergraduates enrolled in other UNB faculties and is not available to students in the JD program.

**LAW 3003 READINGS IN LAW AND FEMINIST THEORIES**

Open to students outside the Faculty of Law who want to explore issues involving feminism and law. Requires weekly meetings with instructor to discuss assigned readings in the area of feminist legal theories and preparation of paper on topics selected by student in consultation with instructor. Must have permission of instructor to take course.

## **SECTION C: FACULTY REGULATIONS**

### **1. GENERAL REGULATIONS**

#### **a. Application and Interpretation of Regulations**

The general University regulations apply except where they are modified by the Faculty of Law Regulations. Unless otherwise expressly provided, the following Regulations apply only to:

- (a) students registered in the JD program, with the exception of Regulation 2(2), which applies to all students registered in a law course; and,
- (b) unless the context otherwise requires, courses taken for credit towards the JD degree, whether taken within the Faculty or outside the Faculty. (F.C. 03/16/07)

For the purposes of applying the following Regulations, when a GPA is specified to only one decimal point a GPA which is reported to two decimal points shall be rounded up if the second decimal point is 5 or higher.

#### **b. Course Requirements**

##### **i. Compulsory Courses**

1(1) The first year courses are compulsory. Students take Contracts, Property, Torts, Constitutional Law, Criminal Law, Foundations of Law and Legal Research and Advocacy. (F.C. 03/14/14; 05/13/14)

1(2) In their first or second semesters of law school after completing their first year, students must take the following five courses: Evidence, Administrative Law, Business Organizations, Civil Procedure and Commercial Law. (F.C. 02/17/06)

1(3) Students who have satisfactorily completed the PLSNP course offered through the University of Saskatchewan's Native Law Centre will be given transfer credit for Law 1200 Property Law. (F.C. 05/13/14)

In their third or fourth semesters of law school after completing their first year, students must take the following two courses: Conflict of Laws and Legal Ethics and Professional Responsibility.

**Note:** This regulation must be read together with Regulation 4(1)(a) which requires that a student must receive a grade of C- or better in order to be eligible to graduate.

##### **ii. Compulsory Areas of Study**

1(3) In addition to the seven compulsory upper year courses, students must take at least one of the following Perspectives and Theories courses (F.C. 10/29/04; 02/17/06; 09/25/20; 10/16/20; 11/19/21):

## C.2

Advanced Constitutional Law	Law and Economics
Comparative Law	Law and Social Justice
Disability Law and Policy	Legal History: Private Law Since 1700
Equitable Relief and Private Justice	Legal History: Public Law Since the 17 <sup>th</sup>
Feminist Advocacy	Century
Gender, Sexuality and Law	Multiculturalism and the Law
International Law and Organizations	Private Law and Social Justice
Jurisprudence	

1(4) In addition to the seven compulsory upper year courses, students must take at least two of the following Core Competencies courses (F.C. 10/29/04; 02/17/06; 09/25/20; 11/18/22):

Community Service Placement	Legislation
Dispute Resolution	Personal Taxation
Employment Law	Real Estate Transactions
Family Law	Trial Practice
Indigenous-Non-Indigenous	Trusts
Relations	Wills & Estate Succession
Labour Law	

**Note:** Changes to the compulsory areas of study were made in 2021. The compulsory areas of study listed above are compulsory for any new student who started the law program in September 2021 or later. Any student who started the law program prior to September 2021 must adhere to the following compulsory areas of study:

*In addition to the seven compulsory upper year courses, students must take at least one course from each of the following areas (F.C. 10/29/04; 02/17/06, 09/25/20; 10/16/20; 11/19/21):*

### ***a) Perspectives and Theories:***

<i>Advanced Constitutional Law</i>	<i>Law and Economics</i>
<i>Comparative Law</i>	<i>Law and Social Justice</i>
<i>Disability Law and Policy</i>	<i>Legal History: Private Law Since 1700</i>
<i>Equitable Relief and Private Justice</i>	<i>Legal History: Public Law Since the 17<sup>th</sup></i>
<i>Feminist Advocacy</i>	<i>Century</i>
<i>Gender, Sexuality and Law</i>	<i>Multiculturalism and the Law</i>
<i>International Law and Organizations</i>	<i>Private Law and Social Justice</i>
<i>Jurisprudence</i>	

### ***b) Property Rights***

<i>Intellectual Property</i>	<i>Real Estate Transactions</i>
<i>Land Claims and Self-Government</i>	<i>Securities Regulation</i>
<i>Agreements</i>	<i>Trusts</i>
<i>Patent Law</i>	<i>Wills and Estate Succession</i>

***c) Regulating Relationships***

*Employment Law*  
*Environmental Law*  
*Family Law*

*Human Rights Law*  
*Labour Law*

**Note:** This regulation must be read together with Regulation 4(1)(a) which requires that a student must receive a grade of C- or better in order to be eligible to graduate.

Any course offered as a Specialized Legal Topics (Law 3801-3815) may be designated by the Dean in his or her discretion as satisfying one of the compulsory area requirements for a period of one year.

With the prior approval of the Office of the Dean, a student may be permitted to substitute a special program of directed research for a compulsory course or a course in a compulsory area of study where:

- (a) the student is undertaking a program of study at another law school for credit towards his or her law degree in accordance with a Letter of Permission; or,
  - (b) the student would otherwise be required to return for an additional term of study to take only the substituted course or courses in order to meet the course requirements of Regulation 4(1) for eligibility to graduate,
- if:
- (c) the required course or equivalent course is not available during the relevant term of study, and,
  - (d) it would be unreasonable in the circumstances to expect that the student should have previously completed the course.

Where such permission is granted, the student may register in Law 4093 (Directed Research) notwithstanding that the student has previously taken that course for credit towards his or her law degree.

**Note:** For students on a Letter of Permission, a requirement to complete either a compulsory course or a course in a compulsory area of study must be met at the host law school. If a required course is not offered at the host law school, the student will not meet his or her degree requirements. In exceptional circumstances a student may be granted permission to substitute a special program of directed research for one required course. If such permission is granted the student must register for the Directed Research course (Law 4093) and pay UNB tuition for that course.

**iii. Writing Requirement**

1(4) A student must take at least one course approved by the Office of the Dean in which the student writes a scholarly paper that has a value of at least 50% toward the final grade in that course, and the student must receive a grade of C for the paper component of the course. This requirement is not satisfied by taking the Competitive Moots. (F. C. 11/07/07)

**iv. Non-Law Courses**

1(5) With the permission of the Office of the Dean, students who have completed the first year of the law program may take a total of three credit hours of non-law courses for credit toward their law degree. With the permission of the Office of the Dean, students who are enrolled in the program leading to a JD and an MBA from the University of New Brunswick (the joint, concurrent or dual degree program) may take a total of six credit hours from outside the Faculty of Law for credit toward their law degree.

**Note:** Students in the Joint MBA/JD Program normally receive credit for six credit hours of prescribed MBA courses as determined by the Director of Graduate Studies, Faculty of Business Administration. Students will be granted a maximum of three credit hours for MBA courses unless they have successfully completed the other MBA course requirements of the Joint Program.

Credit towards the law degree will not be given for any course in which the student does not receive a grade of C or better. The grade achieved in any course taken outside the Faculty shall not be included in calculating the student's grade point average for any purpose, including determining the student's eligibility for prizes.

**Note:** Generally, permission will be granted, other than for students enrolled in the Joint MBA/JD Program, upon satisfactory evidence that the course:

- (a) is not a duplication of work done either in the JD program or otherwise, and;
- (b) does not focus on content that is substantive law covered by a law course(s) available to the student in the JD program, and;
- (c) is related to the student's program of legal study or career plans thereby enhancing his or her professional development as a lawyer, and;
- (d) has a value of at least three credit hours.

**v. Limited Enrolment Courses**

1(6) Where the educational objectives of a course will best be served by limiting enrolment in the course, the Dean may approve a limited enrolment for the course.

**vi. Limitation on Competitive Moots, Law Journal and Internships**

1(7) A student may not take more than three of the following courses for credit towards the law degree: any Competitive Moot; any Internship; Law Journal Associate Editor; Law Journal Editor-in-chief. (F.C. 12/04/03; 11/22/13)

**c. Standing, Advancement and Graduation**

**i. General**

2(1) The general University regulations governing conduct and academic matters apply except where they are modified by the Faculty of Law Regulations.



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2(2) Student grades are reported using the following letter grades: (F.C. 03/24/06)

Letter Grade	Grade Point Value	Narrative Description
A+	4.3	Exceptional, outstanding, and excellent performance, normally achieved by a minority of students. These grades indicate a student who is self-initiating, exceeds expectation, and has an insightful grasp of subject matter.
A	4.0	
A-	3.7	
B+	3.3	Very good, good, and solid performance, normally achieved by the largest number of students. These grades indicate a good grasp of subject matter or excellent grasp in one area balanced with satisfactory grasp in other areas.
B	3.0	
B-	2.7	
C+	2.3	These grades indicate a satisfactory performance and knowledge of subject matter.
C	2.0	
C-	1.5	Marginal performance. A student receiving this grade demonstrates a superficial grasp of subject matter.
D	1.0	Unsatisfactory performance.
F	0	

2(3) A course may be designated as carrying a grade of CR or NCR, in which case:

- (a) a grade of CR is not included in the calculation of a student's grade point average;
- (b) subject to paragraph (a), for all purposes in the Regulations, NCR is equivalent to a grade of F (0.0) and CR is equivalent to a grade of C (2.0) or better.

2(4) It is Faculty policy that the class GPA for final grades in first year classes should ordinarily fall within a range of 2.70 to 3.00, and in upper year classes of more than 18 students should ordinarily fall within a range of 2.85 to 3.15, calculated without including any F grades assigned in the class. The class GPA in upper year classes of 18 or fewer students should ordinarily fall within a range of 2.85 to 3.35, calculated without including any F grades assigned in the class.

Prior to submitting final grades for verification, the faculty member shall provide the Associate Dean with the GPA for the class, and, if the GPA is outside the ranges specified above, the faculty member shall at the same time provide the Associate Dean with an explanatory memo justifying the deviation. The Associate Dean shall report to Faculty Council, after submission of final grades, on any courses in which the GPA deviates from the ranges specified above, and on the justification provided by the faculty member.

This Policy does not apply to the following courses:

- LAW 5013-5023: Competitive Moots
- LAW 5063 and 5073: Law Journal Associate Editors and Editor-in-Chief
- LAW 4093: Directed Research
- LAW 5083: Readings in Legal Theory (F.C. 03/24/06)
- LAW 5223: Tax Clinic (F.C. 11.18/22)
- LAW 5123: Attorney-General Law Reform Internship (F.C. 11.18/22)
- LAW 5124: Public Interest Organization Internship (F.C. 11.18/22)
- LAW 5104: Administrative Tribunals Internship (F.C. 11.18/22)

LAW 5113: Judicial Internship (F.C. 11.18/22)

LAW 5143: Public Prosecutions Internship(F.C. 11.18/22)

2(5) The following course is graded as carrying a grade of CR or NCR:

LAW 1303 Foundations of Law (F.C. 03/14/14; 12/05/14)

LAW 5200 UNB Legal Clinic (F.C. 11.18/22)

LAW 5215 UNB Legal Clinic (F.C. 11.18/22)

2(6) A student who during

(a) his or her first year,

(b) his or her first and second semesters after their first year, or

(c) his or her third and fourth semester after their first year

obtains a grade point average of 3.3 or higher for the courses taken during that period and stands in the top 10 of his or her class shall be placed on the Dean's List for such period and this shall be shown on the official transcript of grades for the student. (F. C. 05/14/03)

**Note:** In determining the Dean's List for Second and Third Year, the Dean's Office applies the following guidelines:

- a. the Dean's List is determined at the end of each academic year based on the performance of all students who completed the second term of their second or third year of the program during that academic year;
- b. to be eligible for the Dean's List a student must have taken not less than 30 credit hours of courses during the two terms that comprise their second or third year of the program (Reg. 4(16)),
- c. the 30 credit hours referred to in para. (b) may include non-law courses taken for credit even though that course was not included in the calculation of the student's GPA (Reg. 1(5));
- d. the two terms of a student's year in the program need not be consecutive academic terms (i.e. a student may not have registered for courses at UNB in the JD program for one or more terms, such as where a student sits out or has registered for a term(s) in the MBA program);
- e. the two terms of a student's year in the program must be completed while registered in the JD program at UNB and courses taken at another law school for credit on a Letter of Permission, including an exchange, are not considered in calculating the student's GPA and eligibility for purposes of the Dean's List;
- f. courses taken at another law school for credit while on a Letter of Permission, including an exchange, are considered in determining the student's year and term in the program;
- g. a term taken while a visiting student at UNB is considered a term in the program if the student received credit for those courses towards his or her degree requirements upon transfer into the program, and the GPA for that term shall be calculated to two decimal places;

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- h. where a student completes a first year course which overlaps the second term of second year and the first term of third year, the GPA for each term will be calculated by allocating three credit hours with the final grade for the course to each term; and,
- i. the Dean's List notation is placed on the students transcript immediately following the second term of their second or third year in the program, as the case may be.

**Note:** In the event that the student who stands tenth is tied with other students, when the GPA is calculated to two decimal points, all students with the tenth place ranking shall be included on the Dean's list. (F. C. 05/14/03)

2(7) A student who graduates having obtained a grade point average of 3.7 or higher for all courses taken after the first year of study shall be conferred with a "Degree With Distinction" and this shall be shown on the official transcript of grades for the student.

**Note:** For the purposes of applying Regulation 2(7), when a GPA is specified to only one decimal point a GPA which is reported to two decimal points shall be rounded up if the second number after the decimal point is 5 or higher.

**Note:** To be eligible for a "Degree With Distinction" a student must have received grades in not less than 60 credit hours of courses taken in the Faculty of Law after the first year of the JD program, including courses taken at UNB or Saint Thomas University as provided in Regulation 1(5).

### ii. Students in First Year

3(1) Students will be considered to have completed his or her first year of the JD program successfully and be eligible to advance to the upper years of the program if, and only if, they have:

- (a) subject to Regulation 3(7), received a credit for Foundations of Law and received grades of C- or better in all other first year courses, and have a grade point average of 2.0 or higher for all other first year courses; and,
- (b) satisfied the course load requirements of Regulation 4(14). (F.C. 12/04/09; 03/14/14; 12/05/14)

3(2) In first year all six credit hour courses extend over two semesters, with a final mark being given after the second semester. First semester work is graded on a continuous scale of 0.0-4.3. If this mark is higher than that earned for second semester work, it will be calculated as 40% of the final grade for that full year course. If it is lower, it will be calculated as 20% of the final grade for that full year course. (F.C. 12/04/09)

3(3) In first year term courses, a grade shall be given for the course at the end of the term. In the case of the second semester term course Legal Research and Advocacy, some work with respect to legal research and writing may be performed during the first semester. (F.C. 03/14/14)

3(4) Repealed. (F.C. 12/04/09)

3(5) If a student in first year has not obtained a D, F or NCR in any course but fails to obtain a GPA of 2.0 for all first year courses, he or she may write one special examination in the course in which the lowest mark was earned. In the event there is no single lowest mark, the student may

choose to write one special examination from among the courses in which he or she earned the lowest marks. A student may not write more than one special examination under any circumstances. (F.C. 12/04/09; 03/14/14; 12/05/14)

3(6) If a student in first year earns a grade of D, F or NCR in any one course, but no more than one course, he or she may take a special examination in that course on completion of the semester in which that grade was received. A student may not write more than one special examination in first year courses under any circumstances. (F.C. 12/04/09; 03/14/14; 12/05/14)

3(7) For purposes of Regulation 3(1)(a), if a student writes a special examination, the grade received on the special examination shall be used rather than the original grade received in the course. (F.C. 12/04/09)

3(8) If a student in first year writes a special examination, the mark received shall appear on the transcript along with the original mark. For all purposes other than Regulation 3(1), the original mark will be used in determining the student's average for the year. (F.C. 12/04/09)

3(9) All special examinations shall be written during the month of June at times determined by the Office of the Dean unless otherwise approved by the Office of the Dean.

3(10) All special examinations are to be written on the Fredericton Campus of the University of New Brunswick unless a student is able to make other suitable arrangements with an academic institution, to the satisfaction of the Office of the Dean.

3(11) A student in first year who is unable to advance because of Regulation 3(1) is deemed to have failed and must withdraw from the Faculty of Law. (F.C. 12/04/09)

3(12) Students seeking readmission to first year must apply to the Faculty Readmissions Committee in accordance with the Readmissions Regulations (Regulation. 7(1)-7(5), *infra*).

**Note:** One of the effects of Regulation 3 is that, if after completing a special examination in accordance with this Regulation, the student meets the requirements in regulation 3(1) the student may advance to the upper years notwithstanding that the GPA shown on their transcripts is less than 2.0.

### **iii. Students in Upper Years (Semesters)**

4(1) A student who has successfully completed his or her first year of legal studies is eligible to graduate if, and only if, he or she has:

- (a) earned grades of C- or better and a grade point average of 2.0 or better in courses totalling 60 credit hours taken after first year, including all compulsory courses and one course from each of the compulsory groups of courses;
- (b) received grades in at least 60 credit hours of courses taken in the Faculty of Law, including courses taken at UNB or Saint Thomas University for which permission was granted in accordance with Regulation 1(5);
- (c) satisfied the course load requirements of Regulations 4(13) and 4(14); and
- (d) obtained approval from the Office of the Dean for all courses taken outside the Faculty of Law;

- (e) completed all work toward the law degree within six years of first enrolling in the Faculty, except with permission of Faculty Council; and,
- (f) satisfied all other applicable University and Faculty requirements and regulations.

4(2) Subject to Regulation 4(1)(e), a student in any semester after first year may register for the next semester unless, after first year, he or she has obtained a total of:

- (a) more than three grades of F;
- (b) more than five grades of D; or
- (c) more than five grades of D and F.

A student who after first year is not eligible to register for the next semester by virtue of this regulation is deemed to have failed.

4(3) Subject to Regulation 4(1)(e), after first year a student who does not register for a semester for which he or she is eligible may register for the next semester, unless:

- (a) during the semester(s) in which the student elected not to register, he or she attended another law school; and
- (b) was required to withdraw from that other law school.

A student who under this Regulation chooses not to register for a semester must notify the Office of the Dean on or before the date set for registration.

**Note:** Students in good standing who have not registered for one or more terms and who intend to resume study should inform the Office of the Dean prior to **July 16** for Fall Term or **November 1** for Winter Term.

4(4) Any student who is deemed to have failed under Regulation 4(2) shall not be readmitted to the Faculty of Law. Such a student may appeal his or her academic status in writing to the Senate Committee on Student Standings and Promotions. Appeals from first semester results must be submitted on or before **15 February**. Appeals from second semester results must be submitted on or before **16 July**.

**Note:** One of the effects of Regulation 4 is that if the student meets the requirements of this Regulation the student may advance notwithstanding that the GPA shown on their transcript is less than 2.0.

#### **iv. Special Exams, Repeating and Substituting Upper Year Courses**

4(5) Subject to Regulation 4(6), a student who has received a grade of D or F in a course taken after first year may take a special examination on completion of a semester or session if

- (a) a portion of the final grade for the course was based on a test or examination which constituted not less than 20% of the final grade for the course; and,
- (b) the student has not earned a grade of D or F in any other course taken after first year.

**Note:** In contrast to a special examination in a first year course, in an upper year course the grade on a special examination does not replace the original final grade for the course. Instead, the grade on the special examination in an upper year course replaces the grade on all tests or examinations worth more than 20%. All other elements of evaluation remain in place for the purposes of calculating the final grade.

4(6) A special examination may be written and a revised final grade for the course calculated in accordance with Regulation 4(7) only if

- (a) the result would not be inconsistent with the requirements of the course set by the instructor; and,
- (b) where the course was taken outside the Faculty, the instructor of the course grants permission.

4(7) Where a student writes a special examination in a course, the revised final grade for the course shall be calculated by substituting the grade on the special examination for each test or examination that constituted not less than 20% of the original final grade for the course.

4(8) Where a student writes a special examination pursuant to Regulation 4(5)

- (a) the original mark shall remain on the student's Official Transcript;
- (b) the revised final grade for the course shall appear as a notation on the student's Official Transcript indicating that a special examination was written;
- (c) the revised final grade shall be considered to have replaced the original final grade for the purpose of determining the student's eligibility to graduate under Regulation 4(1); and,
- (d) the original mark shall be used for all other purposes including determining the student's eligibility to write a special examination pursuant to Regulation 4(5).

4(8.1) Subject to Regulations 4(8.2) to (8.4), a student not registered in a degree or certificate program at the University of New Brunswick may take one special examination in a law course in which they received a grade of D or F in a semester or session if:

- (a) upon completion of that semester or session, they have not earned a grade of D or F in any other law course; and,
- (b) in the case of an upper year course,
  - (i) a portion of the final grade for the course was based on a test or examination which constituted not less than 20% of the final grade for the course; and,
  - (ii) the result would not be inconsistent with the requirements of the course set by the instructor. (F.C. 03/16/07)

4(8.2) Where a student writes a special examination in a first year law course pursuant to Regulation 4(8.1), the mark on the special examination shall be the revised final grade for the course. (F.C. 03/16/07)

4(8.3) Where a student writes a special examination in an upper year law course pursuant to Regulation 4(8.1), the revised final grade for the course shall be calculated by substituting the grade on the special examination for each test or examination that constituted not less than 20% of the original final grade for the course. (F.C. 03/16/07)

4(8.4) Where a student writes a special examination pursuant to Regulation 4(8.1)

- (a) the original mark shall remain on the student's Official Transcript;
- (b) the revised final grade for the course shall appear as a notation on the student's Official Transcript indicating that a special examination was written; and,
- (c) the original mark shall be used in determining the student's eligibility to write a special examination. (F.C. 03/16/07)

4(9) For purposes of Regulations 4(2) and 4(5), each time any course is attempted, and a grade of D or F is obtained, the student is deemed to have obtained a D or F in a course.

4(10) For purposes of Regulation 4(1)(a), where a student repeats a course, the highest mark earned will be calculated in the grade point average.

4(11) For purposes of Regulation 4(1)(a), if a student has attempted more than 60 credit hours of courses, the grade point average will be calculated using the best marks obtained in 60 credit hours which include all compulsory courses and one course from each compulsory group.

4(12) For all purposes other than 4(1)(a), a student's grade point average will include the marks received for all courses attempted, and each and every attempt of a course.

**Note:** With respect to repeating a course, University Regulation I(E) provides:

*Students may without special permission register for a course already taken in order to meet a prerequisite or other degree requirement, or in order to improve their grade point average. However, both the original grade and the new grade will each be counted separately towards a grade point average. Students should note that while the credit hours of a repeated course will be used each time in calculating a grade point average and in the totals of courses attempted and passed, they can only be counted once towards the minimum number of credit hours required for a degree.*

*A student may attempt a course a maximum of three times (including withdrawals but excluding course attempts designated with the “#” notation). Beyond that, the student must obtain the permission of the Dean of the student’s Faculty to register again in the repeated course.*

#### **v. Course Loads and Withdrawing From Courses**

4(13) In applying Regulations 4(14) to (20),

- (a) a reference to a date or period of time shall be a reference to the dates and times as set out in the Faculty of Law Academic Calendar approved annually by the Fredericton Senate and found in the Faculty of Law Guide and on the Faculty of Law website;
- (b) Regulations 4(14) to (20) apply to students registered in the JD program who are taking the course for credit towards their JD degree; and,
- (c) Regulation 4(20) applies to all law courses other than courses offered only to students not in the JD program. (F.C. 04/01/05)

4(14) A student shall

- (a) take all first year courses (Regulation 1(1)) and no other courses during first year; and,
- (b) after first year, normally take 15 credit hours of courses for credit towards the law degree each semester or session and no other courses. (F.C. 04/01/05)

4(15) After first year a student may, with prior approval of the Office of the Dean, vary the normal course load in a semester or session,

- (a) by taking up to 3 credit hours more than the normal course load; or,

(b) by taking less than the normal course load. (F.C. 04/01/05)

4(16) Where a student after first year has taken less than a normal course load

- (a) Faculty Council will not normally waive the requirement of Regulation 4(1)(e) that all work towards the law degree be completed within six years of first enrolling in the Faculty;
- (b) with the exception of “Degree with Distinction” (Regulation 2(7)), the student will not be eligible for any prize, academic award or academic recognition, including the Dean’s List (Regulation 2(6)), with respect to a course taken during that period, or for academic achievement where the student took less than a normal course load for the relevant period; and,
- (c) taking less than a full course load may be a consideration in awarding scholarships and bursaries. (F.C. 04/01/05)

4(17) For the purpose of determining the relevant period in applying Regulation 4(16)(b)

- (a) semester shall mean a period that is either the fall or winter semester reflected in the Faculty of Law Academic Calendar; and,
- (b) year shall mean a period that is two consecutive semesters.

4(18) During first year, a student may not withdraw from a compulsory course (Regulation 1(1)), but may voluntarily withdraw from the program by notifying the Registrar in accordance with University Regulation IX (Official Withdrawal (Voluntary)) thereby withdrawing from his or her courses as follows:

- (a) where the effective date of the withdrawal is within the time for course additions and deletions, by deleting the course from the student’s record;
- (b) where the effective date of the withdrawal is within the time for withdrawing from the course without academic penalty, by recording a W for the course; or,
- (c) except as provided in Regulation 4(20), where the effective date of the withdrawal is after the time for withdrawing from the course without academic penalty, by recording an F for the course. (F.C. 04/01/05)

4(19) After first year, a student may withdraw from a course

- (a) within the time for course additions and deletions, and the course will be deleted from the student’s record;
- (b) within the time for withdrawing from a course without academic penalty if the student’s course load would not be less than the normal course load as provided in Regulation 4(14)(b), and a “W” will be recorded on the student’s transcript; or,
- (c) in all other cases, as provided in Regulation 4(20). (F.C. 04/01/05)

4(20) Except where permitted by Regulations 4(13) to 4(19), a student may not withdraw from a course except in accordance with the following:

- (a) a student may petition to withdraw from a course without academic penalty after the applicable deadline and before the submission of the final grade for the course;
- (b) the petition shall be submitted to the Dean or Dean’s designate who shall have the sole and only discretion to grant the petition;



- (c) the grounds for the petition are restricted to compassionate, health-related or extenuating circumstances beyond the control of the student which demonstrably had a direct impact on the academic performance of the student in the course;
- (d) documentation in support of the petition shall be provided by the student;
- (e) where the student has satisfied the Dean or Dean's designate that the grounds for granting the petition have been established, the Registrar shall be advised to record a W for the course; and,
- (f) while the decision of the Dean or Dean's designate on the petition is final and not subject to appeal, the student may have recourse to appeal to the relevant appeals committee on related matters as set out elsewhere in University Regulations. (F.C. 04/01/05)

4(21) A student not registered in a degree or certificate program at the University of New Brunswick may withdraw from a law course as provided in Regulations 4(19) and (20). (F.C. 03/16/07)

#### **vi. Deferred Examinations**

5(1) A student who by reason of illness or other misfortune is unable to write examinations at the specified times may apply to the Office of the Registrar for permission to write deferred examinations at a time and place to be determined. Such examinations will take the place of examinations which the student was unable to write. Application for such deferred examinations, supported by medical certificates or other evidence, must reach the Office of the Registrar within seven days of the examination which the student was unable to write. Extensions may be permitted in the event that illness or other misfortune prevents the student from meeting this deadline.

**Note:** The Dean's Office normally sets a schedule for the writing of deferred examinations. It is expected that all deferred exams will be written in accordance with this schedule and completed no later than February 1 for December examinations and June 30 for April examinations.

**Note:** Normally deferred examinations are written on campus. Students are responsible for all arrangements and all charges incurred for deferred examinations written off-campus. Such deferred examinations must normally be written at an approved University or College. For further information with respect to deferred examinations contact the General Office.

5(2) A student who becomes ill and withdraws for this reason during an examination, or who feels that his performance was seriously affected by illness, even if he does not withdraw, must, if he or she wishes to be eligible for a deferred examination, notify his or her instructor or an invigilator before leaving the examination room. The student should then go immediately to be medically examined by a doctor in the University Medical Service. The student may then apply to the Office of the Registrar within seven days for a deferred examination. Extensions may be permitted in the event that illness or other misfortune prevents the student from meeting this deadline.

5(3) The University reserves the right to charge a fee for a deferred examination.

### **vii. Application and Registration**

6(1) Application for entrance to the Faculty of Law must be made to the Admissions Committee, University of New Brunswick, Faculty of Law, P.O. Box 44271, Fredericton, NB, E3B 6C2. Telephone (506) 453-4693.

6(2) Since the number of places available is limited, all applicants for first year must file applications with all supporting material so that they are received by **1 March**. The only exception is a final transcript of marks. Applicants are encouraged to submit their applications prior to the **15th of November**.

6(3) Any applicant who is unable to register in person on registration day may be permitted to register in person up to the last day for adding courses upon approval of the Dean's Office and the professor teaching each course, and payment of any University penalty for late registration.

6(4) Registration is not complete until the applicant pays the prescribed fees and files with the Registrar a registration form giving the required information.

**Note:** The Law Faculty dates for commencement and termination of lectures, vacations and examinations do not necessarily correspond with the dates in other University Faculties. Please consult the Law School Academic Calendar of Dates on page ii of this Guide.

### **viii. Readmission to First Year**

7(1) Any applicant who was registered in the first year of the JD program and voluntarily withdrew or was required to withdraw from the Faculty because of a failure to meet the academic requirements to advance to the second year of the program, and wishes to apply for readmission, must apply to the Faculty Readmissions Committee. Readmission to the first year of the JD program depends on approval by the Faculty Readmissions Committee.

7(2) The Faculty Readmissions Committee as constituted by Faculty Council shall hear and make decisions on all applications for readmission to first year of the JD program. Decisions shall be based on the policy for readmission adopted by that Committee and approved by both Faculty Council and the Senate Admissions Committee. A copy of the current policy is available on request from the Associate Dean but is subject to change without notice.

**Note:** The Faculty Committee on Academic Standing and Appeals has adopted the following policy for readmission to first year.

Students with disabilities who believe that their disability may be relevant to their application for re-admission should discuss this with the Associate Dean or the Chair of the Readmissions Committee. As with all applicants, such students may frame their case for re-admission under either or both of subsections 2(2) or 2(3) of this Policy.

#### ***Policy for Readmission to First Year***

*as approved by Law Faculty Council on March 31, 2000*

*1 Application for readmission to the first year of the JD program is required:*

*(a) where a student was required to withdraw from the Faculty, or*

*(b) where a student withdrew from first year after registration.*

2(1) *The Readmissions Committee (the Committee) shall readmit an applicant to first year only as provided in subsections (2) and (3), taking into consideration the adverse effect readmission to first year would have on both other applicants for admission and the credibility of the JD program.*

2(2) *Where the Committee is satisfied that,*

*(a) the reasons for not successfully completing first year were exceptional for the applicant (see Note 1),*

*(b) at the time of registration, these reasons were not reasonably foreseeable as likely to occur (see Note 2), and*

*(c) these reasons are unlikely to reoccur,*

*the Committee shall offer the applicant a place in the first year class.*

2(3) *Subject to subsection (4), where the Committee is satisfied that an applicant who has not been readmitted in accordance with subsection (2) would probably successfully complete the JD program having regard to:*

*(a) the complete academic record of the applicant (see Note 3),*

*(b) the reasons for not successfully completing first year,*

*(c) the probability of the reasons reoccurring, and*

*(d) evidence of commitment on the part of the applicant to attainment of the JD degree, the Committee shall permit the applicant to enter the pool of applicants competing for admission to the first year without including in the calculation of the GPA the marks obtained by the applicant in his/her first attempt at the first year of law.*

2(4) *Normally an application for readmission pursuant to subsection (3) will not be considered for the academic year immediately following the withdrawal referred to in paragraphs 1(a) or (b) (see Note 4).*

2(5) *In disposing of an application pursuant to subsection (2) or (3), the Committee may defer readmission for a period of one year subject to terms and conditions where the Committee considers it appropriate.*

#### **EXPLANATORY NOTES TO READMISSION POLICY**

**Note 1:**

*In determining what is exceptional for a particular applicant, the applicant's previous experience with these or related kinds of events must be considered. In most cases "exceptional for the applicant" means that the reasons relate to events which were outside the applicant's control and beyond the kind of difficulties normally experienced by law students from time to time. In some cases, the reasons may refer to events which might be highly unusual for most law students, but which the applicant could be expected to manage based on his or her previous experience. In other cases, the events might be common for most law students, yet highly unusual for the applicant given his or her previous experience.*

*Reasons that relate to academic deficiencies such as poor writing skills or bad study habits will not be considered exceptional for the purposes of this provision.*

**Note 2:**

*While, from the applicant's perspective, it might be considered reasonable to have taken the personal risk of attempting first year in such circumstances, it would not be reasonable to readmit the applicant pursuant to subsection 2(2), thereby displacing someone on the waiting list.*

**Note 3:**

*The Committee may seek the opinion of those faculty members who taught the applicant during his/her first year of study.*

**Note 4:**

*Where application for readmission is made pursuant to subsection 2(2) for the academic year immediately following the withdrawal referred to in subsections 1(a) or (b), the Committee will not consider readmitting pursuant to subsection 2(3) unless the applicant specifically requests this remedy and the Committee grants an exception to subsection 2(4).*

7(3) Appropriate procedures for hearing applications shall be adopted by the Faculty Readmissions Committee. Applicants shall be advised of the Committee's procedures upon filing an application.

7(4) Any appeal from a decision of the Faculty Readmissions shall be made to the appropriate Senate Committee which will review the application of the policy on readmissions to the circumstances of the applicant's case.

7(5) Applications for readmission to first year must be received by the Chair, Readmissions Committee, Faculty of Law, UNB, PO Box 4400, Fredericton, NB, E3B 5A3, Tel. (506) 453-4669, on or before **15 June**.

**ix. Transitional**

8(1) Regulation 1(1) as amended by Faculty Council and approved by Senate in the spring of 1996 applies to the students in the incoming first year class of September 1996 and subsequent classes.

8(2) Regulations 1(2) and 1(3) as amended by Faculty Council and approved by Senate in the spring of 1996 apply to students who were in the incoming first year class of September 1995 and subsequent classes, with this exception: students in this group are required to take a one-term Constitutional Law course in their second year, in place of the required one-term Criminal Law course.

**2. ADMISSIONS**

**a. Admissions Regulations**

Admission to the Faculty of Law is at the discretion of the Faculty.

To be eligible for admission to the first year of the JD program an applicant must:

1. have taken the Law School Admission Test (LSAT) unless waived by the Admission Committee in exceptional circumstances, and
2. either
  - (a) have
    - (i) obtained a degree from a recognized Canadian university (applicants with a non-Canadian degree are reviewed by the Faculty),
    - (ii) completed at least three years of full-time academic study at a recognized Canadian university after completion of New Brunswick Grade 12, or equivalent requirement, or
    - (iii) completed at least two years of full-time academic study at a recognized Canadian university after completion of the Ontario Secondary School Diploma (OSSD), including courses in at least six Ontario Academic Courses (OACs), or Quebec CEGEP graduation equivalent requirement;  
and attained a minimum grade point average of 2.7 on a 0-4.3 scale calculated in accordance with Admission Policies;
  - or
  - (b) have experience, maturity and outstanding qualities which indicate an ability to successfully undertake the study of law.

#### Discretionary Category

Applicants who can show membership in a disadvantaged cultural, linguistic, or socio-economic group; a physical or sensory impairment; a learning disability; or sustained and distinctive achievement in the paid workforce, at home, or in the community are given special recognition in the admissions process in accordance with Admissions Policies.

#### Indigenous Category

The Faculty encourages applications from persons of Indigenous backgrounds and gives them special recognition in the admissions process in accordance with Admission Policies.

#### Advanced Standing

An undergraduate in any Canadian law faculty or a graduate of any non-Canadian law faculty may, upon application, be granted such standing as the Faculty determines.

#### Ineligible Applicants

No applicant who has failed his or her last year of study in any other law faculty may be admitted to the Faculty of Law.

**b. Joint MBA/JD Program****i. General**

The University of New Brunswick offers a Joint MBA/JD Program (Master of Business Administration and Juris Doctor) which allows students to receive both degrees in four years. The joint degree program is an option for students who want to add a business component to their law studies.

Normally during the first two years of the joint program, a student would complete the first year of each degree program. Then, in the final two years, the student would be registered in the JD program and take a number of prescribed business-related law courses (that also serve as MBA electives) plus two required second-year MBA courses. For each academic year, students would be registered in either the JD program or the MBA program, and they would pay the usual tuition fees for that program. Typically, students attend one year in the Business Administration Faculty and three years at the Law School.

**ii. Admission to the Joint MBA/JD Program**

Applicants must apply and be accepted to each program separately. The eligibility requirements and selection procedures for an applicant intending to complete the joint degree program are the same as for any applicant applying to the MBA or JD program. While an undergraduate degree is normally required for admission to the MBA program, completion of the first year of the JD program coupled with three years of post-secondary education may be considered equivalent to an undergraduate degree for admission purposes.

For further information, contact:

MBA Office  
Faculty of Business Administration  
University of New Brunswick  
PO Box 4400  
Fredericton, NB, E3B 5A3  
Tel. (506) 453-4766; Fax (506) 451-6946  
Email: [mbacontact@unb.ca](mailto:mbacontact@unb.ca)  
Website: <http://www.unb.ca/fredericton/business/grad/mba/juris-doctor.html>

### **3. FACULTY POLICIES**

#### **a. Examination Scheduling Policy**

It is the policy of the Law Faculty Council that:

1. Registration and orientation for first year students will normally be on the Tuesday following Labour Day with classes beginning for all students on Wednesday;
2. While the last day of classes and the beginning of the examination period in a term may differ from the dates set for the University, the examination period for Law will include at least eight (8) examinations days, excluding Saturday and Sunday; and
3. There will be not less than two days between the last day of classes and the first day of the examination period, with the understanding that an examination in a course scheduled for the last day of classes will not be scheduled on the first day of the examination period. (F.C. 11/23/12)
4. For upper-year students, all deferred and special examinations for courses taken in the winter term shall be written in the month of June. In exceptional circumstances, the Associate Dean may set an alternate date for a deferred exam. (F.C. 03/22/19)

#### **b. Language Policy**

It is the policy of the Law Faculty Council that:

1. In all professional and law school related communication, members of the Faculty of Law community avoid language and conduct that can be understood reasonably to be sexist, racist, homophobic or for similar reason objectionable; and
2. Members of the Faculty of Law community use, as far as possible, gender neutral or gender inclusive language, except where gender exclusive language might usefully sensitize the listener or reader to stereotypical thinking.

#### **c. Scent Policy**

The law building is a scent-reduced building. (F.C. 01/15/21)

#### **d. Recording of Classes**

Students are not permitted to record classes without the prior permission of the instructor.

#### **e. Reporting of Grades**

It is the policy of the Law Faculty Council that:

1. There is an expectation that Fall Term grades be posted by the end of the first week of Winter Term, subject to reasonable additional delay in exceptional circumstances. (F.C. 01/20/06)
2. Instructors submit their grades using the following process:

C.20

- a. Instructors fill in the grade range calculator that is sent to them each term to determine whether they are within the range for each course they teach.
- b. The instructor emails the filled-in grade range calculator for each course to the Associate Dean. The Associate Dean then reviews the grades.
  - i. If no anomalies or concerns are identified, the Associate Dean will advise the instructor that they can post their grades for the course.
  - ii. If the Associate Dean identifies anomalies or concerns (including being outside the grade range), they will reach out to the instructor to discuss the situation. Once the issues have been addressed, the Associate Dean will advise the instructor that they can post their grades for the course.
- c. Once the instructor posts the grades for the course, they will advise the Associate Dean via email. (F.C. 11/19/21)

24 July 2023