Faculty of Science Course Syllabus
Environmental Science
ENVS 3200: Introduction to Environmental Law
Winter 2017

Instructor(s): Peter Mushkat  pwm@dal.ca  LSC 810
Lectures:  10:05-11:25am  MCB 1108
Laboratories:  N/A
Tutorials:  N/A

Course Description
This course looks at how environmental law operates in Nova Scotia and illustrate some of the multi-disciplinary aspects that make this area of law part science, part art and part soothsaying. It will also touch briefly on the international aspect of environmental law for the environment does not recognize national boundaries.

Course Prerequisites
Must be a third-year student.

Course Objectives/Learning Outcomes
Upon completing this course, students will:

• be aware that all power comes from the Crown which delegates authority to act to others under the constitution (2015 is the 800th anniversary of the Magna Carta).
• understand the different areas of law that regulate human interactions with the environment under the Canadian legal system as defined in the Constitution Acts;
• know the sources of laws in Canada – public (legislation governing the individual’s relations with society) and private (judicial decisions defining the nature of legal relations between or among legal persons);
• understand the role of the different actors (regulators; enforcement and the courts) in upholding the “rule of law” and when each is relevant;
• appreciate the nature of International Law pertaining to the environment and what effect that has within Canada; and
• know that law is not the answer but, rather, a mechanism for dealing with problems and as such is a responsive instrument.

Required Course Materials
Muldoon, Paul, et al.; An Introduction to Environmental Law and Policy in Canada (2ed); Emond; Toronto; 2015-08-24

Mushkat, Peter, editor.; A Guide to Environmental Law for Nova Scotians (4th); available on Brightspace.
Course Assessment
There will be an assignment worth 20% of the final mark; due Monday, February 13, 2017.

Teams of students will be responsible in an in-class simulation exercise. This element will be worth 30% of the final mark; of this 20% will be my assessment of each team’s performance and 10% will be peer evaluation within each team. The exercises will occur during the antepenultimate and the penultimate classes in the schedule below.

A final exam worth 50% will be written online during the exam period (as defined by the University).

<table>
<thead>
<tr>
<th>Component</th>
<th>Weight (% of final grade)</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Assignment</td>
<td>20</td>
<td>As per the outline below</td>
</tr>
<tr>
<td>Simulation Exercise</td>
<td>30</td>
<td>As per the outline below</td>
</tr>
<tr>
<td>Final Exam</td>
<td>50</td>
<td>Online (available during the exam period)</td>
</tr>
</tbody>
</table>

Other course requirements
None.

Conversion of numerical grades to Final Letter Grades follows the Dalhousie Common Grade Scale

<table>
<thead>
<tr>
<th>A+ (90-100)</th>
<th>B+ (77-79)</th>
<th>C+ (65-69)</th>
<th>D (50-54)</th>
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<tbody>
<tr>
<td>A (85-89)</td>
<td>B (73-76)</td>
<td>C (60-64)</td>
<td>F (&lt;50)</td>
</tr>
<tr>
<td>A- (80-84)</td>
<td>B- (70-72)</td>
<td>C- (55-59)</td>
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Policy on Late Assignments and Extensions

Assignments submitted late without an approved extension or unaccompanied by a doctor’s note will be deducted 20% a day. Extensions are granted liberally but must be requested at least 2 working days (i.e., weekdays not Sat/Sun) prior to the assignment’s original due date. THERE IS NO EXCEPTION TO THIS RULE!
Course Content

Tuesday, Jan 10
Introduction (Muldoon, C 1)

Thursday, Jan 12
Context and Challenges (Muldoon, C 3)

Tuesday, Jan 17
Canadian Legal Framework (Muldoon, C 2)

Thursday, Jan 19
Canadian Legal Framework (Muldoon, C 2)

Tuesday, Jan 24
Courts, Tribunals and Dispute Settlement (Muldoon, C 4)

Thursday, Jan 26
Using Courts to Protect the Environment (Muldoon, C 13; Guide to Environmental Law, C 5)

Tuesday, Jan 31

Thursday, Feb 02

Tuesday, Feb 07
Court Assignment – no class

Thursday, Feb 09
Court Assignment – no class

Tuesday, Feb 14
Basic Structure of Environmental Protection Regimes (Muldoon, C 7)

Thursday, Feb 16
Environmental Protection: Command and Control (Muldoon, C 8)

Tuesday, Feb 21 & 23
STUDY BREAK – no class

Tuesday, Feb 28
Environmental Protection at the Provincial Level (NS Environment Act; Guide to Environmental Law C 3)

Thursday, Mar 02
Environmental Protection at the Provincial Level (NS Environment Act)

Tuesday, Mar 07
Environmental Protection at the Federal Level (Canadian Environmental Protection Act; Guide to Environmental Law C 2)

Thursday, Mar 09
Environmental Protection at the Federal Level (Canadian Environmental Protection Act)
Tuesday, Mar 14
Environmental Protection at the Municipal Level (reading TBA)

Thursday, Mar 16
Aboriginal and Environmental Law (Muldoon, C 5)

Tuesday, Mar 21
Environmental Assessment (Muldoon C 10; Canadian Environmental Assessment Act)

Thursday, Mar 23
Environmental Assessment (Muldoon C 10; Canadian Environmental Assessment Act)

Tuesday, Mar 28

Thursday, Mar 30
Simulation Exercise

Tuesday, Apr 04
Simulation Exercise

Thursday, Apr 06
Grand Finale!

ACCOMMODATION POLICY FOR STUDENTS
Students may request accommodation as a result of barriers related to disability, religious obligation, or any characteristic protected under Canadian Human Rights legislation. **Student Accommodation Policy:** [http://www.dal.ca/campus_life/student_services/academic-support/accessibility.html](http://www.dal.ca/campus_life/student_services/academic-support/accessibility.html)

Students who require accommodation for classroom participation or the writing of tests and exams should make their request to the **Advising and Access Services Centre (AASC)** prior to or at the outset of the regular academic year. More information and the **Request for Accommodation** form are available at [www.dal.ca/access](http://www.dal.ca/access).

ACADEMIC INTEGRITY
Academic integrity, with its embodied values, is seen as a foundation of Dalhousie University. It is the responsibility of all students to be familiar with behaviours and practices associated with academic integrity. Instructors are required to forward any suspected cases of plagiarism or other forms of academic cheating to the Academic Integrity Officer for their Faculty.

**Policy on Intellectual Honesty** and **Faculty Discipline Process:** [https://www.dal.ca/dept/university_secretariat/academic-integrity.html](https://www.dal.ca/dept/university_secretariat/academic-integrity.html)

STUDENT CODE OF CONDUCT
Dalhousie University has a student code of conduct, and it is expected that students will adhere to the code during their participation in lectures and other activities associated with this course. [http://www.dal.ca/dept/university_secretariat/policies/student-life/code-of-student-conduct.html](http://www.dal.ca/dept/university_secretariat/policies/student-life/code-of-student-conduct.html)
**COPYRIGHT**

All members of the Dalhousie community are expected to comply with their obligations under Canadian copyright law. Dalhousie copyright policies and guidelines, including our Fair Dealing Guidelines, are available at [http://www.dal.ca/dept/copyrightoffice.html](http://www.dal.ca/dept/copyrightoffice.html).

**SERVICES AVAILABLE TO STUDENTS**

The following campus services are available to all Dalhousie students. Unless noted otherwise, the services are free.

<table>
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<tr>
<th>Service</th>
<th>Support Provided</th>
<th>Location</th>
<th>Contact</th>
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</table>
| **General Academic Advising**  | Help with: - understanding degree requirements and academic regulations, - choosing your major, - achieving your educational or career goals, - dealing with academic or other difficulties | Killam Library Ground floor Rm G28 Bissett Centre for Academic Success | In person: Killam Library Rm G28  
By appointment:  
- e-mail: advising@dal.ca  
- Phone: (902) 494-3077  
- Book online through MyDal |
| **Dalhousie Libraries**        | Help to find books and articles for assignments  
Help with citing sources in the text of your paper and preparation of bibliography | Killam Library Ground floor Librarian offices | In person: Service Point (Ground floor)  
By appointment: Identify your subject librarian (URL below) and contact by email or phone to arrange a time: [http://dal.beta.libguides.com/sb.php?subject_id=34328](http://dal.beta.libguides.com/sb.php?subject_id=34328) |
| **Studying for Success (SFS)** | Help to develop essential study skills through small group workshops or one-on-one coaching sessions  
Match to a tutor for help in course-specific content (for a reasonable fee) | Killam Library 3rd floor Coordinator Rm 3104 Study Coaches Rm 3103 | To make an appointment:  
- Visit main office (Killam Library main floor, Rm G28)  
- Call (902) 494-3077  
- e-mail Coordinator at: sfs@dal.ca  
- Drop in to see us during posted office hours  
All information can be found on our website: [www.dal.ca/sfs](http://www.dal.ca/sfs) |
| **Writing Centre**             | Meet with a tutor to discuss writing assignments (lab report, research paper, thesis, poster)  
- Learn to integrate source material into your own work appropriately  
- Learn about disciplinary writing from a peer or staff member in your field | Killam Library Ground floor Learning Commons & Rm G25 | To make an appointment:  
- Visit the Writing Centre in the Killam Learning Commons (Rm G40) and book an appointment  
- Call (902) 494-1963  
- e-mail writingcentre@dal.ca  
- Book online through MyDal  
We are open six days a week  
See our website: [writingcentre.dal.ca](http://writingcentre.dal.ca) |