Faculty of Science Course
Environmental Science
ENVS 4210: Administrative Law Seminar
Natural Justice and Un-natural Acts
Winter, 2017

Instructor(s): Peter Mushkat, LLB  pwm@dal.ca  LSC 810
Lectures: Tuesdays, 1:30 – 4:30pm  MCB 1107
Laboratories: N/A
Tutorials: N/A

Course Description
Much of our life is governed by laws and regulations. This is particularly true when considering issues of science, environmental or otherwise. Administrative Law for Environmental Scientists expands on the Introduction to Environmental Law. The class will consider administrative processes, the role of legislation, the function of administrative boards and tribunals and the general principles of judicial review. It’s concentration in this area will give all who are considering a career that has an environmental aspect a taste of their “daily bread” in terms of how work is carried out.

Course Prerequisites
Must have completed ENVS 3200, Introduction to Environmental Law with a minimum grade of A- or have obtained the permission of the Instructor.

Course Objectives/Learning Outcomes
Having successfully completed the course, a student will:
- understand the function of Acts and regulations
- understand the role and limits of the bureaucracy; boards, agencies, and tribunals
- understand the principles of natural justice
- know when the court will review the actions of different governing bodies
- understand the remedies available through judicial review

Required Course Materials
Flood, Colleen M., and Lorne Sossin (EDs); Administrative Law in Context (2nd); Emond Montgomery; Toronto; 2013

Demarco, Jerry, and Paul Muldoon; Environmental Boards and Tribunals in Canada – a Practical Guide; 2nd; LexisNexis Canada; Toronto; 2016
Course Assessment
Seminar (20%): Each student will be responsible for leading discussion during the course.
Participation (20%): As this is a seminar course, attendance and participation throughout is critical and will be recognized.
Assignment (30%): Each student will identify and research an Administrative Agency, Board, or Tribunal and present their findings to the class.
Final Exam (30%): There will be a take-home final exam.

Other course requirements
None.

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

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<thead>
<tr>
<th>Grade</th>
<th>Numerical Range</th>
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<tbody>
<tr>
<td>A+</td>
<td>90-100</td>
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<tr>
<td>A</td>
<td>85-89</td>
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<td>A-</td>
<td>80-84</td>
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<td>B+</td>
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<td>B</td>
<td>73-76</td>
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<td>B-</td>
<td>70-72</td>
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<td>C+</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
1. Introduction to Administrative Law (Jan 10)
   Flood & Sossin C 1

2. Governments in Miniature: The Rule of Law (Jan 17)
   Flood & Sossin C 2

3. Remedies (Jan 24)
   Flood & Sossin C 3
   De Marco & Muldoon C 2

4. Research Boards & Tribunals (Jan 31)
   Material to be supplied on Bright Space

5. Meet individually to discuss assignment (Feb 07)

6. Regulations & Rule Making (Feb 14)
   Flood & Sossin C 4
   De Marco & Muldoon C 3

   STUDY BREAK (Feb 21)

7. Natural Justice to Fairness (Feb 28)
   Flood & Sossin C 5

8. Judicial Paradigms and the Administrative State’s Pastiche (Mar 07)
   Flood & Sossin C 8
   De Marco & Muldoon C 8

9. The Standard of Review (Mar 14)
   Flood & Sossin C 9
   De Marco & Muldoon C 9

10. Deference & Non-deference (Mar 21)
    Flood & Sossin C 10 & 11

11. The Charter & Administrative Law (March 28)
    Flood & Sossin C 12

    Presentations (Apr 05)
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
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.

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

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.

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

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