

A portrait of Ann Corbold, a woman with dark, wavy hair, smiling. She is wearing a blue button-down shirt under a dark blazer. The background is a light grey.

OSGOODE'S PROFESSIONAL MASTER OF LAWS (LLM) IN CONSTITUTIONAL LAW

Develop your expertise with Canada's leading part-time, Professional LLM for lawyers, advocates, and professionals working within the judicial system

Start in September 2018

Ann Corbold, LLM
Professor, School of Social
and Community Services
Humber College

osgoodepd.ca/constitutionalLLM



Deepen your knowledge and challenge your perspective.

Constitutional Law is a complex area with unique Canadian features, and many facets of it and *Charter* law continue to evolve at a fast pace. Osgoode's **Professional LLM in Constitutional Law** gives you the chance to develop a deeper understanding of the evolving jurisprudence; our leading academic and practitioner faculty will bolster your theoretical and practical skills and influence your work in the field.

“The breadth of Osgoode’s Constitutional Law curriculum gave me an opportunity to explore concepts that are fundamental to our judicial system. At the same time, the course proved relevant to my practice as a securities litigator. The faculty, guest instructors and my classmates were first rate. I highly recommend this program.”

Yvonne Chisholm, BA (Hons), LLB, LLM
Senior Litigation Counsel
Ontario Securities Commission

“As a litigator with over 30 years of experience, Osgoode’s Professional LLM in Constitutional Law helped me see and understand the law in a new and deeper way. Exchanging ideas with the accomplished faculty and a great group of fellow students was exciting and a tremendous learning experience. I was sorry to see the last class end.”

P. Jonathan Faulds, QC, LLM
Partner, Field LLP

Program Features



Designed for working professionals

You'll get an academic experience through coursework that deepens your knowledge and is tailored to the working professional. If you want to complete a major research paper, you have that option.



Rigorous courses taught by top-notch instructors

Get access to some of the leading minds in Canadian constitutional law and leverage their experiences to help your growth.



Convenient

You'll take courses in a combination of weekly and intensive formats to minimize your time away from other commitments.



Accessible from anywhere

Videoconferencing is available for most courses although occasional attendance in person in Toronto is required (refer to website for details on each course).



Build your network

Study and build relationships with professionals from around the globe right in your classroom. These are your future friends, clients and colleagues.



Program Format

This two-year, part-time degree requires completion of 36 credits obtained through coursework and a Major Research Paper, or coursework only.

Your progress and performance will be evaluated through papers, presentations and take-home assignments. Each LLM course incorporates a research requirement, which is typically evaluated on the basis of one or more papers.

Required Courses

Constitutional Theory [3 credits]

Students will examine the role and legitimacy of judicial review in a liberal democracy; formalism and realism; critical legal studies; ideological structure and sources of law; and law and politics.

Constitutional Remedies [3 credits]

Remedies available for breaches of the *Charter* and Aboriginal rights and related procedural issues will be examined. Related procedural issues may include standing, mootness and jurisdiction to award *Charter* remedies and apply the *Charter*. Discussions may include, but are not limited to remedies in criminal cases, exclusion of evidence, damages, costs, declarations, injunctions (final and interlocutory), equitable and other remedies for violations of Aboriginal rights and the range of remedies available for unconstitutional legislation, including reading down and reading in; severance, extension or invalidation of underinclusive laws; constitutional exemptions; delayed declarations of invalidity and prospective rulings.

Evidence and Procedure in Constitutional Litigation [3 credits]

Students will explore the process of constitutional litigation; the dynamics of judicial review; jurisdiction and choice of forum; standing; proper defendants; class actions; intervention; ripeness, mootness and justiciability; burdens of proof; evidence issues and the challenge of proving legislative and constitutional facts; strategy in public interest litigation; and effective written and oral advocacy.

Sample Elective Courses

Legal Rights in the Canadian *Charter* [6 credits]

This course provides an overview of the legal rights sections (ss.7-14) of the *Charter of Rights and Freedoms*. It begins with a general examination of the provisions, including a review of the origins of the

legal rights sections, the idea of legal rights as a democratic notion, and their place in the international community. More specific topics will be covered, including: euthanasia, assisted suicides and abortion; the application of s.7 to situations outside Canada; conflicting parameters of legal rights, including right to privacy and the right to full answer and defence. Legal rights will be examined in a criminal context which will include search and seizure, right to counsel, right to be tried within a reasonable time, the presumption of innocence (and theories about self-incrimination), and the nature of cruel and unusual punishment.

Aboriginal Peoples and the Canadian Constitution [6 credits]

This course will examine the basis for Aboriginal rights in Canadian law, with particular emphasis on the source and content of Aboriginal title to land. The nature of treaties and land claims agreements, their impact on Aboriginal rights, and the constitutional protection of Aboriginal and treaty rights are considered. Students will also investigate division of powers and constitutional status of Indians, Inuit and Metis.

Complete descriptions for the following courses are available on our website.

- Federalism and Institutions of Government [6 credits]
- Fundamental Freedoms in the Canadian *Charter* [6 credits]
- Equality Rights [3 credits]
- Political Law [6 credits]
- Major Research Paper [6 credits]

Additional Electives

Constitutional Law LLM students may also choose courses from a select number of complementary LLM programs for credit towards completion of their degree. Visit osgoodepd.ca/constitutionalLLM for a complete list of related elective courses.

Note: Faculty, curriculum, course descriptions, degree requirements and tuition are subject to change without notice. Please visit our website for the most up-to-date information.



CPD accredited for legal practitioners

OsgoodePD is an Accredited Provider of Professionalism Content by the LSUC. All of our LLM courses are eligible for substantive CPD hours and some are eligible for professionalism hours.

Program Directors

Bruce B. Ryder

Associate Professor
Osgoode Hall Law School

Richard A. Haigh

Assistant Professor, Osgoode Hall Law School
Director, York Centre for Public Policy and Law

Warren J. Newman

Senior General Counsel
Department of Justice

Past Faculty Includes

Jamie Cameron

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Osgoode Hall Law School

Allan C. Hutchinson

Distinguished Research Professor
Osgoode Hall Law School

Hon. Justice Shaun Shungi Nakatsuru

Ontario Court of Justice, Toronto Region

Marilyn L. Pilkington

Professor Emeritus
Osgoode Hall Law School

Kent Roach

Professor, Prichard Wilson Chair in Law
and Public Policy, Faculty of Law
University of Toronto



Tuition and Fees

The 2017/2018 tuition, which includes both years of the Professional LLM program and required course materials, is \$24,132.02 for domestic students and \$35,537.70 for international students, plus supplementary and additional fees. Please visit the tuition section on our website for complete details on scholarships, payment schedules, and videoconferencing fees.

Application Deadline

The application deadline for the September 2018 intake is **May 9, 2018**. We recommend submitting your application well ahead of the posted deadline as spaces in this program are limited.



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