At its March 12, 2008 meeting SCUP reviewed and approved the full program proposal for a Master's of Arts in Applied Legal Studies in the School of Criminology from the Faculty of Arts and Social Sciences.

Motion

That Senate approve and recommend to the Board of Governors, the Full Program Proposal for a Master's of Arts in Applied Legal Studies in the School of Criminology in the Faculty of Arts and Social Sciences.

encl.

c: D. MacAlister, R. Gordon
MEMO

Dean of
Graduate Studies

STREET ADDRESS
Maggie Benston Student
Services Centre 1100
Burnaby BC V5A 1A6
Canada

MAILING ADDRESS
8888 University Drive
Burnaby BC V5A 1A6
Canada

TO Senate Committee on University Priorities

ATTENTION Sarah Dench

FROM Jonathan Driver, SGSC

RE Faculty of Arts & Social Sciences: New program proposal

- Master of Arts Program in Applied Legal Studies (GS2008.01)

DATE February 15, 2008

TIME 11:11 AM

At its 14th January 2008 meeting Senate Graduate Studies Committee unanimously approved the enclosed new program proposal - Master of Arts in Applied Legal Studies in the School of Criminology, Faculty of Arts & Social Sciences.

I am forwarding this program proposal to SCUP, with the recommendation that the program be approved to begin in September 2008. In addition to the full proposal, I also enclosed the new course proposal forms.

cc: M. A. Gillies, Arts & Social Sciences
    D. MacAlister, Criminology
    R. Gordon, Criminology
Dr. Driver,

Thank you for providing us with the opportunity to speak to the issues raised by student members of the Senate Committee for Graduate Programs, and giving us an opportunity to respond to their concerns. We believe the students raised several valid points that we have sought to address in revisions to the MA in Applied Legal Studies full program proposal.

First, it should be noted that, as with other graduate programs in the School of Criminology, the proposed program will come under the oversight of the School’s Graduate Program Committee. It will be responsible for ongoing review of the new program in due course.

Second, all of the individuals teaching in the new program will be either continuing full-time faculty members, or will be individuals designated as adjunct faculty members in the School of Criminology.

Third, we are open to the possibilities of future development and program expansion. As resources become available and student demand develops, we envision the development and delivery of elective courses in the program.

Fourth, the proposal has been amended to include an additional requirement in the form of a final exam to be completed during the penultimate term of the student’s program. The exam
requirement is similar to that required in other graduate programs in the university, such as those found in Education (EDUC 883) and Economics (ECON 997). This exam will be set, administered and graded by regular, tenure-stream faculty within the School of Criminology who are associated with the program.

We believe that these changes will satisfy the concerns of the members of the Senate Committee for Graduate Programs, including those raised by the student members of the committee. Please let me know if you require any further clarification of these proposed amendments.
By electronic ballot, the Faculty of Arts and Social Sciences Graduate Studies Committee voted to approve the following revisions to the MA program in Applied Legal Studies (Notaries Public):

- the creation of a new course: ALS 631 (MA Examination)
- revisions to the calendar entry, and to Appendices 1 and 3.

Would you please add this to the original document for the agenda of the next meeting of the Senate Graduate Studies Committee.

Mary Ann Gillies  
Faculty of Arts and Social Sciences  
Graduate Studies Committee  

Att.
Mary Ann,

Subsequent to yesterday's meeting of the Senate Committee for Graduate Studies, we have undertaken to make the requisite changes to the proposal that we believe will satisfy the concerns expressed at the meeting, and produce a stronger program in the process. Enclosed, you will find materials reflecting these changes, which must be approved by the Faculty of Arts and Social Science's Graduate Committee.

First, you will find that the proposal now includes an additional course requirement in the form of a final exam to be completed during the final term of the student's program. The exam requirement is similar to that required in other graduate programs in the university, such as those found in Economics (ECON 997). This exam will assess the students' abilities to show a mastery and critical engagement with the subject matter of the entire program. This exam will be set, administered and graded by regular, tenure-stream faculty within the School of Criminology who are associated with the program. To this end, we have also added Dr. Burtch to the list of regular tenured faculty affiliated with the program. He has considerable experience in delivering capstone coursework, and dealing with cohort-based learning. Furthermore, his research interests in the sociology of law and critical legal studies are a welcome addition to the program.

Second, you will find an amendment to the proposal indicating that we are willing to develop additional courses as electives for the program, should funding become available for doing so.

Third, you will find an amendment to the proposed Calendar description reflecting two important changes: (a) the final exam will be required of all students in the program (as noted above), and (b) students in the program who do not intend to seek accreditation as a Notary Public will be able to apply to the Director of Graduate Programs in the School of Criminology to substitute up to two of the required courses with graduate courses taken elsewhere in the university, including courses within the School of Criminology.
We believe that these changes will result in a significantly improved program, and look forward to it receiving final approval. Please let me know if you require any further clarification of these proposed amendments.

All members of the School of Criminology Graduate Program Committee have been apprised of these proposed changes, and they have unanimously indicated their approval of these revisions.
MEMO

Dean of Graduate Studies

Street Address
Maggie Benston Student Services Centre 1100
Burnaby BC V5A 1A6
Canada

Mailing Address
8888 University Drive
Burnaby BC V5A 1A6
Canada

TO Jon Driver, SGSC

FROM George Agnes, ACNGP

RE Master of Arts Program in Applied Legal Studies

DATE November 27, 2007

TIME 3:27 PM

At the ACNGP meeting of 5th November 2007 the committee unanimously recommended that the proposed Master of Arts program in Applied Legal Studies be forwarded to SGSC, with the recommendation that it be approved.
MEMO

TO: Jon Driver, Dean, Graduate Studies

FROM: Mary Ann Gillies, Chair, FASS Graduate Studies Committee

RE: Full Program Proposal: MA in Applied Legal Studies (Notaries Public)

DATE: July 10, 2007

At its meeting of July 5, 2007, the Faculty of Arts and Social Sciences Graduate Studies Committee approved the full program proposal for a new MA program in Applied Legal Studies (Notaries Public), copy attached.

Would you please place this item on the agenda of the next meeting of the Senate Graduate Studies Committee.

Mary Ann Gillies
Faculty of Arts and Social Sciences
Graduate Studies Committee
MEMO

ATTENTION Mary Ann Gillies: Faculty of Arts and Social Sciences Graduate Studies Committee  TEL 4416

FROM Neil Boyd: School of Criminology Graduate Program Chair

RE New Program Proposal

DATE July 4, 2007   TIME 11:41 AM

At its meeting of May 17th, 2007 the School of Criminology, approved the attached full program proposal for a Master of Arts in Applied Legal Studies (Notaries Public).

Would you please place this proposal on the agenda of the next meeting of the Faculty of Arts and Social Sciences Graduate Studies Committee.

Neil Boyd
School of Criminology
# Proposal for Master of Arts Program in Applied Legal Studies (Notary Public)

<table>
<thead>
<tr>
<th>Date</th>
<th>Year</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>14 June 2006</td>
<td></td>
<td>&quot;Notice of Intent&quot; and supplementary information approved &quot;in principle&quot; by Senate Committee on University Priorities</td>
</tr>
<tr>
<td>11 July 2007</td>
<td></td>
<td>Received program proposal from School of Criminology</td>
</tr>
<tr>
<td>05 November 2007</td>
<td></td>
<td>Reviewed and approved by Assessment Committee for New Graduate Programs</td>
</tr>
<tr>
<td>27 November 2007</td>
<td></td>
<td>Submitted to Senate Graduate Studies Committee</td>
</tr>
<tr>
<td>10 December 2007</td>
<td></td>
<td>Reviewed by Senate Graduate Studies Committee</td>
</tr>
<tr>
<td>13 December 2007</td>
<td></td>
<td>Received revised program proposal from School of Criminology</td>
</tr>
<tr>
<td>14 January 2008</td>
<td></td>
<td>Reviewed and approved revised program proposal from School of Criminology</td>
</tr>
</tbody>
</table>
Program Proposal:

Master of Arts Degree in Applied Legal Studies (Notaries Public)

to be offered through the

School of Criminology
Simon Fraser University

January 14th, 2008
FULL PROGRAM PROPOSAL FOR A
MASTER OF ARTS IN APPLIED LEGAL STUDIES (NOTARIES PUBLIC)
AT SIMON FRASER UNIVERSITY

Program Title: MA in Applied Legal Studies (Notaries Public), School of Criminology

Credential to be Awarded: Master of Arts

School of Criminology Contacts

Dr. Robert Gordon, Professor and Director
School of Criminology
Simon Fraser University @ Burnaby
Phone: 778-782-4305, Fax: 778-782-4140, Email: rgordonsfu.ca

Prof. David MacAlister
School of Criminology
Simon Fraser University @ Burnaby
Phone: 778-782-3019, Fax: 778-782-4140, Email: dmacalis@sfu.ca

1) Executive Summary

The School of Criminology is proposing a new MA in Applied Legal Studies at Simon Fraser University to begin September 2008. This extends the School’s foray into legal studies by offering its first graduate program in the legal studies area. We are proposing a masters degree that will provide the necessary educational elements necessary for the practice of a Notary Public. It is designed to ensure that candidates for membership in the Society of Notaries Public of British Columbia are educated to a suitably high standard, and to integrate with the field practice (mentoring) necessary to complete the requirements for qualification as a Notary Public. Completion of the degree will be a prerequisite for membership in the province’s Society of Notaries Public.

The timing of this new program is advantageous for a number of reasons. First, the existing educational program for Notaries Public, offered through the University of British Columbia, is in the process of winding down. Second, there is a perceived need within the notarial profession to require an educational qualification commensurate with the status and role played by a Notary Public in contemporary society. Third, the synergies available between the School of Criminology and the Centre for Online and Distance Education (CODE) provide the framework within which to develop a unique graduate program that can be delivered throughout the province where enriched educational and training experiences, as well as employment opportunities can be found. Fourth, this development dovetails with SFU’s commitment and strategic priority to meet the
increased demand for enrolment, particularly through distinctive, innovative, student-centred learning programs.

The School of Criminology has 32 years of experience in providing interdisciplinary education and research. It has grown extensively since the undergraduate criminology program was established in 1975 and the Master of Arts program was introduced in 1978. The Department of Criminology gained School status in 1984. A PhD in Criminology was initiated in 1985. In 2005, the MA program expanded to incorporate a practicum and project option to supplement the traditional thesis option. While legal studies have played a part in criminology education at SFU from the beginning, the School's move into legal studies became more focused with the implementation of a Minor in Legal Studies and a Post Baccalaureate Diploma in Legal Studies in 2006. We currently have over 70 MA students and over 50 PhD students in the School of Criminology, as well as one of the largest undergraduate programs in the Faculty of Arts and Social Sciences.

Criminology has traditionally been in the forefront of promoting distance education. Since the early 1980s it has been possible for students to complete their undergraduate major in criminology by distance education. In recent years, criminology distance education courses have been at the forefront of incorporating the latest in distance education technology. With support from the Centre for Online and Distance Education, criminology courses now incorporate real-time interactive technologies, connecting students with instructional staff in a manner more closely analogous to classroom instruction than traditional distance learning pedagogies. The MA in Applied Legal Studies (Notaries Public) will take advantage of our extensive background in both graduate education and distance delivery to produce a truly unique, world-leading educational experience.

The development of an MA in Applied Legal Studies is a logical extension of graduate education at SFU in criminology. The proposed program also addresses the demand throughout the province for individuals with specialized training in this field.

The program will be based at SFU Surrey. This allows for the natural growth of graduate and professional studies at the Surrey site, taking advantage of space and resources available at that location.

1) **Admission Requirements & Enrolment**

Admission to the proposed program will be controlled by the university. The SFU School of Criminology's Graduate Committee will annually review applications for admission to the program. It is anticipated that almost all of the students who take this proposed degree will be intent on becoming practicing Notaries Public in British Columbia. The Society of Notaries Public controls formal admission to their society. Prospective students who contact the Society of Notaries Public will be informed of the university's role in controlling admissions, and then vetted by
them for the applicant’s suitability to enter their profession before being referred to the SFU Criminology Graduate Committee. Students contacting the School of Criminology directly will be advised of the society’s role in controlling admission to the practice, and will be encouraged to contact the Society for assessment of their suitability for admission to the profession. At present, the Society of Notaries receives over 1,600 inquiries per year regarding admission to the profession. Prospective students will come from various disciplinary backgrounds but will have a common interest in private law and notarial practice.

**Admission Requirements and Enrolment**

Admission into the MA program will normally require an undergraduate degree from an accredited university in any discipline or a suitable combination of undergraduate education and practical experience in a related area. Students will be evaluated on an individual basis. Those not meeting these requirements will need to take preparatory coursework equivalent to an undergraduate degree.

**Enrolment**

It is anticipated that our Applied Legal Studies (Notaries Public) MA program will support between 15 and 20 students at any given time. Given the numbers of students who contact the Society of Notaries Public each year seeking admission to the profession, there will be an adequate pool of potential candidates for the foreseeable future. The Society of Notaries Public is limited by law to no more than 323 members in the province. Enrolment will arise largely on the basis of individuals seeking to take over the positions vacated by existing notaries retiring or otherwise leaving the profession. It is also anticipated that a significant number of existing Notaries Public will seek to upgrade their credentials by enrolling in the program.

2) **Curriculum**

The MA in Applied Legal Studies (Notaries Public) will prepare students for notarial practice and provide them with critical thinking skills helping them to become committed professionals and leaders in the business world. Becoming a Notary Public requires the candidate to pass six exams set by statute, in addition to possessing the skills necessary to function independently in the business world. The curriculum is designed to facilitate gaining the knowledge and skills necessary to satisfactorily complete the government-sponsored exams, as well as develop the additional skills needed for a successful career in their chosen field.

i. **Coursework on Private Law and Business Practice**

The proposed MA program will provide students with specialized, advanced graduate training in private law and business practice. The pedagogical approach
guiding the student’s training will emphasize developing skills related to the following: various areas of the law which Notaries Public deal with on a daily basis; interdisciplinary basic and applied legal research; the drafting and execution of documents pertinent to notarial practice; theoretical knowledge pertaining to law and jurisprudence; critical thinking; and ethical issues affecting notarial practice. The program will be cohort-based, with all students commencing the program together at the start of the fall term. First-term (fall) graduate courses will employ a blended format of in-class and distance education elements. Second-term (spring) courses will be entirely by distance education. Third-term courses will be run as on-campus summer intersession courses. The Fourth-term course will entail a distance education-based capstone course.

Proposed graduate courses will employ a complex mix of pedagogical techniques depending on the substance of the course. A key aspect of the program is the development of applied skills through which students become familiar with notarial practice.

ii. Statutory Exams

The Society of Notaries Public controls admission through a series of six required exams, set by individuals appointed by the Attorney General of the province. These exams cover: contracts; personal planning; real property; conveyancing; and two exams on notarial practice. Since several of the graduate courses in the program directly pertain to the subject matter of some of these exams, students planning to become a Notary Public will sit four of these statutory exams during their time in the degree program. The balance of the exams will be completed by interested students subsequent to degree completion, while they are engaged in a final period of articles necessary for society membership. Evaluation of course performance may be separate from the statutory exams in the same topic area.

iii. Requirements for Graduation

Students will be required to take ten graduate courses, each of which is mandatory for degree completion. Coursework will be provided in the following pattern:

Fall
ALS 601-3 Canadian Law and Legal System
ALS 602-3 Legal Research and Writing
ALS 603-3 Legal Philosophy

Spring
ALS 610-3 Contracts
ALS 611-3 Real Property I
ALS 620-3 Selected Topics in Applied Legal Studies

Summer Intersession
ALS 612-3 Real Property II
ALS 615-3 Personal Planning
Fall
ALS 630-6 Topics in Legal Practice
ALS 631-3 MA Examination

The first term fall courses provide a foundation upon which the rest of the program builds. Students will become acquainted with the structures and processes within Canada's legal system. They will also begin to develop legal research and writing skills that will be employed throughout the balance of the program. They will also be exposed to critical and analytical thinking skills, gaining facility with the philosophy and history of legal thought. In the second and third terms, students will concentrate on learning the law in areas pertaining to typical notarial practice. They will develop applied skills such as drafting contracts and preparing wills. In the final term, they will synthesize their prior learning and address issues faced in the day-to-day running of a notarial practice, and complete a final exam assessing the student's overall mastery of the subject matter of the program. This exam will be administered and graded by tenure-stream faculty involved with the Applied Legal Studies program within the School of Criminology.

In the event of student demand, additional courses may be developed as electives within the program should the necessary resources become available.

The calendar descriptions of the proposed graduate courses can be found in Appendix 1. The tentative course outlines for all nine proposed graduate courses are shown in Appendix 2. The calendar description of the program is in Appendix 3.

iv.

Distance Delivery

Seven of the nine courses comprising the MA, will be offered by distance education. The SFU Centre for Online and Distance Education will aid in the design and delivery of these courses. In distance mode, each of the courses will use established distance approaches for online delivery. Text messaging, online discussion groups, electronic submission of assignments, WebCT learning modules, print study guides and readers will form the basic structure of the online design. As in our usual practice, CODE will work with course authors to design and produce distance courses of high quality and stable delivery. In addition, instruction will be enhanced through VOIP delivery of electronic classrooms to aid contact with students in outlying areas of the province, and to foster cohort identity. The courses will include an orientation phase in which students meet with instructors and CODE staff for a short period to train in the distance delivery methods. After this, and for a major part of the course, instruction and learning will be online; at the end of the semester students will meet again for review and examinations.
Completion Time

It is anticipated that all students will take four consecutive terms to complete an MA in Applied Legal Studies (Notary Public), which will meet the residency requirements for MA students at SFU.

3) **List of Faculty, Specialization & Additional Resources**

**Faculty Resources**

The School of Criminology at Simon Fraser University (SFU) is well positioned to train individuals in legal studies at the graduate level due to its strong interdisciplinary focus and the wide-ranging legal expertise of its faculty. The faculty in criminology sport diverse academic backgrounds, and will be supported in course delivery by a range of academically rigorous sessional faculty, many of whom have extensive experience delivering coursework to Notaries in training. Full curriculum vitae are included (see Appendix 4). The following SFU faculty will be directly involved in the initial delivery of courses in the proposed program.

**Dr. Brian Burtch**, B.A., M.A., Ph.D., Professor in the School of Criminology. A Full Professor in the School of Criminology and Associate Member in Simon Fraser University’s Department of Women’s Studies. Professor Burtch’s key interests include Sociology of Law, Gender and Law, Midwifery and the State, Critical Criminology, Penal Abolition, and efforts to support non-traditional postsecondary students, especially mid-career, mature students. He has chaired the Ad Hoc Committee on Lifelong Learning at SFU and served as the BC/Yukon regional representative for the Writers’ Union of Canada from 1999-2001. Other key interests include teaching with online technology and also cohort-based education such as the integrated studies program at SFU and our undergraduate Honours program in Criminology.

**Professor Neil Boyd**, LL.B., LL.M., Professor and Graduate Program Director in the School of Criminology. Trained as a lawyer at Osgoode Hall Law School at York University, his research interests include: critical analysis of Canadian law; homicide; Canadian narcotics legislation; the legal control of pornography; civil liberties; workplace violence; biology of male and female violence. He currently teaches an undergraduate course in criminology introducing students to the Canadian legal system and is the author of the widely adopted text: *Canadian Law: An Introduction*, now in its fourth edition (Thomson Nelson, 2006).

**Professor Robert Gordon**, M.A. (Crim.), Ph.D., Professor and Director of the School of Criminology. Dr. Gordon is an internationally renowned scholar on health law, focusing on issues of mental health law and guardianship. He was one of the drafters of British Columbia’s adult guardianship legislation and has been...
involved in implementation of the legislation since 1993. Professor Gordon is a member of the B.C. Attorney-General's Legislation and Policy Group, which prepared new personal planning and revised adult guardianship legislation for the province. He is a consultant to the Public Guardian and Trustee of B.C. and has provided similar consultation services to other jurisdictions, including the Yukon Government. Professor Gordon is also a member of the Advisory Board of the East European Guardianship Project: A Council of Europe sponsored review of the state of adult guardianship law in new European Union countries such as Poland and Hungary. Professor Gordon is the author of *The Annotated British Columbia Representation Agreement Act* (Thomson Carswell, 2005), its predecessor *Adult Guardianship Act and Related Statutes* (also published by Carswell), and is a co-author of *Adult Guardianship Law in Canada* (Carswell). He is also the author and co-author of numerous other books, book chapters, journal articles and reports on adult guardianship law, adult protection law, health law, and the abuse and neglect of the elderly.

*Prof. David MacAlister, LL.B., M.A., LL.M.,* Assistant Professor in the School of Criminology. Receiving his training in law at the University of British Columbia and Queen's University, Professor MacAlister joined the School in 2002. He teaches numerous upper level undergraduate courses on law within the criminology program, including “Philosophy of Law.” He is a co-author of the recently released *Introduction to Criminal and Civil Law* (Thomson Nelson, 2006), a book in which he wrote the chapters pertaining to private law and legal research.

Additional faculty members, within the School of Criminology, have considerable expertise in legal matters, but will not initially be involved in course delivery. Professor Paul Brantingham, J.D., Dip. Crim., has a law degree from Columbia University. Dr. Simon Verdun-Jones, M.A., LL.M., J.S.D., has law degrees from Cambridge and Yale, and is an internationally renowned scholar in mental health law. Additionally, Professor Joan Brockman, M.A., LL.B., LL.M., is a noted author on the history of the notary and legal professions in British Columbia.

In addition to the core faculty, a range of sessional faculty with expertise in various areas of the curriculum have committed themselves to course delivery in the new program.

*Todd McKendrick, LL.B., M.B.A.*, Associate Counsel, Macaulay McColl. Member of the B.C. and Ontario Bars; his practice is largely in defence of professional negligence claims and disciplinary proceedings, and real estate litigation.

*Graeme Bowbrick, LL.B., Q.C.*, faculty member in criminology at Douglas College. He is a past Member of the Legislative Assembly of British and served as both Minister of Advanced Education and Attorney General of British Columbia. His major interests include the relationship between the executive, legislative and judicial branches of government, and public policy and the legislative process.
D. Peter Ramsay, B.Comm., LL.B., LL.M., Q.C., Lecturer, U.B.C. Faculty of Law. He divides his time between maintaining an active professional practice as a senior partner in a 16 lawyer Nanaimo law firm and a range of teaching and other activities at the University and in the Vancouver area. At U.B.C., he teaches property, professional responsibility and torts. As a member of the board of British Columbia Law Institute, he is chair of the Institute's Succession Law Reform Project Committee, tasked with making recommendations to the Government of the Province of British Columbia for the reform of all its succession laws. He is also a member of the Law Society of British Columbia's Special Compensation Committee which has responsibility for adjudicating claims by those whose monies have been improperly used by lawyers.

George E.H. Cadman, LL.B., Q.C. A senior member of Boughton Law Corporation, Mr. Cadman served as chairman of Meritas Law Firms from 2001 to 2005. He practices in civil litigation, particularly relating to corporate, commercial, securities and real estate disputes. With over 25 years of experience, he has served as Senior Counsel in appearances before all levels of Canadian courts, including the Supreme Court of Canada, the Federal Court (Trial and Appellate divisions) and the Tax Court of Canada, as well as provincial Superior courts and administrative tribunals. He is experienced in both mediation and arbitration. In the area of professional discipline, advice and counsel, Mr. Cadman acts for a number of companies in the real estate, securities and financial services sectors. As well, he provides risk management advice and services to a number of family-owned enterprises and community associations (including on director and officer liability matters).

Tony Wilson, LL.B. Associate Counsel at Boughton Law Corporation. Tony Wilson has specialized in Franchising, Licensing and Intellectual Property law since 1988. He acts for many local and national franchisors and master franchisees. He also acts for franchisees seeking to acquire franchise rights in Canada, and is the author of Buying a Franchise in Canada: Understanding & Negotiating Your Franchise Agreement. He is ranked as a leading lawyer by LEXPERT. As many franchised businesses are in the hotel, restaurant and food services sector, he also regularly advises clients in the hospitality industry on distribution contracts, licensing contracts, employment contracts, supply agreements, leases and liquor licensing. He has written for the Globe and Mail, Macleans Magazine, the Vancouver Sun, Franchise Canada Magazine, Food Services & Hospitality Magazine, Bar & Beverage Magazine and World Trademark Report. He writes a monthly legal column for B.C. Restaurant News, as well as a regular humour column in the Canadian Bar Association’s "Bartalk" Magazine. He regularly lectures on Franchising, Licensing, Intellectual Property and Hospitality Law for the Canadian Franchise Association, B.C. Continuing Legal Education and other organizations.

An additional full-time faculty member will be required to sustain this program over an extended period of time. It is expected that this new addition to the faculty will be appointed at the lecturer level and possess legal qualifications at the
Master's level (LL.M.) or above. In addition to delivering courses within the program, the new faculty member will be expected to contribute to the law courses offered within the undergraduate criminology program. Additionally, a half-time support person will be requested to bolster the administrative support necessary to launch and maintain this program. The resources necessary for these appointments have been secured.

\textit{Funding Support for Students}

The proposed program allows students to remain in their home locale while undertaking most of their coursework. The program is also structured in such a way that students can easily retain employment while working on their degree requirements. The structure of the program facilitates students retaining the ability to earn an income while undertaking the program, thereby diminishing the need for student funding. However, it should be noted that our criminology MA students have been very successful in obtaining SFU graduate entrance scholarships and external funding from SSHRC, and other sources.

4) \textbf{Program Evaluation and Consultations}

i. \textit{The Market}

As noted above, it is expected that almost all of the students applying to this program will plan on becoming a Notary Public in B.C. In recent years, they have taken between 20 and 25 students into their existing training program.

The Society of Notaries Public have also received numerous expressions of interest from existing notaries who would like to take the new graduate program to update and consolidate their skills.

It is also likely that, over the years, a few students will undertake the degree out of personal interest, with no intention of practicing as a notary.

In English-speaking Canada, British Columbia is the only province that currently offers formal training for Notaries Public. It is conceivable that other provinces allowing the notary practice could seek to have their potential candidates enroll in the SFU program.

Currently there are no programs offering competing Master's degrees in Canada.

ii. \textit{Student Demand}

The Society of Notaries Public currently receives over 1,600 inquiries per year from individuals interested in joining the profession. The Society anticipates the years ahead will produce a similar level of interest.

A significant number of existing notaries undertake advanced education in other disciplines and programs. These range widely from graduate degrees in liberal
studies to more applied graduate degrees and diplomas in business administration. It is anticipated that the existing notaries will be regular applicants to the proposed program.

### iii. Employment Opportunities for Graduates

The vast majority of students undertaking this program will seek employment as a Notary Public in the province. By statute, the number of Notaries is limited to 323. While this seems like a small number, each year approximately 20 positions become available. This is due largely to retirements and people leaving the profession to take up other forms of employment.

Students with a Master’s degree in Applied Legal Studies will also be well prepared to enter other lines of work. Individuals seeking employment in the real estate field, in banking, and in the courts will be well prepared for their career trajectory with this degree behind them. It will also provide an excellent skill set for those students seeking to become entrepreneurs.

At present, no other provinces allow the notarial profession to fulfil a role similar to that in BC. Students receiving this Master’s degree would be very well positioned to seek out work with an existing notary in any of the other provinces in which the profession exists.

### iv. Letter of Request

We have received a letter from the Society of Notaries Public of BC requesting the development of a MA in Applied Legal Studies (Notary Public). (see Appendix 4).

5) Implementation Schedule

We expect to admit students for the September 2008 start date.

6) Additional Resources Required to Implement the Program

Due to the course-intensive nature of this program, we will require an additional 1.0 FTE CFL at the Lecturer rank with a graduate level law credential (LL.M. or higher), expertise in private law, and ideally practice experience in areas touching on notarial practice. The new Lecturer would begin teaching the various graduate courses immediately upon appointment. In addition, a .5 FTE graduate secretary is required, which would raise our current graduate administration to 1.5 FTE. One additional office will be required at Surrey to house the new faculty member. These resources have already been secured in anticipation of this program’s approval.
For further information about the School of Criminology at SFU see our website: www.sfu.ca/criminology.

7) **Additional Material Required by SFU**

   *i. Reviewers*
   
   Suggested reviewers include:

   1) Bob Reid  
      Retired Dean of Admissions  
      Faculty of Law  
      University of British Columbia

   2) Stan Hamilton  
      Former Dean  
      Sauder School of Business  
      University of British Columbia

   3) David Moore  
      Real Estate Division  
      Sauder School of Business  
      University of British Columbia

   4) Andrew Petter  
      Dean  
      Faculty of Law  
      University of Victoria

   *ii. Library Reports*

   A library report has been appended (Appendix 5).
Appendices

Appendix 1  Course Descriptions

Appendix 2  Course Outlines  *** Detailed course outlines available for review by contacting Bobbie Grant at 778-782-3168 or email bgrant@sfu.ca

Appendix 3  Calendar Description

Appendix 4  Letter of Support

Appendix 5  Library Report
Appendix 1

Applied Legal Studies (Notary Public)
Course Descriptions

ALS 601 Canadian Law and Legal System

This course is designed to give students a systematic knowledge of the workings of Canadian law and the Canadian legal system. It will provide a comprehensive discussion of the various principles and schools of jurisprudence, and will canvass the basic legal institutions in Canada. This course will consider the history of Canadian law, the development of the framework of the Canadian constitution, the Constitution itself, the roles and responsibilities of Canadian courts and the roles and responsibilities of members of the legal profession. The course will also ensure that students gain a comprehensive understanding of the nature of legal reasoning, the doctrines of precedent and stare decisis, and the key rules and principles of statutory interpretation. Students will also be given a systematic introduction to four substantive areas of law: criminal law, administrative law, family law, and tort law.

ALS 602 Legal Research and Writing

This course is designed to give students a solid foundation in legal research and writing skills. This involves providing students with an overview of how both legislation and case law are created, including consideration of the basic principles of legal analysis. Proper legal research techniques and strategies will be considered for both primary and secondary legal sources. Consideration will also be given to the many on-line legal research resources. Finally, students will receive instruction in the general principles of legal writing and apply these principles to different types of legal writing including analytical writing and the drafting of legal documents.

ALS 603 Legal Philosophy

This course is designed to give students a solid grounding in the central themes of legal philosophy. This involves examining the major schools of jurisprudence. It affords an opportunity to reflect in a disciplined and critical way on the structure and functions of law, legal institutions and systems. It involves an analysis of the nature of legal reasoning and discourse, and looks to the connections between law and morality.

ALS 610 Contracts

This course is designed to introduce students to the fundamental principles underlying Contract Law in Canada, and the practical application of such principals in the commercial environment. Students will learn the essential elements of what makes an “enforceable contract” such as offer and acceptance, certainty of terms, form and consideration as well as those things that may well make a contract unenforceable, such as misrepresentation, frustration, duress and privity issues. Warranties, representations,
conditions and remedies for breach of contract will also be covered, as will contractual interpretation.

ALS 611 Real Property I

This course involves the study of basic principles and statutory regimes which govern the institution of Real Property. Topics addressed will include: the legal concept of land, the nature of and rationale for property, transfer of interests in land, registration of title and the nature of the land title system, the acquisition of estates in land, co-ownership of land, and future interests.

ALS 612 Real Property II

This course deals with the law relating to vendors and purchasers of real estate, particularly as affected by the substantive law of mortgages, and considers the remedies available to vendors, purchasers, mortgagers and mortgagees, as well as the role and duties of real estate agents. It also deals with residential and commercial tenancies.

ALS 615 Personal Planning

This course is designed to provide an overview of the law of succession and to familiarize students with the principles necessary to competently advise clients about the transfer of property on death and to draft a will that meets the client's objectives. Powers of Attorney and Representation Agreements as planning tools will be examined.

ALS 620 Selected Topics in Applied Legal Studies

This course is designed to give students a detailed understanding of key topics in applied legal studies, with a particular emphasis upon areas of law and practice that are of special interest to Notaries Public. The topics may change from year to year and may vary by instructor but in the Spring of 2009 it is anticipated that topics will include, the law of agency; current issues in tax law; the law affecting business/not for profit incorporation, and business associations.

ALS 630 Topics in Legal Practice

This course builds on the theoretical understanding students have by exploring how the legal advisor assists clients in effectively dealing with their issues. Topics range from the purpose of legal professionals to developing sustainable strategies for the operation of a legal practice.

ALS 631 MA Examination

There will be a final examination on core subjects, which will normally occur towards the end of the student's fourth term in the program, assessing the student's mastery of the material, showing critical engagement with the breadth and depth of the subject matter.
Appendix 3

Calendar Description of the Program

To be inserted in the “Graduate” section of the Calendar, under the School of Criminology heading, and placed between the discussion of the regular MA Program and the PhD Program (see p. 279 of the current 2006/2007 Calendar).

MA in Applied Legal Studies (Notaries Public) Program

The School offers a program leading to a Master of Arts in applied legal studies for students intending to practice as Notaries Public. This degree is granted on the successful completion of a sixteen month course and prepares students for admission to notarial practice (subject to further requirements that are set out below) and for business and public service. The number of students entering notarial practice in British Columbia is ultimately governed by the Society of Notaries Public of British Columbia, and accordingly, conferral of this degree is no guarantee of a position in either the necessary year of articles (described below) or in notarial practice. However, enrolment in the program is limited to approximate the number of openings anticipated in the province in the years ahead.

Admission Requirements

Applicants should regard their satisfaction of the entrance requirements as meaning only that they are eligible for selection. Because of the competition for admission to the program, a regular applicant must have an undergraduate academic average substantially higher than the minimum in order to have a reasonable chance of admission. Certain factors such as financial hardship, learning disabilities or other disadvantages, or ethnic background, may be considered in the discretionary category. Note that only a limited number of positions will be available each year in the discretionary category.

To be eligible for selection, an applicant must have:

i) obtained an undergraduate degree in an approved course of studies from a degree-granting university with a cumulative grade point average of 3.0 or higher;

ii) successfully completed the first three years (minimum 90 credits) or more of an approved course of studies leading to an undergraduate degree at a degree-granting university with a cumulative grade point average of 3.0 or higher, and possess sufficient and appropriate work experience relevant to notarial practice, that in the view of the admissions committee compensates for the lack of a completed degree; or

iii) meet the criteria for discretionary candidates set out below:
Special factors arising in life may impede the ability of an otherwise promising candidate to satisfy one or more of the regular admission criteria. Accordingly, the Admissions Committee has the discretion to take into account factors such as age, disability, financial disadvantage, membership in a historically disadvantaged group or any other factors that the applicant wishes the Admissions Committee to consider. These factors will be considered in the context of the applicant's life achievements and work experience, including volunteer work for community or charitable organizations.

Discretionary applicants are required to have completed the first two years of an approved course of studies leading to an undergraduate degree at an approved college or university. A personal statement, and two letters of reference are required, and where appropriate, documentation such as medical reports should be submitted. Each applicant is considered individually on their merits. Discretionary applicants may be required to appear for an interview before the Admissions Committee. Applicants are responsible for providing full documentation. Incomplete applications will not be evaluated.

Application

Potential applicants are strongly encouraged to contact the Society of Notaries Public of British Columbia in advance of submitting an application. The credentials committee of the Society governs admission to the profession of Notaries Public in British Columbia. Applicants satisfying the admissions criteria of that committee are not guaranteed admission to the Master of Arts in Applied Legal Studies (Notaries Public) program.

All applicants for admission must submit the following documents by February 1st:
- Completed application form
- All post-secondary academic transcripts
- Application fee
- Other documentation as required

An application processing fee of $80 must accompany the application form. Other documents include letters of reference, medical certificates, special circumstances letters, and other supporting documentation for discretionary applicants, where relevant.

Degree Requirements

All students are required to take the following ten graduate courses. Courses are offered in the following sequence:

Fall
ALS 601-3 Canadian Law and Legal System
ALS 602-3 Legal Research and Writing
ALS 603-3 Legal Philosophy

Spring
ALS 610-3 Contracts
ALS 611-3 Real Property I  
ALS 620-3 Selected Topics in Applied Legal Studies

Summer Intersession  
ALS 612-3 Real Property II  
ALS 615-3 Personal Planning

Fall  
ALS 630-6 Topics in Legal Practice  
ALS 631-3 MA Examination

Courses in the fall term employ a mixed mode of delivery. Students are required to attend campus for two weeks at the start of the term, and for one week at the end of the fall term. Weeks 3 through 12 of the fall term classes are delivered via a distance education format. Spring classes are delivered entirely through the distance education format. Students are required to attend campus for the summer intersession (running from early May to mid-June). The final Capstone course follows the same mixed delivery mode as first term fall courses. Students will also be required to complete a final examination, which will normally be completed towards the end of the student's fourth term in the program, showing mastery and critical engagement with the depth and breadth of the subject matter of the program.

Students not seeking accreditation as a Notary Public may be permitted to substitute up to two courses with the approval of the Director of Graduate Programs in the School of Criminology. Only one of these courses may be a Directed Readings course.
February 14, 2006

Simon Fraser University
Criminology Department
8888 University Drive
Burnaby, BC V5A 1S6

Attn: Dr. Robert Gordon

Dear Dr. Gordon:

Re: Notary Preparatory Course

Over the last several months, you have had meetings and discussions with our Executive Director Wayne Braid and Marny Morin, our Manager of Education Services.

On behalf of the Board of Directors of The Society, I would like to formally request that Simon Fraser University, through its Department of Criminology, become the education provider for our BC Notarial Students, commencing with the September 2007 class.

We are pleased to embark on this new partnership and are confident that together, we will provide highly trained legal professionals to serve the citizens of British Columbia.

Yours truly,

Christopher W. Dupuis, President
The Society of Notaries Public of British Columbia
Appendix 5

http://www.lib.sfu.ca/about/collections/courseassessments/als.htm

MA in Applied Legal Studies

Library Course Assessment for a Master in Applied Legal Studies (Notaries Public)
June 13, 2007

Introduction Bibliographic Tools Journals Monographs
ALS 601 | ALS 602 | ALS 603 | ALS 610 | ALS 611
ALS 612 | ALS 615 | ALS 620 | ALS 630

Introduction

This is the library report for the proposed Master in Applied Legal Studies (Notaries Public). This degree program is scheduled to begin in September of 2008. At any given time, the program may have 15-20 students enrolled. This will be a professional degree program which will be a prerequisite for membership in the province’s Society of Notaries Public.

Currently, this program is proposing the following courses:

ALS 601: Introduction to Canadian Law and the Canadian Legal System
ALS 602: Legal Research and Writing
ALS 603: Legal Philosophy
ALS 610: Contracts
ALS 611: Real Property I
ALS 612: Real Property II
ALS 615: Personal Planning
ALS 620 (or 614): Selected Topics in Legal Studies
ALS 630: Topics in Legal Practice

Bibliographic Tools

The SFU Library currently provides access to Lexis/Nexis, LawSource, QP Legaleze and a variety of other database that will prove useful for this program. No additional Bibliographic Tools are required.

Journals & Law Reports

The Library currently provides access to the following journal titles and reports either through LawSource or direct subscription that will prove useful to this program:
Monographs

The SFU Library is currently not collecting in areas that will support this program. While the Burnaby Campus does collect some academic titles on law and legal issues, they are not of the nature that would support professionals entering the field as Notaries Public.

A core collection to support these students and the faculty will need to be purchased.

**20 books at an average price of $150/book = $3,000**

The collection will also need to be updated and maintained. This is particularly important as many of the titles listed on the course outlines are from loose-leaf services which will require ongoing funds in order to keep current.

**35 books at an average price of $150/book = $5,250/year**
Additionally, the proposed course outlines were reviewed. The following titles are from these outlines and are not available at the SFU library and will need to be purchased.

**ALS 601: Introduction to Canadian Law and the Canadian Legal System**


Total for ALS 601: $56

**ALS 602: Legal Research and Writing**


Total for ALS 602: $358

**ALS 603: Legal Philosophy**

Freeman, Michael D. A. *Lloyd's Introduction to jurisprudence* Sweet & Maxwell Ltd. 0421690208. 9780421690202. 7th ed. X6-Y56943. 2005. $82

Introduction to jurisprudence and legal theory: commentary and materials Oxford University Press. 0406946787. 9780406946782. X3-O36907. 2002. $78


Total for ALS 603: $631

ALS 610: Contracts

McCamus, John D. The law of contracts Irwin Law Inc. 1552210189. 9781552210185. X1-F29845. 2005. $75

Total for ALS 610: $75

ALS 611: Real Property I

Ziff, Bruce H. A property law reader: cases, questions and commentary Thomson Carswell. 0459241214. 9780459241216. X0-H36258. 2004. $84


Total for ALS 611: $522

ALS 612: Real Property II

Williams, Esten Kenneth, 1889- Williams & Rhodes Canadian law of landlord and tenant / by Christopher Bentley, John McNair and Mavis J. Butkus ; with Marc Casavant, author of CARSWELL (CN). 0459316311. 9780459316310. X4-I09318. 1988. $376

Roach, Joseph E. The Canadian law of mortgages of land. Toronto : Butterworths, 1993. i, 541p. [For the lawyer What is likely to become the most]

Total for ALS 612: $711

ALS 615: Personal Planning


Margrave-Jones, Clive V., MA LLM LLB (Lecturer, Faculty of Law, University. Mellows: the Law of Succession. 5th Ed. Butterworths Tolley, 1993.
ISBN: 9780406024381 $70


Ross Martyn, John G. Theobald on wills Sweet & Maxwell Ltd. 0421741708. 9780421741706. 16th ed. X1-W17310. 2001. $421

Barlow, R.F.D. Williams on Wills Butterworths Law. 1405718021. 9781405718028. 8th ed. X3-085684. 2006. UK. $147


Total for ALS 615: $3,954

ALS 620 (or 614): Selected Topics in Legal Studies

As Selected Topics courses change from semester to semester, the Library does not assess them for resources.

ALS 630: Topics in Legal Practice

The following titles from the course outline are available at the Bennett Library, but not at Surrey. Added copies for the Surrey Campus will need to be purchased.

Maister, David H. The trusted advisor Free Press. 074320414X. 9780743204149. R5-196539. 2000. $31


Total for ALS 630: $103

Total cost for monographs:

One time funds:
$3,000 to build core collection
$6,410 to purchase titles listed on the course outlines
$9,410 one time funds for monographs

ongoing funds:
$5,250 to support the development of the collection

Maintained by: Megan Crouch [mcrouch@sfu.ca]

Content last modified: 2007-06-13 [YYYY-MM-DD]