

The Court System



The Court System



**TO WHAT EXTENT IS THE JUSTICE
SYSTEM FAIR AND EQUITABLE FOR
YOUTH?**

Review



- Why might some people say the YCJA is too soft on crime?
- Why might some people say that the YCJA is properly addressing crime?

**DOES CANADA HAVE A REASONABLE
SYSTEM FOR DETERMINING
INNOCENCE / GUILT AMONG
OFFENDERS?**

When a Crime is Committed...

In your table groups:

1. List what happens between the time of the crime and the consequence
2. How do we make sure the offender is guilty?
3. What would the citizen's role be in this process?

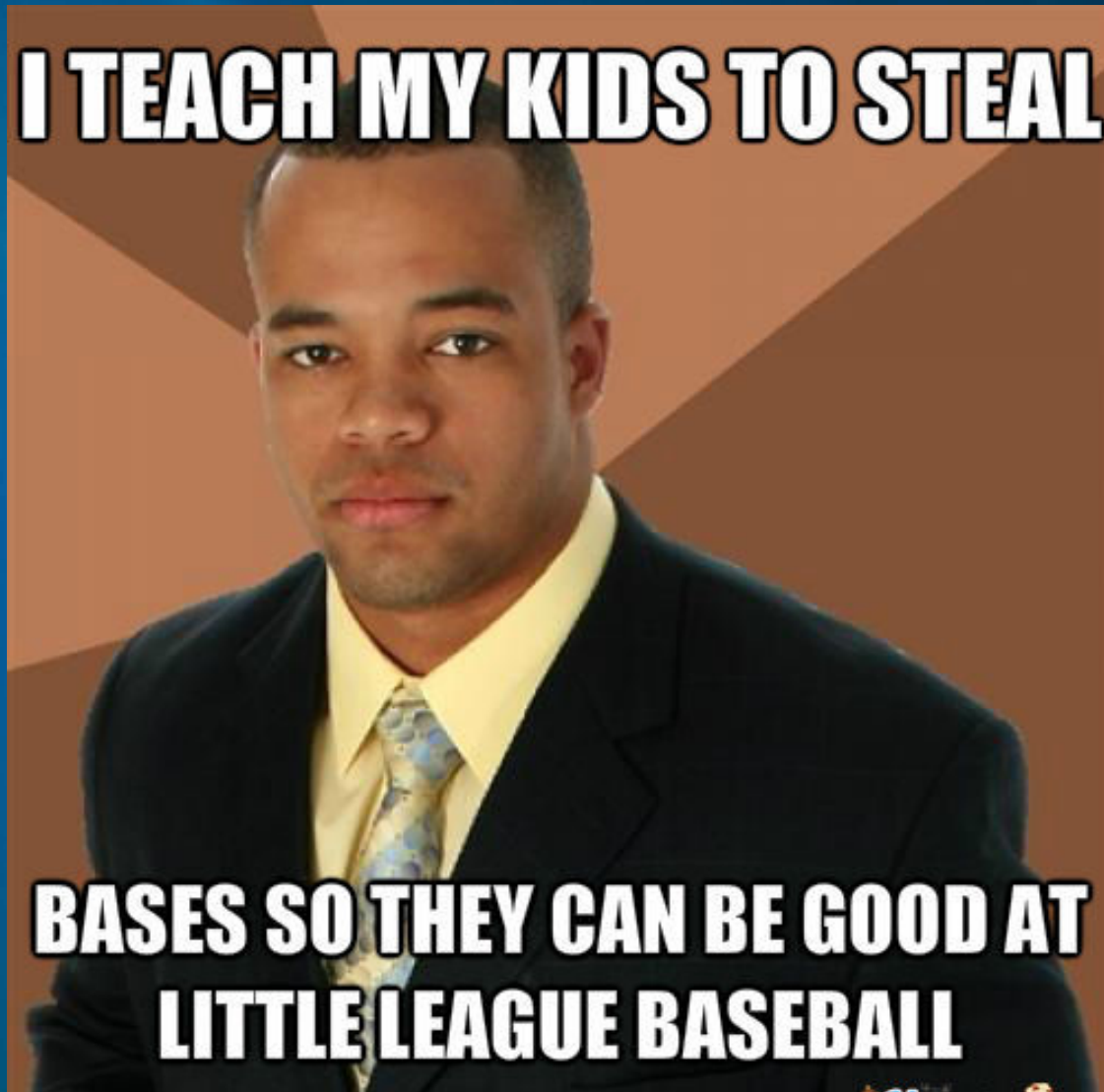


Court

- Right to a fair, quick, public trial by an *impartial* (unbiased) court
- Assumed that you are innocent until proven guilty



Innocent Until Proven Guilty

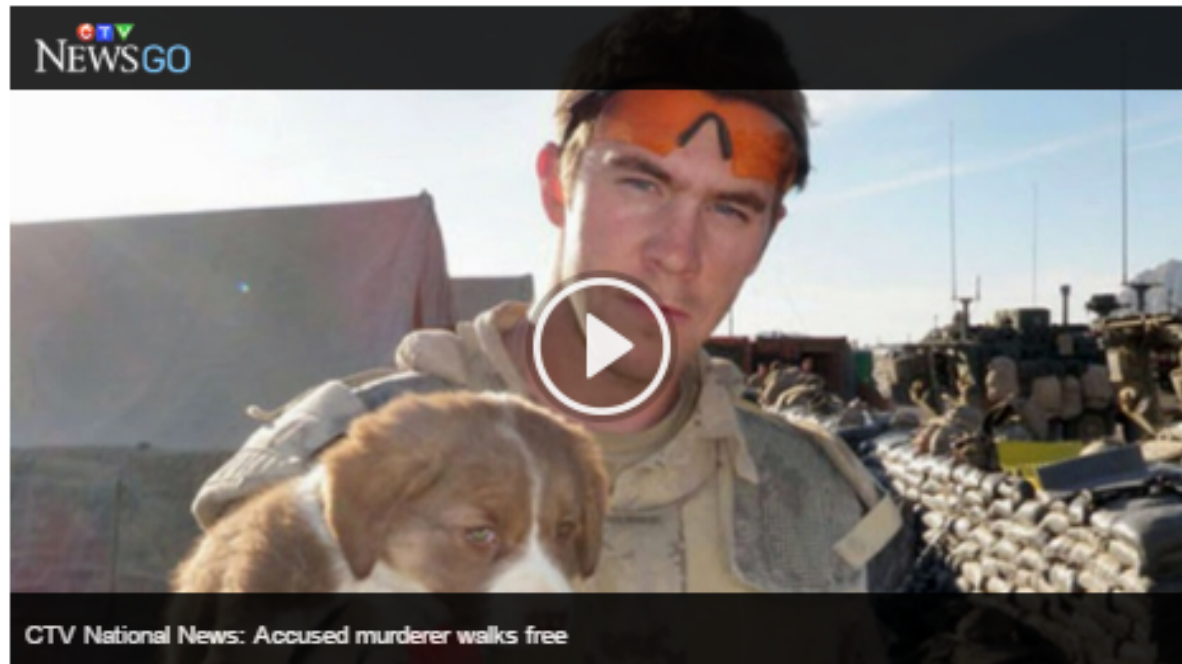


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First-degree murder charges stayed after four-year court delay



CTV National News: Accused murderer walks free

CTV National News: [Accused murderer walks free](#)



After waiting years for a trial, a former Canadian soldier accused of murder has been allowed to walk free. Mercedes Stephenson reports.

CTV Ottawa: [Justice system under fire](#)



CTV's Catherine Lathem with reaction to the landmark decision to stay murder charges, and its impact on other case across the country.

Prevention

Romeo Phillion, wrongfully convicted of murder, dead at age 76

Man who spent more than 31 years in prison died Monday in Mississauga, Ont., hospital, says AIDWYC

CBC News Posted: Nov 03, 2015 12:17 PM ET | Last Updated: Nov 03, 2015 5:16 PM ET



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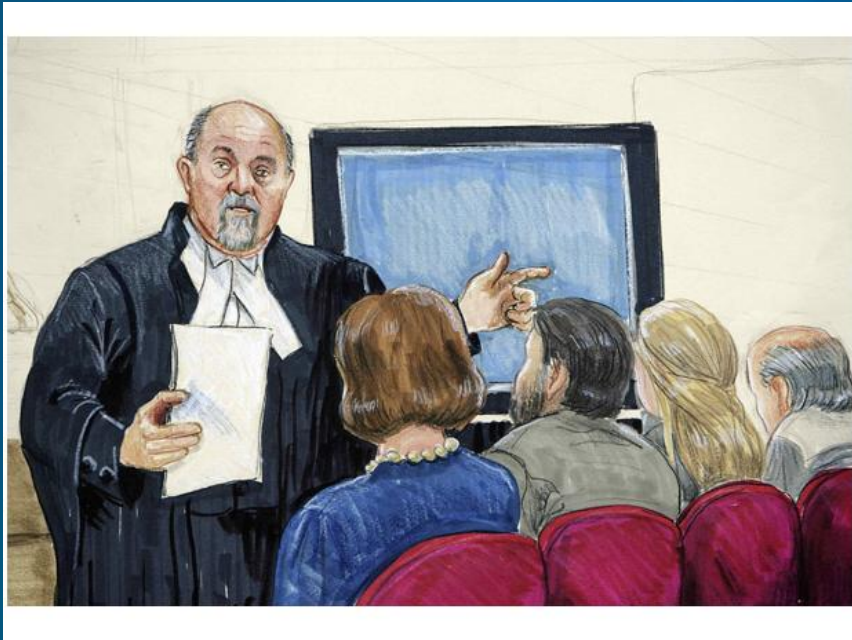
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Who is Involved in a Trial?



- With your table groups, brainstorm:
- What types of people are typically involved in a trial?
- How do we make sure a trial is fair?

Prosecution



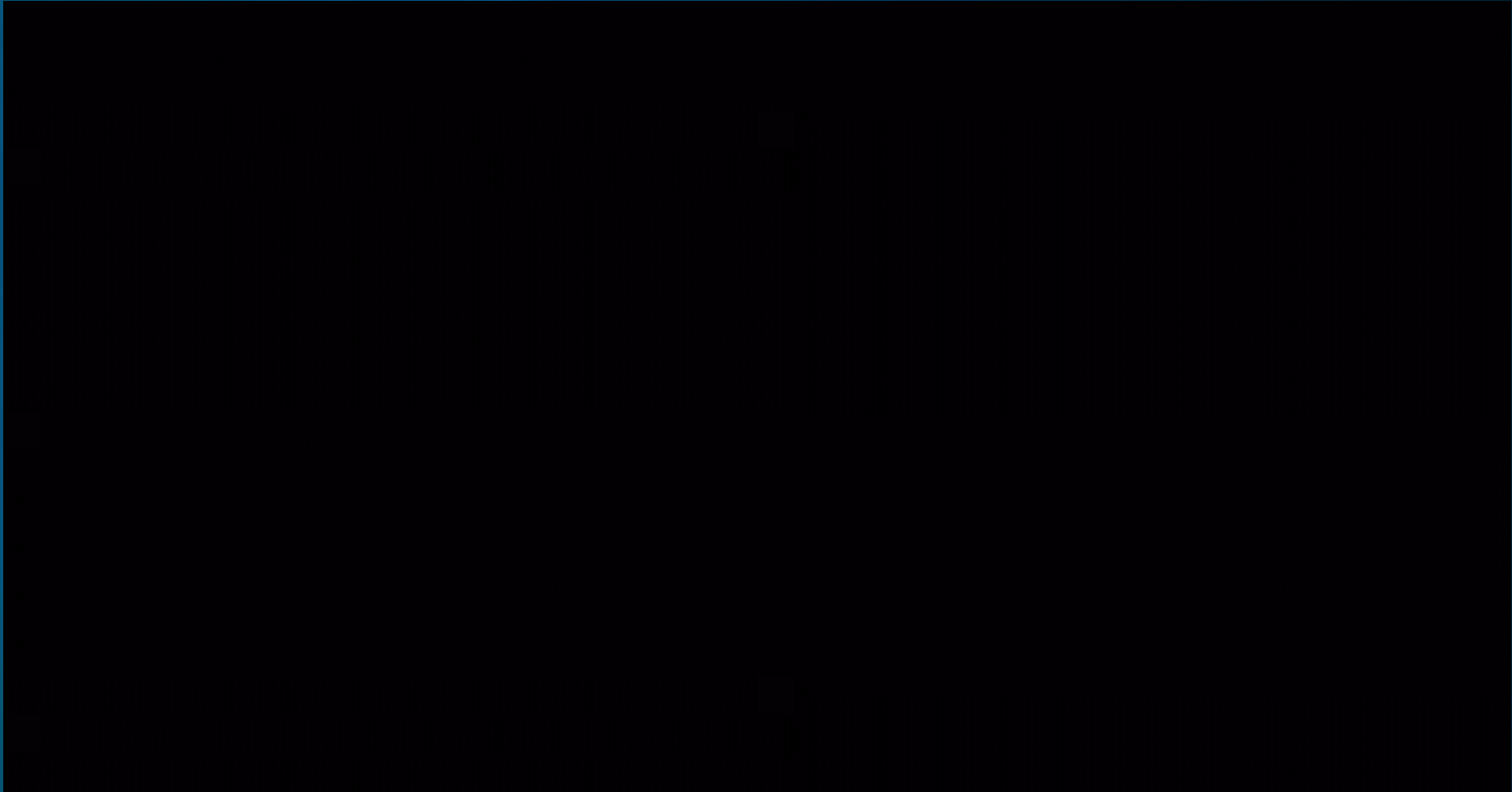
- Lawyer who represents the Crown (government)
- Present all evidence that supports guilt

Defense

- Lawyer who represents the accused
- Present evidence that supports innocence



Prosecution and Defense



Jury



- Twelve people
- Must be:
 - 18 years or older
 - Canadian citizen
 - No criminal record

Jury Duty

- Duty for citizens
- Jurors must:
 - Get time off work
 - Arrange transportation to trial
 - Rebook appointments



Jury Duty



Got out of jury duty by
prefacing every answer
with "according to
the prophecy."



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Jury Deliberation

- *Jury Sequestered*
 - Remove from outside contact
- Debate over evidence only from court
- All twelve must agree on the same outcome beyond reasonable doubt

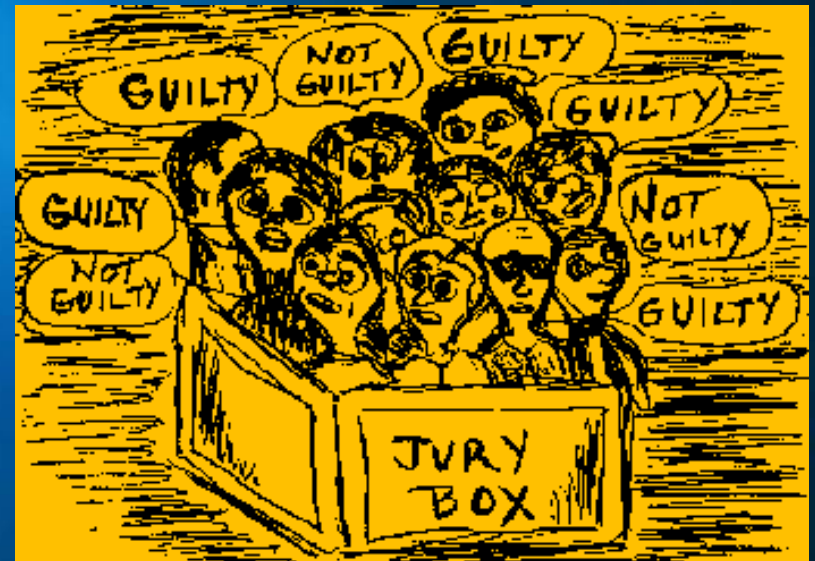


By 'sequestered' do you mean we are going to be locked up before the defendant is?

Jury Decision

Jury Decision Accepted

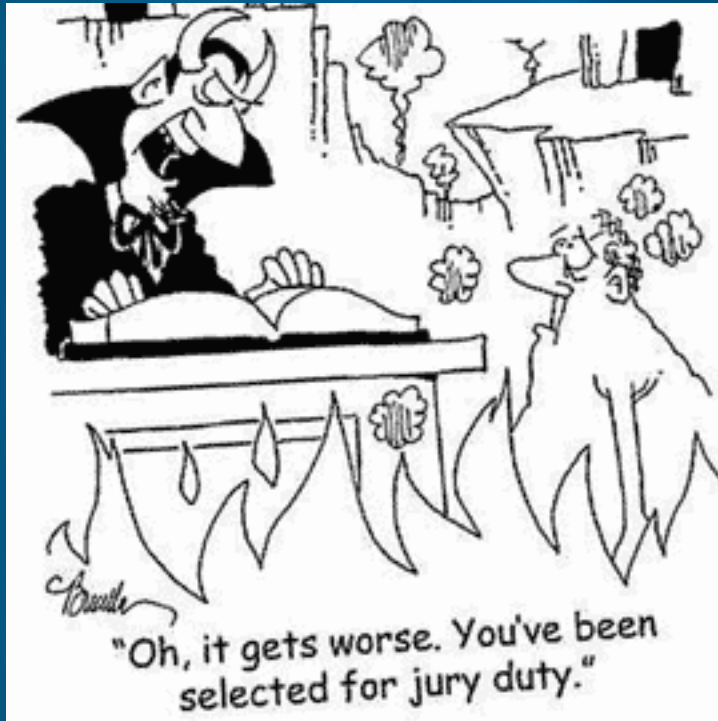
New Trial Needed



Jury Deliberations

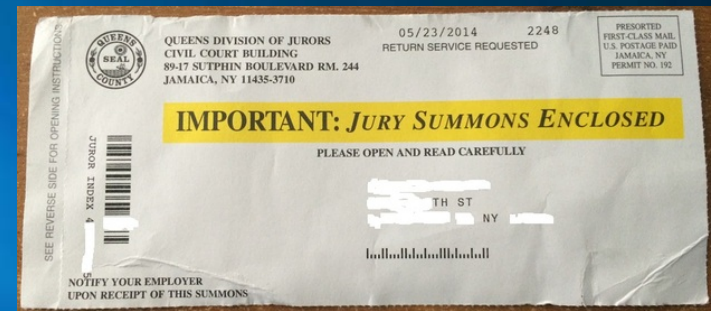


On Jury Duty pg. 80



On Jury Duty pg. 80


- List 5 elements of the legal process which ensure the fairness of a trial
- Decide – does Canada have a reasonable system for determining innocence /guilt?



Should Citizens be Involved with the Justice System?

When you go into court, you are putting your fate into the hands of people who weren't smart enough to get out of jury duty.



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