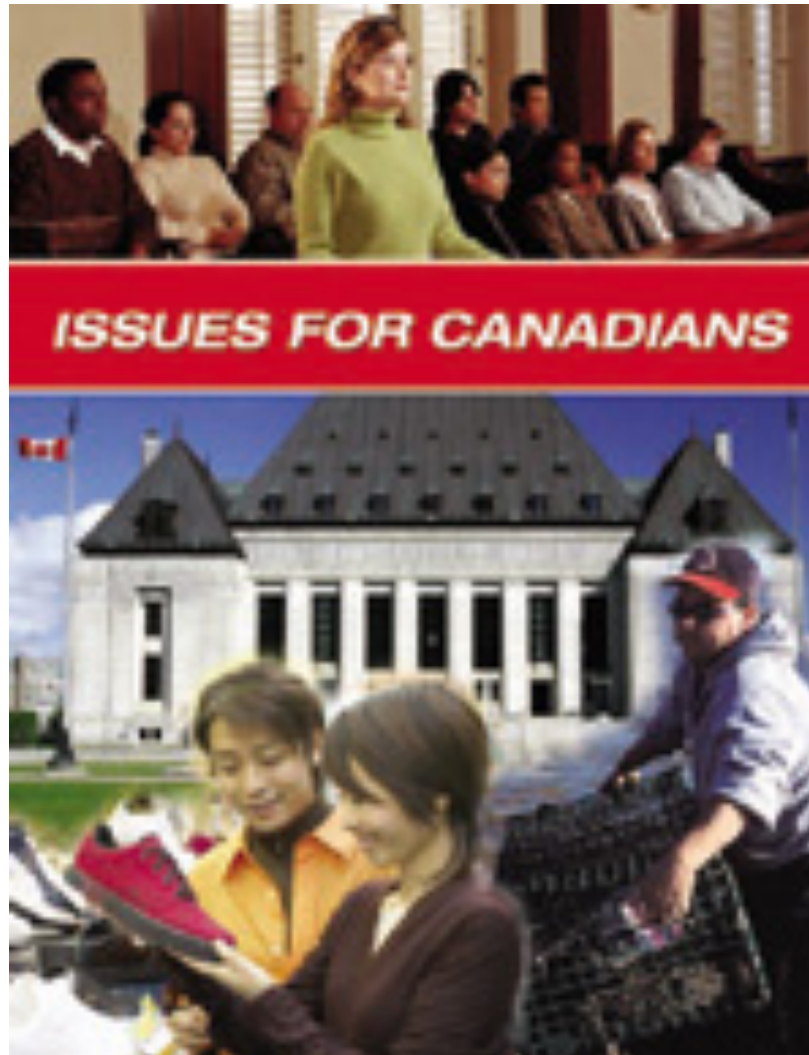


Government of Canada



Issues for Canadians





The Justice System

Inquiry Question for the Unit

- To what extent is the justice system fair and equitable for youth



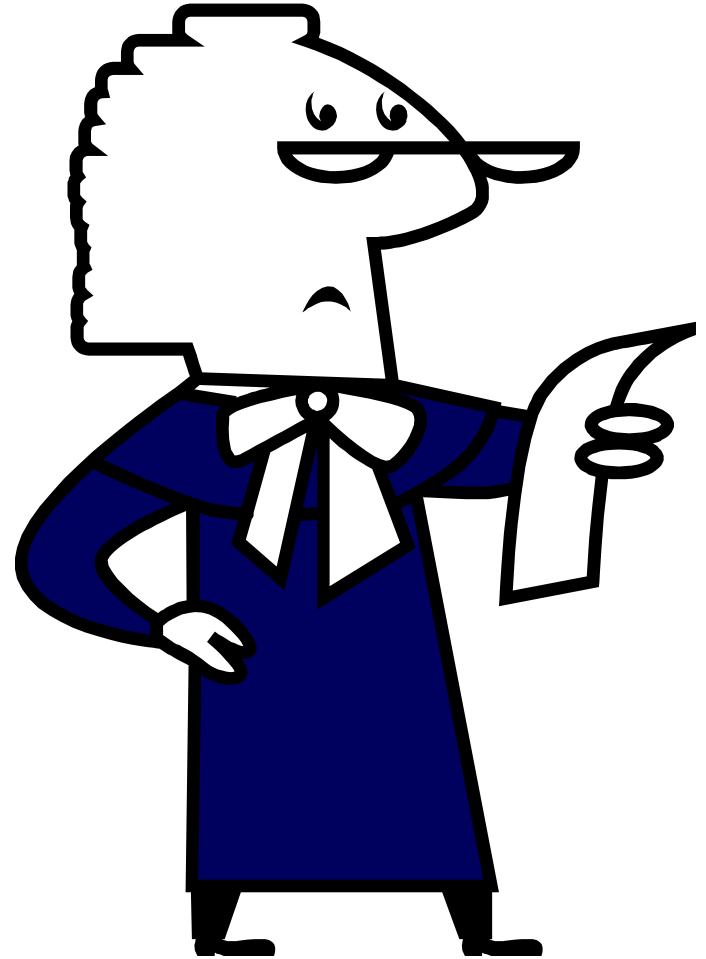
Lady Justice



- In your groups discuss:
 - What are some symbols associated with Lady Justice?
 - What could those symbols represent?

Judicial Branch of Government

- Executive Branch:
 - Puts law into action
- Legislative Branch:
 - Makes the law
- Judicial Branch:
 - Interprets the law
 - Searches for the meaning of a legal document



Interpret Law – What is Fair and Equitable

FROM LAW



TO REALITY



Interpreting the Law

- What is a fair and equitable punishment for stealing?
- How do we keep stealing from happening again?





Offence description	Criminal Code Section	S/H/I	Minimum penalty	Discharge available	Maximum Penalty (S)	Maximum Penalty (I)
Theft, \$5,000 or less	322, 334(b)	H		yes	6 mos./\$5,000 fine	2 yrs.
Theft over \$5,000	322, 334(a)	I		yes		10 yrs.
Possession of stolen property under \$5,000	354, 355(b)	H		yes	6 mos./\$5,000 fine	2 yrs.
Possession of stolen property over \$5,000	354, 355(a)	I		yes		10 yrs.
Fraud, \$5,000 or less	380(1)(b)	H		yes	6 mos./\$5,000 fine	2 yrs.
Fraud over \$5,000	380(1)(a)	I		yes		10 yrs.
Take motor vehicle without consent	335	S		yes	6 mos./\$5,000 fine	
Theft or forgery of credit card	342(a),(b)	H		yes	6 mos./\$5,000 fine	10 yrs.
Use or possess stolen or forged credit card	342(c)	H		yes	6 mos./\$5,000 fine	10 yrs.
Use revoked or cancelled credit card	342(d)	H		yes	6 mos./\$5,000 fine	10 yrs.
Robbery (without firearm)	343, 344(b)	I				life
Robbery (with firearm)	343, 344(a)	I	4 yrs.			life
Extortion (without firearm)	346(1), (1.1)(b)	I				life
Extortion (with firearm)	346(1), (1.1)(a)	I	4 yrs.			life
Break and enter with intent, committing indictable offence (dwelling house)	348	I				life
Break and enter with intent, committing indictable offence (non-dwelling house)	348	H		yes	6 mos./\$5,000	10 yrs.

Fair and Equitable?

News / Canada

Justin Bourque gets 75 years without parole for killing three Mounties

Sentence for convicted killer is harshest in Canada since the last executions were carried out in 1962.

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ANDREW VAUGHAN / THE CANADIAN PRESS FILE PHOTO

Victor Bourque, Justin Bourque's father, leaves court this week.

By: Michael MacDonald The Canadian Press, Published on Fri Oct 31 2014

MONCTON, N.B.—Justin Bourque has been sentenced to serve 75 years in prison before he will be eligible to apply for parole for the June 4 shooting rampage that killed three RCMP officers and wounded two others in Moncton.

Fair and Equitable?

AUGUST 20, 2014

Justin Bieber Escapes Jail Time in DUI Case



Pop star Justin Bieber has agreed to a plea deal following a DUI arrest in Miami, Florida earlier this year, which will not include serving any jail time.

In exchange for pleading guilty to careless driving and resisting arrest, the state will drop the DUI charges against Bieber as long as he attends an anger management course and makes a \$50,000 charitable donation, according to reports.

The 20-year-old was arrested in January and charged with drunken driving, resisting arrest and driving without a license after police believe Bieber and a friend were drag-racing in Miami Beach. Police allege that Bieber's security team, and reportedly his father, had blocked off the street for the race.

According to police, Bieber continuously shouted expletives at the arresting officer, which resulted in the resisting arrest charge.

Even though officers claim they observed symptoms of intoxication, such as bloodshot eyes and a flushed face, the results of blood alcohol tests showed Bieber's BAC was actually below the legal limit.

Regardless, in addition to his donation and 12-hour anger management course, which reports show will be held privately to keep fans at bay, Bieber has been ordered to watch online videos of tragic DUI cases.



Unit Overview

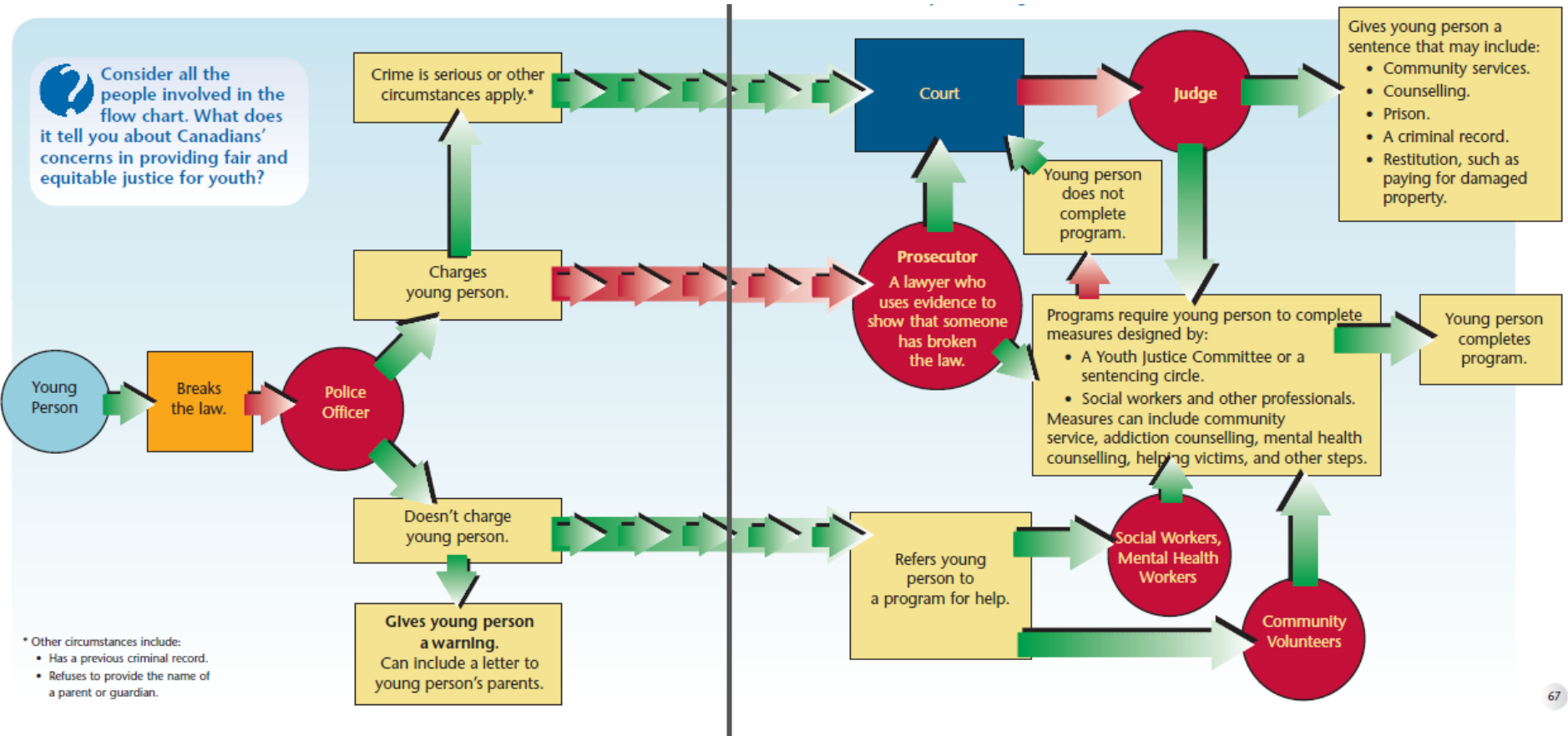


The Youth Criminal Justice Act (YCJA)



Consequences

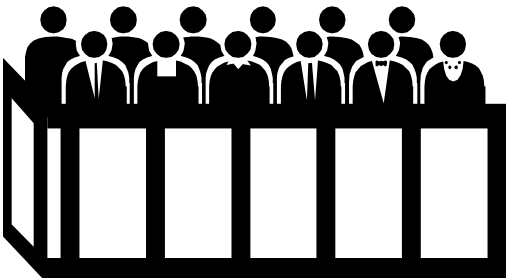
Consider all the people involved in the flow chart. What does it tell you about Canadians' concerns in providing fair and equitable justice for youth?



Retribution vs. Rehabilitation



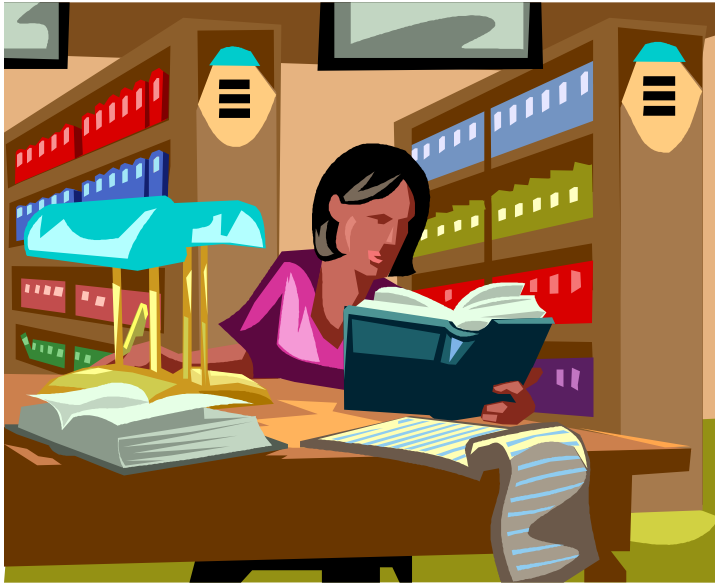
What Is Your Role in the Legal System?



Justice Advocacy Groups



Breaking the Law Activity



The YCJA

