

QUESTIONS: UNIT 2 – Canada’s legal heritage

On a separate ruled loose-leaf paper, answer the following questions in well-structured sentences.

1. What are the two (2) main divisions of Canadian law which fall under Substantive Law?
2. Describe the term *public law*?
3. Describe *private law*?
4. Explain the difference between private law and civil law?
5. In your own words, list and describe the main divisions of public law?
6. In your own words, list and describe the main divisions of civil law?
7. Next to the following situations or offences, indicate one of the following divisions of law.

Administrative law • Constitutional law • Criminal law • Contract law
Family law • Labour law • Property law • Tort law

- A. The father of two children fights for their custody. _____
 - B. A television network fails to renew their transmission licence. _____
 - C. A city fails to provide adequate garbage pickup for its citizens. _____
 - D. A worker feels he is being treated unfairly by his employer. _____
 - E. A pub wishes to operate gambling jackpot machines. _____
 - F. A Canadian citizen is suspected of making fake passports. _____
 - G. The police search the apartment of a suspected thief without a search warrant. _____
 - H. A suspect is threatened and beaten during investigation. _____
 - I. An individual is accused of sexual assault. _____
 - J. Company A is suing Company B for a breach of contract. _____
 - K. Mr. Smith agrees to clear the snow off his neighbour’s driveway during the winter months but fails to do so on many occasions causing the neighbour to be late for work. _____
 - L. Two neighbours argue over the ownership of a fancy metal fence which was installed between their properties before their times. _____
 - M. John’s son throws a rock through his neighbour’s front window and breaks it. _____
8. Why does Quebec have a mix of British common law and French civil law?
 9. Why do you think it is important to know about the Aboriginal peoples and their ways of the past?
 10. Describe the term *common law* and *precedent*.
 11. Describe the differences between the term *civil law* and the term *civil code*?
 12. Which sources of law would a Quebec judge consider when involved in a civil case? Explain.
 13. Which sources of law would a judge consider when involved in a criminal case? Explain.