

**UNIVERSITY OF WESTERN ONTARIO**  
**COMMERCIAL AVIATION MANAGEMENT PROGRAM**  
**MANAGEMENT AND ORGANIZATIONAL STUDIES 306b**  
**AVIATION LAW**  
**Winter 2008**

Thursdays, 7:00 p.m. – 10:00 p.m., Room 3305 Somerville House

Instructor: Mark Innes  
Office: Social Science Centre 2237  
Office Hours: Thursdays, 6:00 p.m. – 6:30 p.m., by appointment only  
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**COURSE DESCRIPTION:**

Management and Organizational Studies 306b is an introduction to the law governing aviation in Canada and abroad. The objectives of the course are to provide students with a basic knowledge of the sources of aviation law and to give students a basic understanding of certain substantive and procedural aspects of aviation law.

The class meets one time per week for up to three hours.

**Course grading:**

Mid-term examination (Thursday, February 21, 2008)	25%
Written assignment (due Thursday, March 20, 2008)	30%
Participation	20%
Final examination (held during the April examination period)	25%

**Course readings:**

- *Course Materials- Aviation Law* (required materials, available in the University Book Store)
- *Aeronautics Act* (required reading as assigned by the instructor, Transport Canada website at: [www.tc.gc.ca/acts-regulations/GENERAL/A/aa/act/menu.html](http://www.tc.gc.ca/acts-regulations/GENERAL/A/aa/act/menu.html))
- *Canadian Aviation Regulations (CARs)* (required reading as assigned by the instructor, Transport Canada website at: [www.tc.gc.ca/CivilAviation/Regserv/Affairs/cars/menu.htm](http://www.tc.gc.ca/CivilAviation/Regserv/Affairs/cars/menu.htm))
- *Canadian Charter of Rights and Freedoms* (required reading as assigned by the instructor, Department of Justice Canada website at: <http://laws.justice.gc.ca/en/charter/index.html>)
- *Constitution Act (1867)*, sections 91 and 92 (required reading, Department of Justice Canada website at: <http://laws.justice.gc.ca/en/const/index.html>)
- *Transport Canada: Our Story* – materials dealing with aviation 1936 to 2000, and Canada in Motion (required reading, Transport Canada website at: [www.tc.gc.ca/publications/ourstory/menu.htm](http://www.tc.gc.ca/publications/ourstory/menu.htm))

- *Canadian Transportation Agency - Annual Report (2006)* – materials dealing with aviation (required reading, Canadian Transportation Agency website at: [www.cta-otc.gc.ca/publications/ann-rpt/2006/cover\\_e.html](http://www.cta-otc.gc.ca/publications/ann-rpt/2006/cover_e.html))
- *Canadian Air Transport Security Authority – Annual Report (2007)* – (required reading, CATSA website at: [www.catsa-acsta.gc.ca/english/about\\_propos/rep\\_rap/pdf/2007.pdf](http://www.catsa-acsta.gc.ca/english/about_propos/rep_rap/pdf/2007.pdf))
- *NAVCANADA – Annual Report (2006)* – (required reading, NAVCANADA website at: [www.navcanada.ca/ContentDefinitionFiles/Publications/CorpPublications/AnnualReports/AnnualReport\\_2006\\_en.pdf](http://www.navcanada.ca/ContentDefinitionFiles/Publications/CorpPublications/AnnualReports/AnnualReport_2006_en.pdf))
- *Transportation Safety Board – Annual Report (2006-2007)* – (required reading, TSB website at: [http://tsb.gc.ca/en/publications/annual\\_report/2007/report2006\\_2007.pdf](http://tsb.gc.ca/en/publications/annual_report/2007/report2006_2007.pdf))
- *Transportation Safety Board - Investigation Process* - (required reading, TSB website at: [http://tsb.gc.ca/en/investigation\\_process/index.asp](http://tsb.gc.ca/en/investigation_process/index.asp))
- *The Transportation Appeal Tribunal of Canada – Annual Report 2006-2007* – (required reading, TATC website at: [www.cat-tac.gc.ca/doc.php?lang=e&SubjectID=2](http://www.cat-tac.gc.ca/doc.php?lang=e&SubjectID=2))
- *The Transportation Appeal Tribunal of Canada – Guide for Applicants* – (required reading, TATC website at: [www.cat-tac.gc.ca/doc.php?DocID=1&lang=e](http://www.cat-tac.gc.ca/doc.php?DocID=1&lang=e))
- *Convention on International Civil Aviation (Chicago Convention of 1944)* (required reading as assigned by the instructor, Institute of Air and Space Law website at: [www.mcgill.ca/files/iasl/chicago1944a.pdf](http://www.mcgill.ca/files/iasl/chicago1944a.pdf))
- *IATA About Us - History* (required reading, IATA website at: [www1.iata.org/about/history](http://www1.iata.org/about/history))
- “Aviation Security” Instruments (required reading as assigned by the instructor, Institute of Air and Space Law website at: [www.mcgill.ca/iasl/research/treaties/air\\_law/public/#TOP](http://www.mcgill.ca/iasl/research/treaties/air_law/public/#TOP))
- *Canadian Aviation Security Regulations* (required reading as assigned by the instructor, Transport Canada website at: [www.tc.gc.ca/acts-regulations/GENERAL/A/aa/regulations/280/aa284/aa284.html](http://www.tc.gc.ca/acts-regulations/GENERAL/A/aa/regulations/280/aa284/aa284.html))
- *Criminal Code* (required reading as assigned by the instructor, Department of Justice Canada website at: <http://laws.justice.gc.ca/en/C-46/index.html>)
- *The COPA Guide to Buying an Aircraft* (required reading as assigned by the instructor, Canadian Owners and Pilots Association website at: <http://www.copanational.org/non-members/COPA%20Guides/COPA%20Guide%20to%20Buying%20an%20Aircraft.pdf>)
- *Canada Transportation Act* (required reading as assigned by the instructor, Transport Canada website at: [http://www.tc.gc.ca/acts-regulations/GENERAL/C/ct/act/ct\\_a.htm](http://www.tc.gc.ca/acts-regulations/GENERAL/C/ct/act/ct_a.htm))
- “Warsaw System” (required reading as assigned by the instructor, Institute of Air and Space Law website at: [www.mcgill.ca/iasl/research/treaties/air\\_law/private](http://www.mcgill.ca/iasl/research/treaties/air_law/private))
- *About the CBSA* (required reading, Canada Border Services Agency website at: [www.cbsa.gc.ca/agency-agence/menu-eng.html](http://www.cbsa.gc.ca/agency-agence/menu-eng.html))
- Material distributed by the instructor or guest speakers.

Students are responsible for completing all assigned readings.

### **Written Assignment:**

All students are required to submit one written assignment in which he or she demonstrates his or her critical reading and research skills and his or her ability to synthesize what he or she has read into a concisely written commentary centred upon a clearly articulated thesis or organizing principal. The minimum length of the paper shall be 1500 words, the maximum length 2000. A list of suggested topics will be distributed by Thursday, January 24, 2008. A student may write about a different topic if the topic receives advance written approval from the instructor. **The due date is Thursday, March 20, 2008.** The assignment must be received by the instructor by 7:00 p.m. on the due date, or may be submitted in advance of that time to the ACS Main Office (SSC 2040).

All sources used by the student must be documented by way of footnotes or an equivalent method approved in advance by the instructor. If the source of the information is electronic (i.e. from an Internet website) the source must either be printed on paper in its entirety and submitted to the instructor along with the assignment or copied onto a computer diskette or CD-ROM in its entirety and submitted to the instructor along with the assignment.

Late submissions without a documented medical or equivalent excuse will be penalized by 5% for the first day, and 2% per day thereafter, including weekends and holidays. Pressure of work is not an acceptable excuse.

To protect against loss of a written assignment, students are advised to keep a duplicate copy of the assignment as submitted, and to retain his or her rough notes until final grades in the course have been determined.

### **Examinations:**

The format of both the mid-term examination and the final examination may include multiple-choice, short answer and short essay answers, or any combination thereof.

The mid-term examination, written on Thursday, February 21, 2008, from 7:00 p.m. to 9:00 p.m. will cover lectures, readings, guest speakers' material and class discussion from Class One through Class Six, inclusive.

The final examination, written during the April final examination period, will cover lectures, readings, guest speakers' material and class discussion from Class Eight through Class Thirteen, inclusive.

## CLASS SCHEDULE

CLASS ONE – January 10, 2008

- Introduction
- The Regulatory Structure Part 1 – Canada

CLASS TWO – January 17, 2008

- The Regulatory Structure Part 1 – Canada (continued)

CLASS THREE – January 24, 2008

- The Regulatory Structure Part 2 – International
- instruction regarding written assignment

CLASS FOUR – January 31, 2008

- Aerodromes and Airports

CLASS FIVE – February 7, 2008

- Personnel Licensing and Training

CLASS SIX – February 14, 2008

- Aircraft Operating Rules and Flight Rules

CLASS SEVEN – February 21, 2008

- Mid-term examination

CLASS EIGHT – March 6, 2008

- Aircraft Security

CLASS NINE – March 13, 2008

- Aircraft Registration, Conveyance and Leasing

CLASS TEN – March 20, 2008

- Liability
- written assignment due

CLASS ELEVEN – March 27, 2008

- Enforcement of Canadian Aviation Regulations (with guest speaker)

CLASS TWELVE – April 3, 2008

- Customs and Immigration (with guest speaker(s))

CLASS THIRTEEN – April 10, 2008

- Review