Charles Mwewa Intro to Law Lecture Outline

LEGAL RESEARCH 3

Notes	FINDING BINDING LAW USING PAPER SOURCES
	Finding Tools Secondary Sources – are finding tools. They can be used to find: A general statement of the law (E.g. in Canadian Encyclopedic Digest; textbooks; journal articles, etc.) Specific statutes, regulations and cases (E.g. in table of statutes; Carswell; Canadian Abridgment, and etc.) Primary Sources These finding tools will help to find statutes, regulations and cases
	Updating Tools
	Working with Paper Sources
	• User's Guide – information in a research source about how to use that
	 Table of Content – listing of chapters or article titles in a source together with the page numbers where each chapter or article starts Index – alphabetical, detailed list of names, places, and subjects discussed in a source and in the pages on which each entry appears
	FINDING THE GENRAL STATEMENT OF THE LAW – CED
	Secondary sources as finding tools; using them to gain understanding of the law
	General Statement of the Law: Canadian Encyclopedic Digest (CED)
	 Available in both print and electronic versions Excellent place to begin from Provides general overview of most areas of law Made up of over 150 subjects titles contained in approx. 40 loose leaf binders
	Finding Tools for CED
	 The Research Guide and Key (in separate binder and contains Contents Key; Statute Key; and Rules and Regulations Key Index Key – separate binder combining the individual indexes from all the titles and containing an alphabetical list of keywords, together with extensive cross-references within and among subject titles in the CED

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- I	low to Use the CED
	f you know the area of law already (go straight to the steps below; if not, consult he Index Key first to know the area of law)
	 Choose the appropriate volume Consult the Table of Contents or the Index Locate the paragraphs you want and read about them Write down the law; note down the cases or statutes referred to Update each relevant paragraph
	FINDING THE GENRAL STATEMENT OF THE STATUTES
	 How Statutes are published Statutes of Ontario – bound annual volumes designated by a year, e.g. S.C. 1992 or Statutes of Canada, 1992. Most recent federal revision was in 1985 Most recent provincial consolidation was in 1990
	 FINDING TOOLS FOR STATUTES Ask someone Look up directly Work from the General to the Specific Use a provincial Case Report Series, e.g. O.R
	FINDING THE TEXT OF THE STATUTE Statutory Citations: Name; Volume Title; Chapter Number; Section Number • e.g.: Business Corporations Act, R.S.O. 1990, c. B.16, s.2 • Use the Statute Citation to find the text of the Statutes. You can also find the text of a Statute in Consolidated Versions; Annotated Versions and Office Consolidations
	A Bill – is a proposed statute that is before Parliament or a provincial legislature but has not yet been passed
	 Federal amendments – check Canadian Statute Citator; Canadian Current Law-Legislation; or Table of Published Statutes Ontario consolidated statutes – Ontario Statute Citator; Canadian Current Law-Legislation; Table of Published Statutes; Ontario Gazette, and etc.
	Legislative History – given at the end of each provision in a statute, gives the section number of the provision in the previous revision
	Concordance – a tool for finding corresponding sections in either an earlier or later version of a statute