

April 3, 2003

Professor Carolyn Tuohy
Vice-President, Policy Development
and Associate Provost
Room 206, Simcoe Hall
27 King's College Circle
University of Toronto

Dear Professor Tuohy:

At its meeting of March 25, 2003, the Council of the School of Graduate Studies approved the following motion:

THAT SGS Council approve the proposal for a Combined
J.D. in Law / Ph.D. in Political Science Program, effective
September 2003.

The motion, proposal, executive summary and memorandum of agreement are attached. The proposal was approved at the March 6, 2003, meeting of the Division II Executive Committee.

Admission requirements of the J.D. in Law program and the Ph.D. program in Political Science have not been affected. Applicants for the combined program must satisfy the admission requirements of the existing programs. On behalf of the Council of the School of Graduate Studies, I am presenting this item to Governing Council committees, as appropriate, for information.

Yours sincerely,

Jane Alderdice
Secretary to SGS Council
and Coordinator of Policy, Program and Liaison

Encl.
/smr

c.c. D. Cameron J. Cherry R. Daniels T. Duggan S. Girard
 C. Johnston V. Makarovska D. Rayside L. Yee

Motion

School of Graduate Studies Council Tuesday, March 25, 2003

Item 7.

MOTION (/) **THAT** SGS Council approve the proposal for a Combined J.D. in Law / Ph.D. in Political Science Program, effective September 2003.

See the attached Executive Summary, Proposal, Memorandum of Agreement, and Calendar entry.

NOTE:

Division II Executive Committee, at its meeting of March 6, 2003, approved this proposal.

With SGS Council approval the proposal will go to Governing Council committees for approval and to the Ontario Council on Graduate Studies for a standard appraisal.

**Combined J.D./ Ph D (Political Science) Program
Executive Summary**

The J.D. and PhD in Political Science will appeal to students with a serious academic interest in law and political science. The program will be attractive to students who want to pursue an academic career in law or political science or both as well as students who are planning a career in politics or advanced policy making or analysis. Many of the questions of politics (especially when it comes to explaining or making normative statements about how entitlements ought to be equitably distributed, the bringing of wrongdoers to justice, and so on) are inextricably tied to questions of law and order. Areas of intersection between law and political science include constitutional law and theory, international relations, human rights, criminal justice and many more. A combined program will allow students to explore these areas of intersection from both perspectives. In terms of time efficiency, the combined program will enable students to complete both the J.D. degree and the PhD in Political Science to the A.B.D stage at least one year less than it would take to complete them separately.

We do not anticipate large enrolments in the program, probably no more than 2-3 per year. As in the case of the combined J.D./PhD in Economics program and the combined J.D./PhD in Philosophy program, the aim is not to achieve large enrolments. Rather it is to attract top level scholars who are dedicated to the study of law, politics and policy from an inter-disciplinary perspective.

We do not expect any major resource implications since the combined program will rely on existing faculty members from both units. The program will not require additional library resources or computing facilities.

The name of the degree for the combined program will be J.D./ Ph D in Political Science, representing the existing degree names for both units.

A significant number of people are cross-appointed to Political Science and Law, including Jennifer Nedelsky, Lorraine Weinrib, Alan Brudner, and Richard Simeon. We anticipate that these people will be prominent in the running of the program. There is significant cross-disciplinary work being done in both law and political science. Faculty and students in law and political science frequently attend workshops, discussion groups and public lectures in both departments. The program will build on these intersections. Full details of the combined program and the courses involved are set out in the attached documentation.

Dean, Faculty of Law

Chair, Dept of Political Science

Dated: _____

Dated: _____

Proposal for Combined J.D./Ph.D (Political Science) Degree

University of Toronto

Introduction

A combined J.D. and Ph. D. in Political Science is in many ways overdue given the deep connections between the Faculty of Law and the Political Science department. The combined degree proposed here follows the model of other combined JD/Ph.D. programs currently available at the University of Toronto, in particular, the combined J.D./PhD (economics) and the combined J.D./PhD (philosophy). If approved, the combined J.D./Ph.D. (Political Science) degree would commence in 2003-2004. There is no formal system for accreditation of J.D. or LL.B. degrees. However, the J.D. is a professionally accredited degree in the sense that it is recognized for the purposes of admission to the practice of law throughout Canada. The appraisal status of the Ph.D in Political Science is Good Quality.

Rationale

The JD and Ph.D in Political Science will appeal to students with a serious academic interest in law and political science. The program will be attractive to students who want to pursue an academic career in law or political science or both as well as students who plan to work in advanced policy making or analysis. The combined program will provide advantages to students through both time efficiency and benefits to scholarship. In terms of time efficiency, it will enable students to complete both the J.D. degree and the Ph.D. in Political Science to the A.B.D. stage in at least one year less than it would take to complete them separately.

The scholarly benefits are clear. In the words of a prospective program student who is very keen for this proposal to go ahead: "many of the questions of politics (especially when it comes to explaining or making normative statements about how things ought to be equitably distributed, who should be brought to justice, etc, etc) are inextricably tied to questions of law and order. A combined program will serve to reflect this fact".

It is surprising that we do not already offer such a combination given the depth of the connections between Law and Political Science. A significant number of people are cross-appointed to Political Science and Law, including Jenny Nedelsky, Lorraine Weinrib, Alan Brudner, Richard Simeon, and there are a number of junior faculty members who are likely candidates for such cross-appointment. There is also significant cross-disciplinary work being done in both law and political science, most prominently perhaps in political theory and law and in public law and institutions. Faculty and students in law and political science frequently attend workshops, discussion groups and public lectures in both departments.

We do not anticipate large enrolments in the program, probably no more than 2-3 per year. This is approximately the number of inquiries about such a program the Law School receives each year around registration time. At least one current first year J.D.

student is keen to enter the program if it becomes available next year. As in the case of the combined J.D./Ph.D in Economics program and the combined J.D./ Ph.D in Philosophy program, the aim is not to achieve large enrolments. Rather, it is to attract top level scholars who are dedicated to the study of law, politics and policy from an interdisciplinary perspective.

The University of Toronto is uniquely well-positioned to offer such a combined program given the outstanding quality of both the Political Science Department and the Faculty of Law.

The Structure of the Combined Program

1. In the first year of the program, students will complete all first year courses at the Faculty of Law, namely: Legal Process; Constitutional Law; Contracts; Criminal Law; Property; Torts; Perspectives on Law; and an elective course chosen from a range of offerings in second term.
2. The second year of the program will be devoted to Political Science coursework (and the Major Field examination in Political Science). The student will choose a Major and Minor from the Department's usual list of Majors and Minors. Course selection in Political Science would require the approval both of the Director of the Combined Program and of the Graduate Director in Political Science. The Department's usual language requirement would apply as would the requirement for successful completion of the Major Field examination.
3. In the third and fourth years of the program, students will complete the requirements for the J.D. degree by taking upper year Law courses totaling 48 credits. Additionally, Direct Entry students (students admitted to the PhD in Political Science direct from the B.A.) will be required to complete a third full course in Political Science in the third or fourth year. Students would normally be expected to have completed the language requirements associated with the Ph.D in Political Science by the end of the fourth year. Course selection and any course selection changes would have to be approved by the Director of the Combined Program.
4. As part of their third or fourth year course selection, students must enroll in the Directed Research Program, which is one of the J.D. upper year electives (see Attachment B). This requirement will give students the opportunity, as part of the coursework component of the program, to develop a dissertation proposal and start work on their doctoral research. Students would submit a paper that, while complete in itself, is capable of easy development into their formal thesis proposal for Political Science and incorporation into their dissertation. Students will develop their Directed Research Program proposal in consultation with the Combined Program Director and the student's doctoral committee.
5. Upon completion of the coursework component, the student will write a doctoral dissertation in Political Science, building on the work previously done in the J.D. Directed Research Program, and normally in an area straddling Law and Political Science. Applications for leave from the combined program would have to be made to the Combined Program Director. Leave following completion of the coursework

component would not be granted for the purpose of articling, but could be granted for other reasons applicable to J.D. students or Ph.D students in Political Science.

Degree integrity and time advantage

The minimum load in the second and third years of the JD program is upper year elective courses totaling 56 credits. Under the proposed Combined Program the minimum load is reduced to 48 credits. In effect the Faculty of Law gives a Combined Program student 8 credits towards the JD degree in recognition of the student's course work in Political Science. The Ph D (Political Science) program formally requires 5 full courses (two in the Major, two in the Minor, a half course in Political Theory and a half course in Research Design), though some reduction in that number is routine for students entering with an M.A. Under the proposed Combined Program, this load is more routinely reduced to 2 full courses for students with an M.A. and 3 full courses for Direct Entry students. For both categories of student, the half course in Political Theory is waived in recognition of the perspective course requirement in the J.D. program,* and the half course in Research design is waived in recognition of the student's participation in the J.D. Directed Research program (see para.4, above). The outcome of these complementary credit arrangements is a saving of one full year in the time for completion of the Ph.D in Political Science to the A.B.D. stage. A student would normally qualify for the JD degree at the end of the fourth year. The incentive for students to remain in the program to receive the PhD degree is that they will already have made progress on the thesis, having completed the J.D. Directed Research Program requirement (see para.4, above).

Administration of the Combined Program

A candidate for the JD/Ph.D (Political Science) must apply to and be admitted separately by both the Faculty of Law and the doctoral program in Political Science, submitting separate applications and the appropriate documentation to each. The admission expectations would be the same for other applicants to each. Students eligible for direct entry to the Ph. D. in Political Science would also be eligible for direct entry to the combined program, with course load and time expectations adjusted in ways corresponding to expectations for direct entry to the Ph.D. in Political Science.

In the first year of the program, students will be registered in the Faculty of Law and will receive a deferred acceptance into the doctoral program. They will pay Law School tuition and will be eligible for all forms of assistance under the Law School's financial aid program. In the second year, students will be considered as registered in Political Science. They will pay the fees applicable to the Ph.D in Political Science and will be eligible for all forms of graduate assistance. They will not be eligible for financial assistance from the Faculty of Law. In the third and fourth years, students would be registered again in the Faculty of Law, pay Law School tuition and be eligible for

* The perspective course requirement for the J.D. is as follows: "in either second or third year, students must take at least one perspective course worth a minimum of two credits. A perspective course is one which is concerned with the nature, sources and purposes of legal regulation in general rather than with the study of legal doctrine in a particular area." A list of courses prescribed for the purposes of the perspective course requirement is published in the Syllabus each year.

financial assistance from the Faculty. Following their fourth year, they will once again pay fees applicable to the Ph.D in Political Science, and be treated as beginning their second year of what would normally be a five year funding guarantee period. In other words, they would be eligible for a total of four years of guaranteed funding while registered as a Ph. D student in Political Science. In order to secure such eligibility, students would have to apply during the first year of the combined program for OGS and SSHRC fellowships for which they are eligible.

Students who have completed the first year of either the JD program or the Ph.D. program may also apply for admission to the combined program by meeting the normal application and admission requirements for the other faculty and upon notifying their faculty registrar.

The program will be administered by a Director of the Combined JD/Ph/D (Political Science). The Director will be jointly appointed by the Dean of the Faculty of Law and the Chair of Political Science. The Director will normally serve a three year term and the position will normally alternate between Law and Political Science. The Director's responsibilities will be to:

- oversee the administration of the program
- approve student course selections in law and political science and generally assist students in the course selection process
- approve student Directed Research Program proposals and generally assist students in the process of developing a proposal
- liaise with the Law School and Political Science on matters relating to the combined program and combined program student affairs
- advise on program requirements and registration issues.

COMBINED J.D./Ph.D. GRADUATE PROGRAM IN LAW AND POLITICAL SCIENCE

MEMORANDUM OF AGREEMENT

Memorandum of Agreement concerning a Combined J.D./Ph.D. Program in Law and Political Science (hereafter, Combined Program or Program) between the Faculty of Law and the Department of Political Science.

1. In order to develop cooperative and combined education and research in Law and Political Science, the units agree to participate in a Combined J.D./Ph.D. Program in Law and Political Science.
2. The objective of the Combined Program is to provide opportunities and attractions to students desiring a career drawing on both law and political science, building on the already existing depth of connection between the two academic units.
3. Students in the Combined Program shall register in both programs on a prescribed schedule. They shall:
 - a) meet all respective degree requirements of the participating faculties, including the School of Graduate Studies and the participating graduate units;
 - b) meet the course requirements of the participating degree programs as follows:
 1. In year one, students will complete all first year courses at the Faculty of Law.
 2. In year two, students will devote themselves to Political Science course work and examinations, in accordance with Ph.D. requirements for that department.
 3. In years three and four, students will complete the requirements for the J.D. degree by taking upper year Law courses totally 48 credits, including the Directed Research Program. Direct entry students will also be expected to complete a third full year course in Political Science. All students will be expected to complete the language requirement associated with the Ph.D. by the end of the fourth year, and in conjunction with the Directed Research Program and in consultation with their Ph.D. thesis committees to have moved substantially toward the preparation of a thesis proposal.
 4. Subsequent to their fourth year, students will be expected to devote themselves to the preparation of a Ph.D. thesis.
4. It is agreed that the Combined J.D./Ph.D. Program in Law and Political Science shall be administered by a Program Director jointly appointed by the Dean of the Faculty of Law and the Chair of Political Science, and the appointment will normally alternate between Law and Political Science.
5. The Director of the Combined Program shall:
 - oversee the administration of the Program

- assist and approve student course selections in Law and Political Science
- assist in preparation of and approve Directed Research Program proposals
- provide liaison between the Faculty of Law and the Department of Political Science
- advise on Program requirements and registration issues.

6. Each participating unit shall retain its statutory control over admissions and program content, and its statutory duty to provide adequate research supervision by a member of the graduate faculty in the unit (as applicable). Following their fourth year, students shall be registered in Political Science and will be under the supervision of their thesis committees. They will be subject to the procedures for monitoring Political Science Ph.D. students at the equivalent stages, those procedures enforced by the Graduate Director of Political Science. For students in the Combined Program, such monitoring shall be in consultation with the Director of the Combined Program.

7. The Director of the Combined Program shall be responsible for certifying that the requirements of each participating Program have been fulfilled by each graduating student. Each home unit shall recommend the granting of its degree. With the approval of the Combined Program Director, the designation “Completed the Combined J.D./Ph.D. Program in Law and Political Science” shall be shown on the transcript, upon certification that all requirements of each participating Program have been fulfilled.

8. Students in the Combined Program will be registered as full time students in the Faculty of Law during years one, three, and four of the Combined Program. In other years, they will be registered as full time students in the School of Graduate Studies.

Memorandum of Agreement, Combined J.D. and PhD in Political Science Program

SIGNATURE PAGE: AGREEMENT TO PARTICIPATE

N.B. If proposal is for an inter-institutional combined program, signatories should include, from U of T, President/Provost, Dean of Graduate Studies, Chair/Director of Department/Centre/Institute/Program.

Faculty of Law

Signature _____ Date: _____

Department of Political Science

Signature _____ Date: _____

J.D./ PhD in Political Science Calendar Entry

The JD/PhD in Political Science Combined Program allows a student to complete two degree programs coterminously. It is offered jointly by the Faculty of Law and the Department of Political Science at the University of Toronto. Successful candidates will qualify for the J.D. degree at the end of the fourth year of study and they will qualify for the Ph D degree upon completing a doctoral dissertation.

Admission requirements

Students applying to the J.D./PhD in Political Science program must be admitted to both the Faculty of Law and the Ph D in Political Science program. As such, candidates must submit applications to each program and satisfy the admission requirements of both units independently (including the completion of the Law School Admission Test and the preparation of other application materials relevant to each program).

Program requirements

1. In the first year of the program, students complete all first year courses in place at the Faculty of Law.
2. In the second year of the program, students will devote themselves to Political Science coursework and examinations, in accordance with the PhD requirements for the Political Science Department.
3. In the third and fourth years, students will complete the requirements for the J.D. degree by taking upper year Law courses totaling 48 credits, including the Directed Research Program, selected in consultation with the Director of the Combined Program. Direct entry students will also be expected to complete the language requirement associated with the PhD by the end of the fourth year and, in conjunction with the Directed Research Program and in consultation with their PhD thesis committees to have moved substantially toward the preparation of a thesis proposal.
4. Subsequent to their fourth year, students will complete the PhD thesis.
5. Students may not take any courses for credit outside the Faculty of Law and the Department of Political Science without first obtaining the written permission of the Director of the Combined Program.

Note:

Notwithstanding the Department of Political Science course selection process, students must meet the Faculty of Law course selection deadline.

Students must submit their proposed course selections for years 2-4 of the program to the Director of the Combined Program prior to the applicable course selection deadlines in each year in each unit. Any changes must also be approved by the Director.

In the first year of the program, students will be registered in the Faculty of Law and will receive a deferred acceptance into the doctoral program. They will pay Law School tuition and will be eligible for all forms of assistance under the Law School's financial aid program. In the second year, students will be considered as registered in Political Science.

They will pay the fees applicable to the PhD in Political Science and will be eligible for all forms of graduate assistance. They will not be eligible for financial assistance from the Faculty of Law. In the third and fourth years, students will be registered again in the Faculty of Law, pay Law School tuition and be eligible for financial assistance from the Faculty. Following their fourth year, they will once again pay fees applicable to the PhD in Political Science and be treated as beginning their second year of what would normally be a five year funding guarantee period. In other words, they will be eligible for a total of four years guaranteed funding while registered as a PhD student in Political Science. In order to secure such eligibility, students must apply during the first year of the combined program for OGS and SHRRC fellowships for which they are eligible.

Grading for students in the combined program will be the applicable grading scheme in force at the time for each of Law and Political Science.