

**Legal Aspects of
the Criminal Justice System
CJ696.4 –THAILAND**

**SYLLABUS AND COURSE OUTLINE
Fall 2007**

A. GENERAL COURSE INFORMATION

Instructor: Professor Thatchai Pitaneelaboot
Professor Isravut Onnom
Office: E-Mail: knock08@hotmail.com

B. COURSE DESCRIPTION AND PRIMARY OBJECTIVES

This course is designed to expose students to the aspects of law. The goal is to enable students to understand the criminal justice system and its related processes in Thailand and USA. The specific course objectives include:

1. The student will be able to conduct basic legal research using printed and electronic resources.
2. The student will possess an understanding of the process of legal analysis and reasoning.
3. The student will possess the ability to prepare a legal-based scholarly paper using the appropriate citation format.
4. The student will possess an understanding of the relationship of the Constitution to the criminal justice system in Thailand and USA.

C. RESEARCH PAPER

Students are required to complete a research project due by December 15. The research paper must be in a legal standard format. The research topics will be discussed on the first day of the class.

D. CASE BRIEFS

Students are required to complete case briefs every week. And, students will present to the class and make a discussion.

E. GRADING

Final grades will be compiled based on the following scale:

Case briefs	40 %
Research Paper	40 %

Final Examination 20 %

F. REQUIRED TEXT AND READING ASSIGNMENTS

Saltzburg, Stephen A. *et al.* *Basic Criminal Procedure* (4th Ed.), Thomson/West, 2005.
(Cited below as *Saltzburg*.)

Cohen, William and Danelski, David J, *Constitutional Law: Civil Liberty and Individual Rights* (3rd ed, 1994)

Cole, G. F. & Smith, C. E., *Criminal Justice in America*, Wadsworth , California, 1996

Israel, Jerold H, Kamisar, Yale and LaFave, Wayne R, *Criminal Procedure and The Constitution: Leading Supreme Court Cases and Introductory Text* (1994)

Kamisar, Yale, LaFave, Wayne R and Israel, Jerold H, *Modern Criminal Procedure: Cases, Comments and Questions* (9th ed, 1999)

Saltzburg, Stephen A. *et al.* *Basic Criminal Procedure* (4th Ed.), Thomson/West, 2005.

William S. Hein & Co. Law Publisher, *Modern Legal Systems Cyclopedia*, Vol 9A
(at August 1996) 11 The Legal system of Thailand

G. COURSE SYLLABUS

Week # 1 (November 3)

Introduction to the course

Overview of course content

The study of law (Thailand and USA: Civil Law and Common Law)

How to read and brief a case in Common Law System

A review of available legal resources in Thailand and USA

Week # 2 (November 10)

Constitution and the Criminal Justice in Thailand and USA

Overview of U.S. Constitution

Structure of American Justice System

History of Thai Constitution

Thai Criminal Justice System

Case brief 1

Week # 3 (November 17)

Scope of Fourth Amendment and Thai Constitution

Basic assumptions underlying the Fourth Amendment

The nature of probable cause

The provisions of 2007 Thai Constitution regarding rights and liberties

Case brief 2

Week # 4 (November 24)

Law of Arrest (Thailand and USA)

The law of warrantless arrest and arrest warrants

Temporary detention

Case brief 3

Week #5 (December 1)

Law of Search and Seizure (Thailand and USA)

Defining “search”, “seizure” and “reasonable”

Constitutional requirements for obtaining a search warrant

Overview of protective type warrantless searches

Overview of probable cause-based emergency searches without a warrant

Case brief 4

Week #6 (December 8)

Judicial Process (Thailand and USA)

Judicial structure

Right to counsel

Components of a fair trial

Week # 7 (December 15)

Final Examination

Research Paper