



Community Law School (Sarnia-Lambton) Inc.

## Legal Literacy Activity Form

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Please note: This Legal Literacy Activity Form has not been reviewed and approved by the Ontario Task Based Activity Portal Committee

Legal Literacy Activity Title: Understanding Rights Upon Arrest

Date Developed: November 14 2019

Learner Name:

Date Started:

Date Completed:

Legal Literacy Activity Description: The learner will locate and watch the "What are My Rights When Arrested?" video from the Manitoba Community Legal Education Association. They will also read a case study and prepare written answers to a quiz.

Materials Required:

Pen and paper

Access to a computer and the internet

Instructor preparation: Read over the learner instructions with the learner and check for understanding.

## Legal Literacy Activity Title: Understanding Rights Upon Arrest

### Legal Literacy Activities:

**Task# 1:** Using an internet search engine (for example, Google), type and click "Manitoba Community Legal Education Association" in the search box. On that website, locate and click the "Resources" tab and then click "Videos". Please locate and watch the video "What are My Rights When Arrested?".

**Task # 2:** Please read the following case study.

### Jason's Joy Ride?

Jason White is 25 years old and recently celebrated a winning season with his recreational hockey team at Down and Up Saloon. He had 4 beers and 2 shots over the course of 2 hours and tried to drive home. Jason was stopped by the local police and, after some sobriety tests, was placed under arrest. Jason can recall the following from the evening.

Officer Talon instructed Jason to get into the police car after the sobriety tests were done. He did say to Jason that he was under arrest for "driving impaired" but nothing else during the ride to the police station.

Jason was taken to an interview room and Officer Talon started asking questions about the evening. He videotaped the conversation and took notes. About an hour into the interview, Officer Talon remembered to offer Jason the chance to speak to his lawyer. He explained there was not a telephone available at that moment, so they kept talking. Jason never made a call to a lawyer.

Jason was honest about the number of drinks he had through the evening. After being asked by Officer Talon to do so, he signed a written confession.

Jason spent the night in jail and was released the next morning with form explaining when he was to appear at court.

**Task # 3:** Please answer the following quiz based on the video and case study.

1. Did Officer Talon explain Jason was under arrest and the reasons for the arrest?

\_\_\_\_\_ Yes

\_\_\_\_\_ No

2. After Jason's arrest, Officer Talon was required to offer him:
- a) The chance to speak to his lawyer
  - b) The chance to speak to a legal aid lawyer
  - c) The chance to speak to his lawyer or a legal aid lawyer if he could not afford a lawyer
  - d) The chance to speak to Officer Talon's supervisor

3. Upon arrest, Officer Talon was required to:
- a) Explain anything Jason said to the police could be used as evidence against him
  - b) Explain only his written notes could be used as evidence against him
  - c) Explain only the videotape could be used as evidence against him
  - d) Explain only the written confession could be used as evidence against him

4. Upon arrest, Jason was told by Officer Talon that he had a right to remain silent.

\_\_\_\_\_ True

\_\_\_\_\_ False

5. Once arrested, Jason was required to provide the following information. Please check all boxes that apply,

\_\_\_\_\_ His proper name

\_\_\_\_\_ His fingerprints

\_\_\_\_\_ His father's birthdate

\_\_\_\_\_ His address

\_\_\_\_\_ His brother's name and address

\_\_\_\_\_ His photograph

\_\_\_\_\_ The Name of his employer

\_\_\_\_\_ The names and telephone numbers of the people who were at Down and Up Saloon the night he was arrested

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### Answers for Legal Literacy Activities:

The learner will undertake the following activities. Answers to the questions are provided where applicable.

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**Task # 2:** Please read the following case study.

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☒ Yes

☐ No

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- c) The chance to speak to his lawyer or a legal aid lawyer if he could not afford a lawyer**
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☐ True

☒ False

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☒ His fingerprints

☐ His father's birthdate

☒ His address

☐ His brother's name and address

\_\_\_\_\_x\_\_\_\_\_ His photograph

\_\_\_\_\_ The Name of his employer

\_\_\_\_\_ The names and telephone numbers of the people who were at Down and Up Saloon the night he was arrested

**Legal Literacy Activity Title: Understanding Rights Upon Arrest**

**These Legal Literacy Activities:** were successfully completed\_\_\_\_ need to be tried again\_\_\_\_

**Learner Comments**

\_\_\_\_\_  
**Instructor (print and signature)**

\_\_\_\_\_  
**Learner Signature**