This seminar explores crime and the administration of criminal justice from the late seventeenth to the end of the nineteenth century. One of the underlying themes of the course is the way in which the character and incidence of crime, explanations of criminal behaviour and the evolution of the criminal justice system were affected by social and economic change. Topics will include the reform of the criminal law, the rise of modern policing, the transformation of prosecution and trial and developments in penal policy. We will consider the ways in which gender and class affected both definitions of crime and treatment of offenders and how religion shaped conceptions of criminal justice. Finally, we will look at the historiography of crime: eighteenth- and nineteenth-century criminal biography, the literary representation of crime and the changing emphases in modern criminal justice history, from Whig narratives of progress through Marxist ones of class conflict to the more recent emphasis on sex, violence and the sensational.

Students will be assigned responsibility for initiating discussion of various texts and in the second term will each give a research presentation. The first-term written assignments are historiographical: a brief (1,500 words) article review and a 2,000 word book review. In the second term students will submit a 5,000 word research essay on an approved topic (submission of a working bibliography in the second week of January is also required).

Attendance in the seminar is mandatory and successful completion of the course will depend upon it. Students who miss more than two classes in a single term without medical documentation will fail.

Academic accommodation on medical grounds can in most instances only be granted if supported by a University of Western Ontario Student Medical Certificate. This form can be accessed at the following website: https://studentservices.uwo.ca/secure/medical_document.pdf or be picked up at the Academic Counselling Office in the student’s home faculty. (For Social Science students 2105 SSC.) Further details on this policy can be found at the following website: http://www.uwo.ca/univsec/handbook/appeals/medical.pdf
Learning outcomes
Students will:

- Develop an understanding of the ways in which criminal behaviour has been conceptualized and categorized in Britain from the eighteenth century to the dawn of the twentieth
- Assess the ways in which these changing understandings have influenced the theory and practice of punishment
- Become familiar with the history of British policing, both preventive and detective
- Explore crucial developments in the history of the criminal trial, including the presumption of innocence and the right to counsel
- Develop their skills in the writing of original research papers

Recommended texts:


Additional readings will be assigned on a weekly basis from the lists below. In preparing for the seminars students should read the Sharpe and Emsley chapters identified as ‘background reading’ as well as one or more of the other readings.

Grading Scheme:

<table>
<thead>
<tr>
<th>Component</th>
<th>Percentage</th>
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<tbody>
<tr>
<td>Seminar participation</td>
<td>20%</td>
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<tr>
<td>General participation</td>
<td></td>
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<tr>
<td>Introduction of readings</td>
<td>10%</td>
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<tr>
<td>Research presentation</td>
<td>10%</td>
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<tr>
<td>Article review (due 17 Oct.)</td>
<td>10%</td>
</tr>
<tr>
<td>Book review (due 21 Nov.)</td>
<td>10%</td>
</tr>
<tr>
<td>Research essay (due 20 Mar.)</td>
<td>40%</td>
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<tr>
<td>(working bibliography due Jan.)</td>
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</tbody>
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Students are expected to follow the *Chicago Manual of Style* in preparing written assignments.

**Deadlines and extensions:** Due dates are not flexible. Extensions will only be granted for medical or family emergencies; they must be applied for before the assignment is due and accompanied by the proper documentation. A late penalty of 2% per day, including weekends, will be levied on work submitted after the deadline without an extension.

**Appeal of grades:** Any request for reconsideration of a grade on a course assignment MUST take the form of a written statement outlining the reasons for your request (minimum 250 words). Please bear in mind that an appealed grade can be lowered, left unchanged or raised.
**Plagiarism**: Plagiarism is a serious academic offence. It will be reported to the university authorities and result in failure and academic sanctions. Assignments must be written in your own words: any phrases, sentences, or passages lifted from someone else’s text must appear in quotation marks. Sources for both quoted material and ideas must be acknowledged via footnotes or endnotes.
1 (12 Sept.) Introduction to the course

2 (19 Sept.) Early Modern English Society


3 (26 Sept.) The Eighteenth-Century Criminal Justice System

Background reading: Emsley, chaps. 8 & 9


4 (3 Oct.) Crime in the Eighteenth Century

Background reading: Sharpe, chap. 2

Jennine Hurl-Eamon, *Gender and Petty Violence in London, 1680-1720* (Columbus, OH, 2005), chaps. 2, 4, 5 & 6

5 (10 Oct.) **Criminal justice history: Doing primary research**

This session will be held in the *Electronic Instruction Room, Weldon Library*, and conducted by History Librarian Liz Mantz. (Please note that attendance is not optional!)

6 (17 Oct.) **‘Property, Authority, and the Criminal Law’**

Background reading: Sharpe, chap. 6; Emsley, chap. 6


7 (24 Oct.) **The Criminal Trial**


Allyson N. May, *The Bar and the Old Bailey, 1750-1850* (Chapel Hill, 2003), chaps. 2, 4 & 5
David Bentley, *English Criminal Justice in the Nineteenth Century* (London, 1998), chaps. 2, 5, 12, 15-18

31 October STUDY DAY

8 (7 Nov.)  **Capital Punishment: The ‘Bloody Code’**


9 (14 Nov.)  **Eighteenth-century Innovation: Transportation**


**10 (21 Nov.)**  
**Eighteenth-Century Experimentation: Imprisonment**

Margaret DeLacy, *Prison Reform in Lancashire, 1700-1850* (Stanford, 1986), Introduction, chaps. 1, 4 & 7
Robin Evans, *The Fabrication of Virtue: Prison Architecture 1750-1840* (Cambridge, 1982), chaps. 1, 2 & 4

**11 (28 Nov.)**  
**Telling Tales (I): Criminal Biography, Then and Now**

12 (5 Dec.)  Telling Tales (II): The Newgate Novels

William Ainsworth, *Jack Sheppard* (1839-40) or *Rookwood* (1834)
Edward Bulwer Lytton, *Eugene Aram* (1832), *Paul Clifford* (1830), or *Lucretia* (1846)
Charles Dickens, *Oliver Twist* (1837-9)

*End of term*

13 (9 Jan.)  Victorian Society

Steven King and Geoffrey Timmins, *Making Sense of the Industrial Revolution* (Manchester, 2001), chaps. 5 & 8
Carl Chinn, *Poverty Amidst Prosperity: The Urban Poor in England, 1834-1914* (Manchester, c1995), chaps. 1 & 3, 2 & 4
Andrew August, *Poor Women's Lives: Gender, Work and Poverty in Late Victorian London* (Madison, NJ, c1999), chaps. 1 & 2, 3 & 4

14 (16 Jan.)  New Categories of Criminality: ‘The Fabrication of Deviance’

Emsley, chaps. 3, 6 & 7


15 (23 Jan.) The Female Offender
Emsley, chap. 4

Peter King, *Crime and Law in England, 1750-1840: Remaking Justice from the Margins* (Cambridge, 2006), Part II, Gender (chaps. 5-6)
Jennine Hurl-Eamon, *Gender and Petty Violence in London, 1680-1720* (Columbus, OH, 2005), chap. 7

16 (30 Jan.) Sex and Violence

Judith R. Walkowitz, ‘Jack the Ripper,’ in City of Dreadful Delight (Chicago, 1992)

17 (6 Feb.) Nineteenth-Century Policing

Elaine Reynolds, Before the Bobbies: The Night Watch and Police Reform in Metropolitan London, 1720-1830 (Stanford, 1998)
Andrew T. Harris, Policing the City: Crime and Legal Authority in London, 1780-1840 (Columbus, 2004)

18 (13 Feb.) Transportation: The Australian Experience


Lloyd Evans and Paul Nicholls, eds., *Convicts and Colonial Society, 1788-1868*, 2nd ed. (South Melbourne, 1984)


Kay Daniels, *Convict Women* (St Leonard’s, Australia, 1998)

Deborah Oxley, *Convict Maids: The Forced Migration of Women to Australia* (Cambridge, 1996)

Kirsty Reid, *Gender, Crime and Empire: Convicts, Settlers and the State in Early Colonial Australia* (Manchester, 2007)

**READING WEEK**

19 (27 Feb.)  
**Punishment after 1865**


20 (6 Mar.)  
Research presentations

21 (13 Mar.)  
Research presentations

22 (20 Mar.)  
Research presentations

23 (27 Mar.)  
Research presentations

24 (3 Apr.)  
Sherlock Holmes Day
SUPPORT SERVICES
Students who are in emotional/mental distress should refer to Mental Health@Western http://www.uwo.ca/uwocom/mentalhealth/ for a complete list of options about how to obtain help.

Please contact the course instructor if you require material in an alternate format or if you require any other arrangements to make this course more accessible to you. You may also wish to contact Services for Students with Disabilities (SSD) at 661-2111 x 82147 for any specific question regarding an accommodation.

THE UNIVERSITY OF WESTERN ONTARIO
FACULTY OF SOCIAL SCIENCE

PLAGIARISM

Students must write their essays and assignments in their own words. Whenever students take an idea, or a passage from another author, they must acknowledge their debt both by using quotation marks where appropriate and by proper referencing such as footnotes or citations. Plagiarism is a major academic offense (see Scholastic Offence Policy in the Western Academic Calendar).

All required papers may be subject to submission for textual similarity review to the commercial plagiarism detection software under license to the University for the detection of plagiarism. All papers submitted will be included as source documents in the reference database for the purpose of detecting plagiarism of papers subsequently submitted to the system. Use of the service is subject to the licensing agreement, currently between The University of Western Ontario and Turnitin.com (http://www.turnitin.com).

The following rules pertain to the acknowledgements necessary in academic papers.

A. In using another writer's words, you must both place the words in quotation marks and acknowledge that the words are those of another writer.

You are plagiarizing if you use a sequence of words, a sentence or a paragraph taken from other writers without acknowledging them to be theirs. Acknowledgement is indicated either by (1) mentioning the author and work from which the words are borrowed in the text of your paper; or by (2) placing a footnote number at the end of the quotation in your text, and including a correspondingly numbered footnote at the bottom of the page (or in a separate reference section at the end of your essay). This footnote should indicate author, title of the work, place and date of Publication and page number. Method (2) given above is usually preferable for academic essays because it provides the reader with more information about your sources and leaves your text uncluttered with parenthetical and tangential references. In either case words taken from another author must be enclosed in quotation marks or set off from your text by single spacing and indentation in such a way that they cannot be mistaken for your own words. Note that you cannot avoid indicating quotation simply by changing a word or phrase in a sentence or paragraph which is not your own.
B. In adopting other writer's ideas, you must acknowledge that they are theirs.

You are plagiarizing if you adopt, summarize, or paraphrase other writers' trains of argument, ideas or sequences of ideas without acknowledging their authorship according to the method of acknowledgement given in 'At above. Since the words are your own, they need not be enclosed in quotation marks. Be certain, however, that the words you use are entirely your own; where you must use words or phrases from your source; these should be enclosed in quotation marks, as in 'A' above.

Clearly, it is possible for you to formulate arguments or ideas independently of another writer who has expounded the same ideas, and whom you have not read. Where you got your ideas is the important consideration here. Do not be afraid to present an argument or idea without acknowledgement to another writer, if you have arrived at it entirely independently. Acknowledge it if you have derived it from a source outside your own thinking on the subject.

In short, use of acknowledgements and, when necessary, quotation marks is necessary to distinguish clearly between what is yours and what is not. Since the rules have been explained to you, if you fail to make this distinction, your instructor very likely will do so for you, and they will be forced to regard your omission as intentional literary theft. Plagiarism is a serious offence which may result in a student's receiving an 'F' in a course or, in extreme cases, in their suspension from the University.

MEDICAL ACCOMMODATION

The University recognizes that a student’s ability to meet his/her academic responsibilities may, on occasion, be impaired by medical illness. Please go to https://studentservices.uwo.ca/secure/medical_accommodations_link_for_OOR.pdf to read about the University’s policy on medical accommodation. Please go to http://www.uwo.ca/univsec/handbook/appeals/medicalform.pdf to download the necessary form. In the event of illness, you should contact Academic Counselling as soon as possible. The Academic Counsellors will determine, in consultation with the student, whether or not accommodation is warranted. They will subsequently contact the instructors in the relevant courses about the accommodation. Once a decision has been made about accommodation, the student should contact his/her instructors to determine a new due date for term tests, assignments, and exams.

If you have any further questions or concerns please contact, Rebecca Dashford, Undergraduate Program Advisor, Department of History, 519-661-2111 x84962 or rdashfo@uwo.ca.