

MPS 368E/MPS 368i/STP 568E/STP 568i

Marriage in Eastern Catholic Churches: Canonical Issues

Fall 2021-2022

Course Outline

Class Start Date & End Date

Fri. 6:00-8:50 pm/Sat. 8:30-11:20 am & 1:15-4:05pm (Sept. 17/18; Oct. 22/23; Nov. 5/6; Nov. 26/27)

Class Meeting Time, Location, and Room

Ukrainian Catholic Pastoral Centre; also livestream via Zoom

Instructors Name: Bishop David Motiuk
Office: Ukrainian Catholic Pastoral Centre, 9645 – 108 Avenue, Edmonton
Office Hours: Immediately before and after classes, and upon request
Telephone: (780) 424-5496
Email: david.motiuk@newman.edu
Skype: n/a

Course Description

Theology of marriage in the East. Marriage covenant. Marriage Consent and the partnership of conjugal life. Properties and ends of marriage. Marriage preparation. Impediments. Canonical form of marriage. Convalidation. Marriage nullity. Second marriages. Pastoral care of the divorced and remarried.

Course Objectives

M.DIV. Program Students and MTS Program Students

- a) **Intellectual Formation** - The course seeks to deepen students' knowledge of what the Catholic Church teaches about the Mystery (Sacrament) of Marriage and its marriage law as set out in the *Code of Canons of the Eastern Churches*. This is achieved through class lectures and discussions as well as assignments involving research and personal reflection.
- b) **Cultural Context** - The course will take account the diversity of contemporary culture in which marriage and family life is both challenged and lived.
- c) **Personal and Spiritual Formation** - The course will offer an understanding of the foundation of marriage and family life, fostering a mature moral and spiritual life.

d) **Capacity for Ministerial Leadership** - The course will seek to demonstrate the importance of a sound faith understanding of marriage as understood in the Catholic Church, then learn to apply marriage law in one's pastoral ministry.

Course Assignments and Evaluation

Class attendance; weekly readings and article reviews; final (oral) examination.

Undergraduate: 10 – 1 ½ page article reviews – 60%; Final (oral) examination – 40%.

Graduate: 10 – 2 page article reviews – 60%; Final (oral) examination – 40%.

Textbooks

CANONS OF THE PARTICULAR LAW OF THE UKRAINIAN CATHOLIC CHURCH ACCORDING TO THE "CODE OF CANONS OF THE EASTERN CHURCHES," promulgated April 4, 2018, canons 104-111.

CATECHISM OF THE CATHOLIC CHURCH, second edition, Libreria Editrice Vaticana, Vatican, 2012.

CHRIST OUR PASCHA – CATECHISM OF THE UKRAINIAN CATHOLIC CHURCH, English translation, Synod of Bishops of the Ukrainian Catholic Church, Kyiv/Edmonton, 2016.

CODE OF CANONS OF THE EASTERN CHURCHES – Latin-English edition, new English translation, Canon Law Society of America, Washington, DC, 2001.

PONTIFICAL COUNCIL FOR THE FAMILY, *Preparation for the Sacrament of Marriage*, 1996.

POPE FRANCIS, Post-synodal apostolic exhortation on Love in the Family, *Amoris laetitia*, March 19, 2016.

Recommended Reading

A selection of articles and sections of books.

Course Requirements

Students are to develop an understanding of the theology marriage and marriage law as expressed in canon law.

Through the use of lectures, group discussion, weekly readings, and exams, the student will learn to apply marriage law and become familiar with the pastoral reality of marriage in the Church today.

Late Submission Policy.

Students are required to complete weekly article/book chapter reviews prior to being eligible to undertake the final exam.

Course Schedule

1. Introduction; towards a theology of marriage (September 17-18; classes 1-3). *Introduction to canon law, and to divine worship and the mysteries (sacraments). What is marriage? Theology of marriage. Marriage covenant. Marriage Consent. Essential properties/ends of*

marriage. Partnership of conjugal life. Marriage governed by divine law, canon law, and civil law. Canonical form of marriage. Marriage betrothals/engagements.

2. Marriage preparation; impediments to marriage; mixed marriages; special marriage circumstances (October 22-23; classes 4-6). *Marriage preparation. Pastoral care and that which must precede the celebration of marriage. Preaching. Catechesis. Marriage investigation – pre-nuptial process, forms, inventory. Post-sacramental care. Canada and the new reality of marriage, common law, unions, same-sex unions, and non-marriage. Impediments to marriage. Diriment or invalidating marriage impediments. Mixed marriages or marriages between two baptized persons – a Catholic and a non-Catholic – and required permissions. Special circumstances: non-practicing Catholics, cohabitation, older couples, second marriages, teenage marriages, catechumens.*
3. Matrimonial consent; marriage form (November 5-6; classes 7-9). *Matrimonial consent. Form for the celebration of marriage. The “Sacred Rite.” Priestly faculties to celebrate marriages. Extraordinary form of marriage. Marriages with Eastern non-Catholics. Dispensation from marriage form. Proxy marriages. Time and place of marriages. “Secret” marriages.*
4. Marriage nullity; divorced and remarried (November 26-27; classes 10-12). *Convalidation of marriages. Separation of spouses. Declaration of nullity. Presumed death of a spouse. Dissolution of a non-consummated marriage. Dissolution in favour of the faith. Pastoral care of the divorced and remarried.*

General Academic Information

Course Attendance

No credit will be given for a course if the student has been absent, for any reason whatever, from one-third or more of the lectures and/or seminars scheduled for the term. Likewise, no credit will be given if term assignments or other assignments are or remain incomplete.

Leave of Absence and Policy for Incompletes

Extensions to an incomplete grade may be granted in extenuating circumstances, but may not exceed 16 weeks following the end of the course. Students who fail to complete course work by the agreed deadline will have a grade assigned which is based on work completed.

Academic Integrity

Acts of academic dishonesty (plagiarism, cheating, etc.) are subject to an appropriate penalty. The grade “F” may be assigned to a student guilty of such acts by the professor of the course in which the infraction occurred. A second offense against academic integrity renders the student liable to automatic dismissal from NTC. Further details are available in the Academic Calendar in the Academic Misconduct Policy.

Academic Grievances

Students may appeal grades received; the procedure is outlined in the Academic Calendar in the Grade Appeal Policy. For other grievances, students will refer to the Student Grievances Policy also outlined in the Academic Calendar.

NOTE: The GPA is computed on the basis of cumulative grade point (letter) values, not percentage values. All courses are included in this calculation except those exceeding degree requirements and/or received as transfer credits from other recognized institutions.

Grading System

Undergraduate Studies		
Grade Meaning	Grade	Grade Point
Excellent	A+	4.0
	A	4.0
	A-	3.7
Good	B+	3.3
	B	3.0
	B-	2.7
Adequate	C+	2.3
	C	2.0
	C-	1.7
Marginal	D+	1.3
	D	1.0
Fail	F	0.0

Graduate Studies		
Grade Meaning	Grade	Grade Point
Excellent	A+	4.0
	A	4.0
	A-	3.7
Good	B+	3.3
	B	3.0
	B-	2.7
Adequate	C+	2.3
	C	2.0
	C-	1.7
Fail	D+	1.3
	D	1.0
	F	0.0

Written Assignments - Style and Format

Newman Theological College requires that all written work be submitted in acceptable academic format and style. Please note the following regulations:

Regulations

Research papers, book reports, article summaries, reflection papers, and essays should be double-spaced, printed on one side only, and submitted on white, 8.5" x 11" paper.

A standard type style, such as Times New Roman, with a 12-point font size, must be used. The instructor will specify the most recent edition of the style manual to be used:

1. Kate Turabian, "A Manual for Writers of Term Papers, Theses, and Dissertations" (Chicago: University of Chicago Press).
2. Joseph Gibaldi & William Ahters, eds., "MLA Handbook for Writers of Research Papers" (New York: Modern Language Association of America).
3. American Psychological Association "Publication Manual of the American Psychological Association" (Washington: APA Publications).

Copies of these standard references may be purchased in the NTC bookstore.

Ignorance of standard form is not considered an acceptable excuse for deviation from required standards of format and style.

Academic Regulations

The following Academic Regulations are located in the Academic Calendar for your reference:

- Changes in Registration: Add/Drop/Withdraw Notice
- Course Work
- Final Examination Schedule
- Incomplete Grade Policy
- Inclusive Language

Related Academic Matters

The following Related Academic Matters are located in the Academic Calendar for your reference:

- Grade Reports & Posting
- Glossary of Academic Terms

Other Related Policies

The following policies are located in the Academic Calendar for your reference:

- Academic Misconduct Policy
- Grade Appeal Policy

Recording of Lectures

Audio or video recording of lectures, seminars or any other teaching environment by students is allowed only with the prior consent of the instructor. Recorded material is to be used solely for personal study, and is not to be used or distributed for any other purpose without prior written consent from the content author(s).

Student Accessibility Services:

A student with special needs that could affect their performance in class should contact their professor during the first week of the term so that appropriate arrangements can be made. They should also register with Student Services by contacting Sr. Zoe Bernatsky at 780-392-2450 ext. 2213; email zoe.bernatsky@newman.edu

Bibliography

To be distributed in class.