

Liverpool John Moores University

Title: Evidence
Status: Definitive
Code: **6114LAWSL** (126262)
Version Start Date: 01-08-2021

Owning School/Faculty: Law
Teaching School/Faculty: Sri Lanka Institute of Information Technology

Team	Leader
Alexandra Pimor	Y

Academic Level: FHEQ6
Credit Value: 20
Total Delivered Hours: 46
Total Learning Hours: 200
Private Study: 154

Delivery Options

Course typically offered: Semester 2

Component	Contact Hours
Lecture	22
Seminar	6
Workshop	16

Grading Basis: 40 %

Assessment Details

Category	Short Description	Description	Weighting (%)	Exam Duration
Essay	Essay	2,500 words essay	50	
Exam	Exam	2 hour unseen examination	50	2

Aims

- 1.1 To introduce the student to the important principles that govern evidence, namely that of relevance, admissibility weight, and exclusion.*
- 1.2 To introduce the student to the various categories of evidence, the trial process and basic criminal procedure.*
- 1.3 To develop and harness the knowledge of the student so that they are able to demonstrate which type of evidence is applicable by source.*

1.4 To develop a proper awareness and understanding of the applicable rules of evidence and be able to enunciate the underlying principles and policies.

1.5 To encourage the student to demonstrate an ability to use relevant legal material and present an argument which is both coherent and comprehensible.

Learning Outcomes

After completing the module the student should be able to:

- 1 Demonstrate a firm grounding of the basic concepts, principles and rules of the English law of evidence.
- 2 Demonstrate an critical awareness of the impact of European Convention jurisprudence on the English law of evidence.
- 3 Demonstrate a well-developed ability to use a wide range of standard and legal and other electronic sources of information.
- 4 Demonstrate the ability to produce a critical overview of relevant evidential and policy issues.
- 5 Demonstrate the ability to critically evaluate academic arguments in the light of legislation and judicial decisions.

Learning Outcomes of Assessments

The assessment item list is assessed via the learning outcomes listed:

2,500 words essay	2	3	4	5	
2 Hour unseen examination	1	2	3	4	5

Outline Syllabus

1. Evidence and Proof, Trial Procedure and exclusion of evidence.
2. The Burden and Standard of Proof and Article 6.
3. Right Against Self-Incrimination and the Right to Silence & Article 6
4. Disclosure of Evidence, Legal Professional Privilege, Public Interest Immunity 5. Applications & Article 6
5. Regulatory framework for and admission of Covert Surveillance Evidence
6. Corroboration, Lies and Circumstantial Evidence
7. Witness Evidence Part 1: Competence and Compellability
8. Witness Evidence Part 2: Examination
9. Witness Evidence Part 3: Protection & Article 6
10. Identification Evidence
11. Expert/Opinion Evidence
12. Character Evidence Part 1, s.101 of the Criminal Justice Act 2003 & good character direction.
13. Character Evidence Part 2: Similar Fact Evidence (Cross-admissibility) and s.101 of the Criminal Justice Act 2003
14. Reception of Hearsay Evidence Part 2: Chapter 2 of the Criminal Justice Act 2003
15. Reception of Hearsay Evidence, including confessions Part 2

Learning Activities

The teaching of the module will consist of lectures and seminars. The lectures are designed to introduce the student to a particular element of evidential law and then provide a sound basis of knowledge, awareness and application of the principles under review. Conversely, seminars are designed for intensive and detailed student input. Accordingly, students need to be thoroughly prepared in readiness for the seminar otherwise the full benefit will be lost.

The study of evidence offences does demand a considerable amount of self-study, reading and research, but is an interesting and vibrant subject area and will improve preparation, analytical, decision making skills.

Notes

This is a level 6 optional module designed to equip the student with knowledge and skills in readiness for the BPTC/LPC and a professional career.