



Module Specification

Criminal Litigation, Evidence and Sentencing (BPTC)

Version: 2023-24, v2.0, 15 Jun 2023

Contents

| | |
|--|----------|
| Module Specification | 1 |
| Part 1: Information | 2 |
| Part 2: Description | 2 |
| Part 3: Teaching and learning methods | 4 |
| Part 4: Assessment..... | 6 |
| Part 5: Contributes towards | 7 |

Part 1: Information

Module title: Criminal Litigation, Evidence and Sentencing (BPTC)

Module code: UJXUS9-15-M

Level: Level 7

For implementation from: 2023-24

UWE credit rating: 15

ECTS credit rating: 7.5

Faculty: Faculty of Business & Law

Department: FBL Dept of Law

Partner institutions: None

Delivery locations: Not in use for Modules

Field: Law - non modular

Module type: Module

Pre-requisites: None

Excluded combinations: None

Co-requisites: None

Continuing professional development: No

Professional, statutory or regulatory body requirements: None

Part 2: Description

Overview: Not applicable

Features: Not applicable

Educational aims: See learning outcomes

Outline syllabus: Overview of criminal procedure

Preliminaries to prosecution

Bail and remands

Procedure in the magistrates' courts, allocation for trial, and sending to the Crown Court for trial or sentence

Disclosure of unused material and defence statements

Indictments

Preliminaries to trial in the Crown Court

Summary trial procedure

Jury trial procedure

Preliminary evidential matters

Burden and standard of proof

Preliminary issues relating to Witnesses

The rules relating to the examination of Witnesses

Hearsay Evidence

Character evidence

Confessions and unlawfully obtained evidence

Inferences from the defendant's silence and other conduct

Visual identification evidence

Opinion evidence and experts

Privilege

Youth courts and the appearance of youths in other courts

Sentencing principles

Non-custodial sentences

Custodial sentences

Ancillary orders and costs on conviction

The dangerous offender provisions

Appeals from the magistrates' courts and from the Crown Court in its appellate capacity

Appeals from the Crown Court

Part 3: Teaching and learning methods

Teaching and learning methods: Criminal Litigation, Sentencing and Evidence is one of the two major “knowledge” areas on the Bar Professional Training Course (“BPTC”). An extensive familiarity with criminal procedure and evidence underpins, and is essential to, the skills subjects such as conferencing and advocacy.

The subject is taught by

directed self-study

on line activities such as self -test quizzes

seminars (which include discussion of pre-prepared questions, observation and discussion of filmed procedures presentation by students of their written answers to questions via the whiteboard, and brainstorming in groups of written questions posed in the class)

lectures

application of acquired knowledge in the skills subjects (in particular, conferencing and advocacy)

Module Learning outcomes: On successful completion of this module students will achieve the following learning outcomes.

MO1 The procedures leading up to the disposal of a criminal case and the principles which govern those procedures: in particular as they relate to the investigation by the police of criminal offences, the grant and refusal of bail, the decision as to the court in which a case should be heard, disclosure of material, indictments, and preliminary hearings

MO2 The trial procedures of the Crown Court, the adult magistrates' court and the youth court

MO3 The sentencing powers of the criminal courts and the principles which govern the exercise of those powers

MO4 The powers of the Court of Appeal (Criminal Division), of the Crown Court sitting in its appellate capacity, and of the Administrative Court in relation to criminal proceedings

MO5 The principal rules governing the admission of evidence before a criminal court

MO6 The ability to advise appropriately on the application of these procedures, principles and powers and to evaluate the options open to the police, advocates and judges in practical situations

Hours to be allocated: 150

Contact hours:

E-learning/online learning = 114 hours

Total = 150

Reading list: The reading list for this module can be accessed at [readinglists.uwe.ac.uk](https://uwe.rl.talis.com/modules/ujxus9-15-m.html) via the following link <https://uwe.rl.talis.com/modules/ujxus9-15-m.html>

Part 4: Assessment

Assessment strategy: This subject is assessed through a discrete paper set centrally by the Bar Standards Board. The precise form of assessment is subject to the conditions set out in the Assessment Framework of the BPTC Handbook (A2.1.3).

Assessments are designed so that a broad range of the syllabus is assessed and any part of it may be assessed. No indication is given to students as to which parts of the syllabus will or will not be assessed. A formative assessment is held prior to the summative assessment. This is also centrally set.

The Assessment:

The summative assessment will take the form of one closed-book examination, three hours long, comprising single best answer and multiple choice questions.

Assessment components:**Examination (First Sit)**

Description: Examination (3 hours), closed-book, comprising SBA and MC questions, set centrally and marked electronically.

Weighting: 100 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2, MO3, MO4, MO5, MO6

Examination (Resit)

Description: Examination (3 hours), closed-book, comprising SBA and MC questions, set centrally and marked electronically

Weighting: 100 %

Final assessment: Yes

Group work: No

Learning outcomes tested:

Part 5: Contributes towards

This module contributes towards the following programmes of study: