



## **Module Specification**

### **Law of Evidence**

Version: 2023-24, v4.0, 14 Jun 2023

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## Part 1: Information

**Module title:** Law of Evidence

**Module code:** UJUTD8-30-3

**Level:** Level 6

**For implementation from:** 2023-24

**UWE credit rating:** 30

**ECTS credit rating:** 15

**Faculty:** Faculty of Business & Law

**Department:** FBL Dept of Law

**Partner institutions:** None

**Delivery locations:** Not in use for Modules

**Field:** Law Undergraduate (Programmes)

**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:** Module Entry Requirements: 120 credits acceptable to the award on which the student is registered of which at least 60 credits must be credits from law modules

**Educational aims:** See Learning Outcomes.

**Outline syllabus:** Standard evidence syllabus with emphasis on the following particular topics, as it is impossible to cover all areas:

Term 1

The Foundations of the Law and Obtaining Evidence:

Concepts and Terminology

Identification

The Right to Silence

Confessions

Evidence Obtained by Illegal or Unfair Means

Term 2

Trial Procedures and the Principles of Proof and the Exclusionary Rules:

Burden and Standard of Proof

Witnesses

Sexual Behaviour

Character

Hearsay

Opinion

In relation to these topics the approach is to understand the present law by reference to the social, political and ethical considerations that underpin it. This is an area of law which continues to evolve and in which the impact of the European Convention for the Protection of Human Rights and Fundamental Freedoms has been significant. It is also an area that is politically charged and the students will therefore have the opportunity to view the subject in that light.

### **Part 3: Teaching and learning methods**

**Teaching and learning methods:** The module will be taught by way of weekly 1.5-hour lectorials and weekly 1.5-hour seminars.

The emphasis throughout the lectorials will be on encouraging the students to enter a dialogue with the lecturer and to question and critically evaluate the principles which underpin the law under consideration. The lectorials are accompanied by detailed printed materials which are designed not only to reflect the content of the lecture, but to stimulate interest in relevant lines of research.

No prior reading is required for the lectorials, which are intended to give a clear overview of the subject under consideration and to prepare students for the research required for the seminars.

The seminars will give the students the opportunity to develop their research, time management group-working, and oral presentational skills, and further opportunity to analyse and critically evaluate the law.

In addition students will learn in the seminars how to apply their knowledge of the law to practical evidential problems which arise in the course of criminal trials.

The module will be supported by on-line materials on Blackboard – including video demonstrations of courtroom procedures and scenarios.

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

**MO1** A knowledge and understanding of the rules, principles and concepts which make up the law of evidence

**MO2** Intellectual skills in the discussion and analysis of the law of evidence; in the development of critical thinking in the context of the law of evidence; and in the application of the rules of evidence to factual situations

**MO3** The ability to research the law and find other relevant and up-to-date information and to make appropriate use of primary and secondary sources

**Hours to be allocated:** 300

**Contact hours:**

Independent study/self-guided study = 228 hours

Face-to-face learning = 72 hours

Total = 300

**Reading list:** The reading list for this module can be accessed at [readinglists.uwe.ac.uk](https://uwe.rl.talis.com/modules/ujutd8-30-3.html) via the following link <https://uwe.rl.talis.com/modules/ujutd8-30-3.html>

## **Part 4: Assessment**

**Assessment strategy:** The subject is assessed by way of an online examination (2500 words) to be completed within a 24 hour window, and a 3,000 word piece of coursework.

In the exam the students are required to answer two problem questions. One of these will be compulsory. The students are then able to choose the second question from a number of further questions, each covering a discrete topic. Combining this method of assessment with the coursework ensures a broad coverage of the module.

The coursework consists of a 3,000 word essay on one aspect of the course which allows the students to conduct independent research and to develop an in-depth analysis of one aspect of the syllabus.

During the seminars, in which students consider the types of problems and questions which they later encounter in the assessments, students are given oral feedback on their contributions and guidance on their approach.

Students are given detailed written feedback on their coursework.

Students are assessed in both the coursework and the examination against standard criteria: subject knowledge and understanding, analysis and evaluation, communication and literacy, and research and organisation.

**Assessment components:**

**Examination (Online) (First Sit)**

Description: Online examination (2500 words)

Weighting: 50 %

Final assessment: Yes

Group work: No

Learning outcomes tested: MO1, MO2

**Written Assignment (First Sit)**

Description: Essay

Weighting: 50 %

Final assessment: No

Group work: No

Learning outcomes tested: MO1, MO2, MO3

**Written Assignment (Resit)**

Description: Essay

Weighting: 50 %

Final assessment: No

Group work: No

Learning outcomes tested:

**Examination (Online) (Resit)**

Description: Online examination (2500 words)

Weighting: 50 %

Final assessment: Yes

Group work: No

Learning outcomes tested:

**Part 5: Contributes towards**

This module contributes towards the following programmes of study:

Law with Psychology [Sep][FT][Frenchay][3yrs] LLB (Hons) 2021-22

Law [Sep][FT][Frenchay][3yrs] LLB (Hons) 2021-22

Law [May][FT][Villa][3yrs] LLB (Hons) 2021-22

Law [Jan][FT][Villa][3yrs] LLB (Hons) 2021-22

Criminology and Law [Sep][FT][Frenchay][3yrs] BA (Hons) 2021-22

Criminology with Law [Sep][FT][Frenchay][3yrs] BA (Hons) 2021-22

Law with Criminology [Sep][FT][Frenchay][3yrs] LLB (Hons) 2021-22

Law with Psychology [Sep][SW][Frenchay][4yrs] LLB (Hons) 2020-21

Law [Sep][SW][UCW][4yrs] LLB (Hons) 2020-21

Law [Sep][SW][Frenchay][4yrs] LLB (Hons) 2020-21

Law {Foundation} [Sep][FT][Frenchay][4yrs] LLB (Hons) 2020-21

Criminology with Law [Sep][SW][Frenchay][4yrs] BA (Hons) 2020-21

Law with Criminology [Sep][SW][Frenchay][4yrs] LLB (Hons) 2020-21

Criminology and Law [Sep][SW][Frenchay][4yrs] BA (Hons) 2020-21

Criminology and Law {Foundation} [Sep][FT][Frenchay][4yrs] BA (Hons) 2020-21

Law with Criminology {Foundation} [Sep][FT][Frenchay][4yrs] LLB (Hons) 2020-21

Criminology with Law {Foundation} [Sep][FT][Frenchay][4yrs] BA (Hons) 2020-21

Criminology and Law {Foundation} [Sep][SW][Frenchay][5yrs] BA (Hons) 2019-20

Criminology with Law {Foundation} [Sep][SW][Frenchay][5yrs] BA (Hons) 2019-20

Law with Criminology {Foundation} [Sep][SW][Frenchay][5yrs] LLB (Hons) 2019-20

Law {Foundation} [Sep][SW][Frenchay][5yrs] LLB (Hons) 2019-20