

THE INSTITUTE OF COMMERCIAL MANAGEMENT

## SUBJECT SYLLABUS



## THE LAW OF EVIDENCE

28 MARCH 2006

**Course Content:**

Relevance & Admissibility  
Presumption & Burden of Proof  
Witness Competence – Compellability & Privileges  
The Course of the Trial  
Previous Consistent Statements & The Role Against Narratives  
Character & Creditability  
Similar Fact Evidence  
The Criminal Evidence Act 1898  
The Opinion Rule & Presentation of Expert Evidence  
The Rule Against Hearsay  
Confessions  
Drawing Adverse Inferences from a Defendant's Silence, Lies or False Alibi  
Identification Evidence  
Documents

**Reading List**

**Main Text:**

Evidence – Munday (Butterworth)

**Cases and Materials:**

Culpepper v State [2000]  
Views of Canadian Judge Dickson CJC  
State v Coetzee [1997] South Africa  
Lambert, Ali & Jordan [2000]  
Macandrew v Bingham [1999]  
Grafton [1992]  
White v R [1999]  
Da Silva [1990]  
DS [1999] CRIM LR 911  
Thomas v Metropolitan Police Commissioner [1997]  
DPP v Boardman [1975]  
Criminal Evidence Act [1898]  
Gilfoyle [2001] 2 CR APP R 57  
Cook [1982]  
Kearley [1992] 2 AC 228  
Sat-Bhambra [1998] 88 CR APP R 55  
R v Herefordshire CC Ex-Parte Green Environmental Industries Ltd [2000]  
Murray v UK [1996] ECHR  
Turner v Galbraith [1981]  
Popat [1988] 2 CRIM APP R 208  
Daye [1908] 2 KB 333 340  
Moran v Crown Prosecution Service [2000]  
Masquerade Music Ltd v Springsteen [2001]