

UNIVERSITY OF CUMBRIA
COURSEWORK REASSESSMENT REQUIREMENT

Module Code: LAWS5193

Module Title: Criminal Law

Tutor: Dan Ritchie

Title of the item of work: Assessment 2

Wordage: 1000 words (500 words per answer)

Details and Criteria:

Answer 2 questions from the 4 questions below, 1 from section A and 1 from section B. The word limit per answer is 500 words.

Section A: (choose only 1 question)

Question 1

To what extent has the partial defence of loss of control, contained in the Coroners and Justice Act 2009, changed the common law defence of provocation? (500 words)

Question 2

With reference to case law and statute, do you feel that judicial interpretations have stretched the meaning of the offence of theft to cover situations that may not be regarded as theft by the ordinary person? (500 words)

Section B: (choose only 1 question)

Question 3

(a) Antony has sexual intercourse with his wife, Cleopatra, while Cleopatra is asleep. He claims that she likes to be woken up in this way.

(b) On a night out with Marge, Homer places a sedative in Marge's drink. Ned sees this and 'rescues' Marge from Homer. Ned then takes Marge home and has anal sex with her.

(c) Romeo persuades Juliet to perform oral sex on him by telling her that he is a famous footballer and that he could get her free tickets for the World Cup Final.

Discuss the criminal liability of the parties in the scenarios above. (500 words)

Question 4

Christian and Dan, two professors of computer science, are on their way to watch a charity football match organised by their university. In their rush to catch the bus for the match, they push other passengers out of the way, causing them to lose their balance. When they arrive at the football stadium, Christian and Dan sing songs with abusive lyrics, frightening Fiona, who is sat in the row behind.

After the match, Christian and Dan go to the pub, where they start arguing with Moe, a professor of law at the university over whether Microsoft Windows or Linux is the better computer operating system. Moe throws his drink over Christian, but the glass slips out of his hand and breaks, cutting Dan. Dan sends Moe a text message later that day which reads, 'this isn't over'.

Discuss the criminal liability of the parties. (500 words)

Assessment Criteria

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There are 5 broad categories of criteria:

Knowledge – of the relevant law

Understanding & Application – of how the law is applied to facts or has any practical or policy implications

Analysis & Evaluation – consideration of alternatives, detailed meanings and strengths and weaknesses of relevant law, practice, policy etc.

Research – finding and using an appropriate range of relevant sources

Structure & Presentation – logical structure, clear language and presentation as required by the assessment format

These criteria will be used within modules to aid discussion about assessment and feedback and to act as a general guide. They are indicative and are not intended as a comprehensive list of every feature that could be in an assessment. They will often overlap but are presented separately for clarity. Please note that the mark you are awarded reflects the tutor's overall impression based on these criteria. While you may receive a high mark there may be areas of weakness. Equally, you may receive a low mark but there could still be strengths in your work. You should take note of the feedback, build on your strengths and learn from and minimise your weaknesses.

SUBMISSION DATE AS PER STUDENT PORTAL

(please tick as appropriate but must be completed)

To be submitted by **4:00 PM** on **12/08/2022** in accordance with instructions given by the course team. If you are posting your course work the receipt of postage must be by date and time of submission, you may be asked to present this.

To be submitted through the Virtual Learning Environment (eg. Blackboard / Pebblepad etc.) in pdf format, or in person/by RECORDED DELIVERY to the Programme Administration at the **Fusehill Street Campus** of the University of Cumbria.