

BASIC CRIMINAL PROCEDURE

1. PRESUMPTION OF INNOCENCE

The prosecutor must always prove that you are guilty. You do not have to prove that you are innocent.

2. BURDEN OF PROOF

The prosecutor must prove that you are guilty beyond a reasonable doubt. This means that you cannot be convicted if there is a reasonable possibility that you are innocent.

3. ELEMENTS OF THE CRIME

The Information is a document that lists the crimes that the prosecutor will try to prove. Each one is called a count and may have several parts. For example, an assault is:

- (a) a voluntary application of force on the victim, and
- (b) without the victim's consent.

The prosecutor must prove that all the parts of the crime occurred, that you were the person who did it, and that you intended to do it.

4. DISCLOSURE

The prosecutor must give you all the information that is relevant to the charge(s). If information is missing, then ask the prosecutor.

5. PROCEDURE IN COURT

First the prosecutor will present witnesses and evidence. You may question or cross-examine those witnesses.

Cross-Examination can be used to:

- (a) Confront the witness. If you do not agree with something a witness said, then you must suggest what you think happened and ask if that could be true. For example, if you disagree that you hit the witness first, then say "Is it true that you swung at me first?"
- (b) Show that the witness is biased. For example, is a friend of the victim or has other reasons to not be accurate;
- (c) Show that the witness made other statements that were different than what he or she said in court;

Basic Criminal Procedure Cs

Shasha Hu



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Basic Criminal Procedure Livingston Hall, Yale Kamisar, 1965 **Criminal Procedure** Matthew Lippman, 2013-02-12

Criminal Procedure is a contemporary comprehensive case driven textbook from award winning teacher Matthew Lippman that covers the constitutional foundation of criminal procedure and includes numerous cases selected for their appeal to today's students. With an emphasis on diversity and its impact on how laws are enforced, this clearly written textbook features numerous learning devices including You Decide scenarios, Cases and Comments, and Legal Equations, and is accompanied by robust ancillaries including an open access student study site with Web based activities, helpful study aids, and resources. Fully updated for the Second Edition, it also includes key topics not featured in competing texts such as pre trial investigation as well as the post investigative process.

Essential Texts on International and European Criminal Law Gert Vermeulen, 2021-01-19

This book comprises the principal multilateral legal instruments on international and European criminal law with a special institutional focus on Europol, Eurojust, and the European Public Prosecutor's Office, a substantive focus on international organised and serious crime including terrorism, and a focus on procedural rights approximation. Given the relevance thereof for international information exchange in criminal matters, relevant data protection instruments have also been included in the selection. The texts have been ordered according to the corresponding multilateral co-operation level, either in the European Union comprising Schengen related texts, the Council of Europe, or the United Nations. This edition provides students as well as practitioners, judicial and law enforcement authorities, lawyers, researchers throughout Europe with an accurate and up to date edition of essential texts on international and European criminal law. All texts have been updated until 13 January 2021.

The Pocket A-Z of Criminal Justice Bryan Gibson, 2009-05-11

A quickly absorbed jargon busting introduction to the language of criminal justice and its unique and fascinating usages. The Pocket A-Z connects key terms, concepts, processes, laws, people, and events. The 2,000 plus entries and cross references give insight and perspective, making it invaluable to anyone involved in criminal justice work or study. Get up to speed with the language of criminal justice. Touchstones aid understanding and memory. A handy reference guide for students, practitioners, and anyone needing criminal justice insight. The Pocket A-Z of Criminal Justice draws together words and phrases commonly encountered by practitioners and researchers. It represents real value for its breadth and simplicity. It also includes extensive sections on Touchstones and Curiosities, 500 commonly encountered Acronyms and Abbreviations, and a Timeline. Bryan Gibson is a barrister, former co-editor of *Justice of the Peace*, and a regular contributor to specialist journals. He has also written for *The Times*, *Guardian*, *Sunday Express*, *BBC TV*, and *The Stage*. He founded Waterside Press in 1989 where, as editor in chief, he has for 20 years been putting justice into words with books about criminal justice and related matters.

Sourcebook Criminal Law Hungerford Welch, Hungerford Welch Staff, 2001

The second edition of the Criminal Law Sourcebook has been significantly expanded in order to provide law students with a comprehensive selection of key materials drawn from law

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Basic Criminal Law: Cases and Materials George E. Dix, M. Michael Sharlot, 1974

Computer Forensic and Digital Crime Investigation Sunitha Rai S.T., 2023-07-25 The book is presented in a lucid and a clear language which helps many law professionals students of undergraduate and post graduate level to become familiar with cyber forensic It covers many cases judgments on electronic evidences and laws relating to cyber forensic It also helps students and academicians undertaking empirical research in law domain to do it in a systematic and in a well organized way As the book covers the history of forensics till now the readers will be provided with a greater insight on the chronicle of forensics in India One of the notable features of this book is that it provides the readers a journey to computer forensic division of Forensic Science Laboratories in the State of Tamil Nadu Unlike any other book the book provides an overall and a unique live experience to readers about cyber forensic division in Tamil Nadu

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Understanding Criminal Law: Concepts, Cases, and Controversies Prof. Suman Yadav, 2023-07-06 Gain a comprehensive understanding of criminal law through key concepts cases and controversies This book is designed for students and professionals seeking to deepen their knowledge of criminal justice and legal principles

The Application of Islamic Criminal Law in Pakistan Tahir Wasti, 2009 No legal system in the world has aroused as much public interest as Sharia However the discourse around Sharia law is largely focussed on its development and the theories principles and rules that inform it Less attention has been given to studying the consequences of its operation particularly in the area of Islamic criminal law Even fewer studies explore the actual practice of Islamic criminal law in contemporary societies This book aims to fill these gaps in our understanding of Sharia law in practice It deals specifically with the consequences of enforcing Islamic criminal law in Pakistan providing an in depth and critical analysis of the application of the Islamic law of Qisas and Diyat retribution and blood money in the Muslim world today The empirical evidence adduced more broadly demonstrates the complications of applying traditional Sharia in a modern state

Criminal procedure Wyoming, 1959

Smith, Hogan, and Ormerod's Text, Cases, and Materials on Criminal Law David Ormerod, Karl

Laird,2020 This volume is a thorough and accessible guide to criminal law providing invaluable extracts from key cases statutes and expert articles which have been carefully selected to illuminate the core of criminal law Ormerod and Laird expertly guide the reader through the various facets of the law while posing stimulating questions for students to investigate further and reflect upon

Why Not Torture Terrorists? Yuval Ginbar,2008-03-27 The book addresses a dilemma at the heart of the War on Terror is it ever justifiable to torture terrorists in order to save the lives of innocent civilians the so called ticking bomb scenario The book first analyzes the ticking bomb dilemma as a pure moral one facing the individual would be torturer A never say never utilitarian position is pitted against a minimal absolutist view that some acts are never justifiable and that torture is one such act It then looks at the issues that arise once a state has decided to sanction torture in extreme situations when how and whom to torture the institutionalization of torture its effects on society and its efficacy in combatting terrorism in the shorter and longer runs Four models of legalized torture are next examined including current ones in Israel and the USA and the idea of torture warrants Finally related legal issues are analyzed among them the lawfulness of coercive interrogation under international law and attempts to allow torture only after the fact for instance by applying the criminal law defence of necessity A minimal absolutist view under which torture whether by private individuals or by state officials must be prohibited absolutely in law policy and practice and allowing no exceptions for ticking bomb situations is defended throughout

Towards a Rational Legislative Evaluation in Criminal Law Adán Nieto Martín,Marta Muñoz de Morales Romero,2016-08-27 This book launches a debate on the need to evaluate criminal policies and what is more complex and ambitious to develop an evaluation method The contributions address topics such as the general methodology for evaluating public policy preparing criminal statistics and analyzing costs cost effectiveness and cost benefits Additionally the work explores the state of affairs in various countries including Spain Sweden USA Germany and in the EU It also examines issues such as the relationship between legislative evaluation and criminal principles and the constitutional courts control over criminal acts

House Documents USA Congress House of Representatives,1874

Papers Relating to the Foreign Relations of the United States United States. Department of State,1873 *House Documents, Otherwise Publ. as Executive Documents* United States. Congress. House,1874

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Reports of All the Cases Decided by All the Superior Courts Relating to Magistrates, Municipal, and Parochial Law Great Britain. Magistrates' cases,1880

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