

Australian Criminal Law

Termine:

29.06.2015	11:30 – 14:30h
30.06.2015	11:30 – 14:30h
01.07.2015	11:30 – 14:30h
02.07.2015	11:30 – 14:30h

I. Study schedule

Day	Module	Activity/Reading	Tutorial
1 29 June	Module 1: Introduction, fundamental principles (aims & sources of criminal law, def. of crime, burdens of proof) Module 2: Introduction to homicide	Module 1: Colvin et al: Chapter 1 Module 2: Kenny Chapter 12 Available on the course website	No tutorial
2 30 June	Module 3: Non-fatal offences against the person	Schloenhardt: Chapter 8 Available on the course website	Based on Modules 1 and 2
3 1 July	Module 4: Sexual offences	Colvin et al: Chapter 6 Available on the course website	Based on Module 3
4 2 July	Module 5: Overview criminal trial process for an indictable offence	Douglas: Exerts from various chapters Available on the course website	No tutorial

II. Description of Study Modules

Study Module 1: The course *Australian Criminal Law* introduces students to the study of criminal law and its fundamental principles. Criminal law in Australia differs between states and territories. In addition, federal criminal law exists. This course focuses primarily on the criminal law in Queensland. However, relevant differences and similarities to the common law will be pointed out. On completion of this Module you should be able to understand

- the sources of criminal offences in Queensland.
- the classification of criminal offences.
- how criminal offences can be broken down into elements, including their fault elements, and onus of proof requirements.

Study Module 2: The Study Module on homicide focuses on murder and manslaughter and their respective elements. It should be noted that the physical elements of murder and manslaughter are

identical. What differs is the mental element. It also considers selected partial defences to murder. On completion of the homicide module you should be able to understand

- the nature and elements of selected homicide offences.
- the relationships and differences between these offences.
- selected partial defences relating to murder.
- how to break down and apply these offences.

Study Module 3: The Module considers non-fatal offences against the person excluding sexual offences. The offences that will be covered in some depth are

- common assault, s 335 Criminal Code (Qld);
- assault occasioning bodily harm, s 339(1) Criminal Code (Qld);
- doing grievous bodily harm (GBH), s 320(1) Criminal Code (Qld);
- unlawful wounding, s 323 Criminal Code (Qld);
- acts intended to cause GBH and other malicious acts, s 317 Criminal Code (Qld).

Study Module 4: This Study Modules provides an introduction to selected sexual offences in the Criminal Code (Qld) while especially focusing on rape, s 349 Criminal Code (Qld), and sexual assault, s 352 Criminal Code (Qld). Additionally, this Module considers the excuse of mistake of fact, s 24 Criminal Code (Qld), particularly in the context of sexual offences. On completion of this module you should be able to

- understand the nature of and the relationships between these offences.
- understand the issue of consent and evidentiary matters as they relate to these offences.
- break down and apply these offences in any given factual circumstance.

Study Module 5: The Module gives an introduction to the procedural part of criminal law. It provides an overview of the trial process in order to explain what happens once criminal conduct is brought to the attention of criminal justice authorities. On successful completion of this Module you should have a basic knowledge and understanding of the criminal trial process and the principle statutory provisions governing the process in Queensland.