

MODULE DESCRIPTOR

Module Title

Law Of Evidence (Online LLB)

Reference	LL2310	Version	3
Created	December 2023	SCQF Level	SCQF 8
Approved	July 2017	SCQF Points	15
Amended	December 2023	ECTS Points	7.5

Aims of Module

To provide the student with a working knowledge and understanding of the law of evidence in Scotland, with the ability to apply the rules to practical situations.

Learning Outcomes for Module

On completion of this module, students are expected to be able to:

- 1 Evaluate the requirements of sufficiency of evidence in Scottish criminal and civil cases.
- 2 Explain and apply the rules of relevancy and admissibility of evidence in criminal and civil cases in the Scottish Courts
- 3 Critically discuss to what extent stricter evidential standards are applied to criminal cases than to civil cases.
- 4 Explain the competence, compellability and privileges of witnesses in Scottish criminal and civil courts.

Indicative Module Content

This module will cover the main aspects of evidence in both civil and criminal cases namely: relevance of evidence, the burden of proof, sufficiency of evidence, judicial knowledge, admissibility of evidence, competence and compellability of witnesses, privileges of witnesses and communications, disclosure and recovery of evidence, forms of proof and appeals and Human Rights Act 1998 implications of the law of evidence.

Module Delivery

This is a lecture and tutorial based module. Lectures provide core module content. Tutorials develop associated higher level skills through student centred learning. In the distance learning mode, in addition, online activities will form part of the module contact time.

Indicative Student Workload	Full Time	Part Time
Contact Hours	36	36
Non-Contact Hours	114	114
Placement/Work-Based Learning Experience [Notional] Hours	N/A	N/A
TOTAL	150	150
Actual Placement hours for professional, statutory or regulatory body		

ASSESSMENT PLAN

If a major/minor model is used and box is ticked, % weightings below are indicative only.

Component 1

Type: Coursework Weighting: 100% Outcomes Assessed: 1, 2, 3, 4
 Description: Written coursework exercise

Component 2

Type: Coursework Weighting: 0% Outcomes Assessed: 1, 2, 3, 4
 Description: Compliance on a pass/fail basis with the participation requirement of oral presentation.

MODULE PERFORMANCE DESCRIPTOR

Explanatory Text

The module is assessed by way of a single assessment component weighted at 100%. Additionally there is a participation requirement which is assessed on a pass/fail basis. Relative to the participation requirement each student is required to pass the oral presentation. Non-submission or non-completion of the competencies will result in a NS grade. An overall minimum grade D or above is required to pass the module, accompanied with a Pass for the participation requirement.

Module Grade	Minimum Requirements to achieve Module Grade:
A	A:Pass
B	B:Pass
C	C:Pass
D	D:Pass
E	E:Pass
F	F:Pass
NS	Non-submission of work by published deadline or non-attendance for examination

Module Requirements

Prerequisites for Module	None.
Corequisites for module	None.
Precluded Modules	None.

INDICATIVE BIBLIOGRAPHY

- 1 AUCHIE, D.P., 2018. *Evidence*. 5th ed. Edinburgh: Thomson/W. Green. (Law Basics Series)
- 2 RAITT, F., 2018. *Evidence: principles, policy and practice*. 3rd ed. Edinburgh: W. Green.
- 3 ROSS, M, CHALMERS, J,CALLANDER I 2020. *Walker and Walker: the law of evidence in Scotland*. 5th Ed, Haywards Heath, Bloomsbury Professional