

Evidence

Academic Year: (2019 / 2020)

Review date: 22-04-2020

Department assigned to the subject: Criminal Law, Procedural Law and History Law Department

Coordinating teacher: LOPEZ JIMENEZ, RAQUEL

Type: Electives ECTS Credits : 4.0

Year : 1 Semester : 2

OBJECTIVES

BASIC SKILLS

1. Possess knowledge and understanding that provide a basis or opportunity for originality in developing and / or applying ideas, often within a research context.
2. That the students can apply their knowledge and ability to solve problems in new or unfamiliar environments within broader (or multidisciplinary) contexts related to their field of study.
3. Students should be able to integrate knowledge and handle complexity, and formulate judgments based on information that was incomplete or limited, include reflecting on social and ethical responsibilities linked to the application of their knowledge and judgments.
4. That students can communicate their conclusions, and the knowledge and rationale underpinning these, to specialist and non-specialist audiences in a clear and unambiguous.
5. Students must possess the learning skills to enable them to continue studying in a way that will be largely self-directed or autonomous.

GENERAL SKILLS

1. Students should be responsible for drafting quality legal reports .
2. That students experience a development in their abilities to function in criminal investigative sufficient for academic tasks.
3. That students become proficient in the access and management of legal information sources specific to the Criminal Justice.
4. Have students display able to develop scientific and legal texts and carry out effectively their analysis.
5. That students a thorough knowledge of the legal procedures that make up the criminal justice system necessary for the proper performance of judicial functions.

SPECIFIC SKILLS

1. Know the main criminal prosecution systems exist globally with brief review of its origin, evolution and trends.
2. Know and identify the elements of each of the main theoretical model of criminal justice and its influence on contemporary criminal legal orders
3. Distinguish correctly the concepts inquisitive, adversarial or accusatory or mixed formal model and know their features identified by specific category belongs to one particular institution or procedural
4. Know the divergent and convergent points of the models of common law and continental European systems, as they are distributed roles of the various actors and detect most contentious issues of proof, position of victims, class action, the Jury or the effect of the principle of opportunity.
5. Achieve a level of knowledge sufficient to obtain their own conclusions about the advantages and drawbacks of the different options in criminal investigations and concrete institutions to their service as well as regarding the prosecution presented model different systems.

DESCRIPTION OF CONTENTS: PROGRAMME

STUDIES IN PROBATORY MATTERS

1. Proof in the criminal process
 - a. Role and purpose of the evidentiary activity
 - b. Essential principles of the probative activity.
 - c. The probatory procedure.
 - d. Probatory guarantees and interference in Fundamental Rights.

2. Means of investigation and test.
 - a. Probatory activity and criminal investigation.
 - b. Sources and means of proof.
 - c. The testimony.
 - d. The expertise
3. Assessment of the test
 - a. Content and limits of the free assessment.
 - b. Direct test and circumstantial evidence.
 - c. Specificities in the evaluation of scientific evidence.
 - d. Single test and joint assessment of the evidence.

LEARNING ACTIVITIES AND METHODOLOGY

Formation activities:

Analysis of jurisprudence
Analysis of foreign legislations
Analysis of reports of the different international organizations
Practical cases

ASSESSMENT SYSTEM

1. ORDINARY EVALUATION

Class participation 40%

Individual or group work carried out during the course 60%

2. EXTRAORDINARY EVALUATION

100% Final exam

% end-of-term-examination:	60
% of continuous assessment (assignments, laboratory, practicals...):	40