
Examiners' reports 2017

LA1010 Criminal law – Zone B

Introduction

As in previous years, the examiners attempt to make the examination as straightforward to pass as possible for those who are prepared to put in the hours of study and revision. Your module guide joins together with your textbook, consolidated by the activities appearing in each chapter. These activities direct you to sections of the textbook. If you now go through the examination paper below with your module guide open you will see that everything you need to answer the questions is there. For example, look at Question 6 and turn to your module guide, 12.1.4, the associated Activity 12.13 and the summary, and the references made to the textbook to help you solve the activity. If you do this, you will have all the information, knowledge and understanding to get a very good mark indeed! You will see, for example, that the activity directs you to 14.2.B.1 Wilson, which answers much of the question for you! Indeed Case 19 is essentially part (b) of Question 6. Make life and study easy for yourself: follow the advice and structure your study around the module guide and the textbook.

Comments on specific questions

PART A – multiple choice examination

Feedback on the multiple choice exam is provided on pages 15-16 of this report.

PART B – problem/essay question examination

Question 1

Mustaq and Somaya are colleagues who work at an art gallery. One day a valuable painting goes missing and Mustaq accuses Somaya of stealing it. This is untrue. Somaya is outraged and picks up a bronze sculpture and hurls it at Mustaq. In attempting to avoid being struck by the sculpture, Mustaq strikes his head on an open door, suffering a fractured skull. Somaya shouts, "You deserved that!", and storms out of the room. When Mustaq is found an hour later an ambulance is called. He is taken to hospital but is not examined for several hours due to the hospital receptionist forgetting to log his arrival. By the time the doctor arrives Mustaq has died. If he had been examined on arrival he would have survived.

Discuss the criminal liability of Somaya.

How, if at all, would your answer differ if Mustaq's accusation was true?

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Table of Contents Exam Papers 2criminal Law

1. Understanding the eBook Exam Papers 2criminal Law
 - The Rise of Digital Reading Exam Papers 2criminal Law
 - Advantages of eBooks Over Traditional Books
2. Identifying Exam Papers 2criminal Law
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Exam Papers 2criminal Law
 - User-Friendly Interface
4. Exploring eBook Recommendations from Exam Papers 2criminal Law
 - Personalized Recommendations
 - Exam Papers 2criminal Law User Reviews and Ratings
 - Exam Papers 2criminal Law and Bestseller Lists
5. Accessing Exam Papers 2criminal Law Free and Paid eBooks
 - Exam Papers 2criminal Law Public Domain eBooks
 - Exam Papers 2criminal Law eBook Subscription Services
 - Exam Papers 2criminal Law Budget-Friendly Options
6. Navigating Exam Papers 2criminal Law eBook Formats
 - ePub, PDF, MOBI, and More
 - Exam Papers 2criminal Law Compatibility with Devices
 - Exam Papers 2criminal Law Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Exam Papers 2criminal Law
 - Highlighting and Note-Taking Exam Papers 2criminal Law
 - Interactive Elements Exam Papers 2criminal Law
8. Staying Engaged with Exam Papers 2criminal Law

- Joining Online Reading Communities
- Participating in Virtual Book Clubs
- Following Authors and Publishers Exam Papers 2criminal Law
- 9. Balancing eBooks and Physical Books Exam Papers 2criminal Law
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Exam Papers 2criminal Law
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Exam Papers 2criminal Law
 - Setting Reading Goals Exam Papers 2criminal Law
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Exam Papers 2criminal Law
 - Fact-Checking eBook Content of Exam Papers 2criminal Law
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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