

## Criminal Litigation and Evidence Revision

### UNIT 1

#### The Court System

##### Courts of First Instance

Magistrates Court	<ul style="list-style-type: none"><li>○ Issues search and arrest warrants</li><li>○ Issuing warrants of further detention under the Police and Criminal Evidence Act 1984</li><li>○ Trying summary offences and some either-way offences</li><li>○ Committing some offenders (in relation to either-way offences) to the Crown Court for sentence</li><li>○ Sending offences triable only on indictment and some either-way cases to the Crown Court</li><li>○ Dealing with applications for bail</li></ul>
Youth Court	<ul style="list-style-type: none"><li>• Deals with younger offenders</li><li>• Is less formal than magistrates</li></ul>
Crown Court	<ul style="list-style-type: none"><li>○ To conduct trial of and, following conviction, to sentence offenders convicted of all indictable-only and some either-way offences</li><li>○ determine questions of bail and representation, particularly appeals by a defendant against the refusal of bail by the magistrate's court</li><li>○ Hear appeals against conviction and/or sentence from the Magistrates court</li></ul>

##### Appellate Courts

High Court of the King's Bench Division	<ul style="list-style-type: none"><li>○ Jury decides question of fact and ultimately decide whether somebody should be convicted or acquitted.</li><li>○ Has the ability to sentence someone</li></ul>
Court of Appeal (Criminal Division)	<ul style="list-style-type: none"><li>• Deals with appeals against convictions of the Crown Court</li></ul>
Supreme Court	
European Court of Human Rights	<ul style="list-style-type: none"><li>• All UK courts are under an obligation, by virtue of s.2 of the HRA 1998 to take into account the jurisprudence of</li></ul>

# Criminal Litigation 3ed

**AW Chickering**



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