

Evidence

Monday 4th November 2024

2.30pm to 4.00pm

Candidates are required to answer TWO out of three questions.

Candidates should note that in examination answers, they are expected to cite relevant authority.

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Question 1

Explain how the case of *Jamieson v HM Advocate (No 2)* 1994 J.C. 251, operates as an important exception to the rule against hearsay evidence in criminal trials.

Question 2

In what circumstances might a witness be allowed to give their opinion in court? Refer to authority.

Question 3

Write notes setting out the law on TWO of the following issues in criminal cases, with full reference to authority:

- a) The 'Moorov' principle.
- b) The different rules of admissibility in civil and criminal cases.
- c) The significance of the police caution.

END OF PAPER