Criminal Law Test

Anything in the ppts is fair game, but here are some safe bets:

-Actus Reus & Mens Rea

-The difference between General Intent and Specific Intent

-Criminal negligence, wilful blindness, accessory after the fact etc.

-The differences between summary offences and indictable offences

- Examples of summary offences and indictable offences

-What is a dual procedure (hybrid) offence?

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| *Summary*   * *Solicitation of prostitution* * *Harassing phone calls* * *Causing a disturbance in public place* * *Public nudity* * *Trespassing at night* | *Indictable*   * *Impaired driving causing bodily harm* * *Theft over $5 000* * *Robbery* * *Sexual assault with a weapon* * *Murder* |

-Offences (culpable homicide, non-culpable homicide chart) What is the difference between 1st degree murder, 2nd degree murder, manslaughter?

-3 trial options that a person charged with a serious indictable offence can choose \*

what are the benefits of each respective option?

-4 steps that must be taken by police in order for an arrest to be lawful

-primary, secondary, tertiary grounds for denying bail

- Explain the term *Reverse Onus* as it applies to a bail hearing. Provide an Example of when *Reverse Onus* would be justified

-Structure of the courts (high court to low court) → Supreme Court of Canada, Ontario Court of Appeal, Ontario Superior Court of Justice, Ontario Court of Justice

-Name persons who would be excluded from jury duty and give a reason why

- Explain a *peremptory challenge* and a *challenge for cause* and provide an example for each

-Explain the difference in the roles of the Crown prosecutor and the defence attorney. What does each side need to do to “win” the case?

-Defenses (scenarios will be provided. You say which defence would be appropriate)

-Types of sentences

-Aggravating and mitigating factors in sentencing