



# UNIVERSITY OF NICOSIA ΠΑΝΕΠΙΣΤΗΜΙΟ ΛΕΥΚΩΣΙΑΣ

University of Nicosia, Cyprus

<b>Course Code</b> LAW-431	<b>Course Title</b> Law of Evidence (Cyprus) I	<b>ECTS Credits</b> 6
<b>Department</b> Law	<b>Semester</b> Fall	<b>Prerequisites</b> One from, either LAW-324/6 or LAW-392, and LAW-384
<b>Type of Course</b> Law Elective	<b>Field</b> Law	<b>Language of Instruction</b> Greek
<b>Level of Course</b> 1 <sup>st</sup> Cycle	<b>Year of Study</b> 4 <sup>th</sup>	<b>Lecturer(s)</b> Elias A. Stephanou
<b>Mode of Delivery</b> Face-to-face	<b>Work Placement</b> N/A	<b>Co-requisites</b> None

## Objectives of the Course:

The law of evidence is one of the most important basic tools any law student thinking of practising needs to acquire. This initial semester will focus on the procedure being followed in Cyprus Courts, the burden of proof, the role of the witness and illegally obtained evidence.

## Learning Outcomes:

After completion of the course students are expected to be able to:

1. Discuss a thorough and applied knowledge of the basic concepts of evidence and of the terminology used.
2. Analyze and distinguish between the various standards of evidential proof required and comprehend and appreciate the importance of such distinctions.
3. Express a command of the procedural issues of producing evidence, of the witness system, and of the competence and compellability of witnesses and of the course of evidence.
4. Identify when evidence is improperly obtained and analyze the legal status of such evidence.
5. Identify which facts can be proved with evidence and which facts are proved without the need of evidence.
6. Identify, assess and evaluate corroboration evidence.
7. Locate proper evidentiary form objections in a court proceeding including objections based on principles of authentication of evidence, illegally obtained evidence and impeachment evidence.
8. State a reasoned legal decision.

**Course Content:**

1. Introduction and an overview of procedure and evidence.
2. Procedural issues of evidence adduced in Court
3. Facts requiring proof and judicial findings as evidence (Facts in issue and facts relevant to the issue)
4. Facts not requiring proof and judicial findings as evidence (presumptions, judicial notice, admissions, inferences)
5. Burdens of Proof
6. Witness examination procedure (direct examination, cross examination and re- examination)
7. Corroboration Evidence
8. Illegally obtained evidence

**Learning Activities and Teaching Methods:**

Interactive lectures, tutorials, written examinations, classroom presentations and assignments

**Assessment Methods:**

One presentation on cases on Illegally obtained evidence (10/12/2010), mid-term exam 5/11/2010, final exam

**Required Textbooks/Reading:**

Authors	Title	Publisher	Year
Γ.Π. Κακογιάννης	<i>Η Απόδειξη, Το δίκαιο της Απόδειξης όπως εφαρμόζεται στην Κύπρο,</i>	<i>Picalco Publishers Ltd,</i>	1983,
Τ. Ηλιάδη,	<i>Το Δίκαιο της Απόδειξης ( Μια πρακτική προσέγγιση),</i>		1994
Peter Murphy,	<i>Murphy on Evidence 10<sup>th</sup> ed.</i>	Oxford Press	2008

**Recommended Textbooks/Reading:**

Authors	Title	Publisher	Year
Cross and Tapper;	<i>On Evidence, 10<sup>th</sup> edition,</i>	Butterworths,	2004
Murphy;	<i>Evidence, Proof and Facts – A Book of Sources, 1<sup>st</sup> edition,</i>	<i>Blackstones,</i>	2003.