

Course Title	Law of Evidence				
Course Code	LAW 407				
Course Type	Elective				
Level	Undergraduate				
Year / Semester	3rd - 4th / E'-H'				
Teacher's Name	Dr Christos Clerides / Former Judge of Supreme Court Andreas Paschalides				
ECTS	6	Lectures / week	3	Laboratories / week	
Course Purpose and Objectives	<p>The Law of Evidence constitutes a significant sector of the Law that relates to administration of substantial justice. Even though some people consider it to be part of the procedure, in essence the Law of Evidence is part of the substantial Law, which defines the parties' rights and liabilities. Certain aspects are indeed relevant with the procedure, but some others are not. Through the series of lectures, the students will not only be able to grasp the key provisions of the law, they will also be in a position to enforce them in order to evaluate the possibilities of the case they are working on, as well as the weaknesses in proving certain facts that are necessary for the composition of his client's positions. The Law of Evidence applies both for Civil and Criminal cases, as well as for cases of Administrative Law. Following the amendment of Cap. 9, the Law of Evidence has changed substantially in Cyprus, without abolishing one part of it, which still applies. The strict rules concerning hearsay evidence were abolished and new ones were introduced. As a result, hearsay evidence is permitted under certain conditions that relate mainly to its assessment by the Court. The aim of the class on Law of Evidence, is to equip the students with the required background of knowledge so that, when in the Court room during the trial, they will be in a position to deal with serious matters that arise both with respect to the acceptance or non-acceptance of evidence and its assessment, an aspect that is decisive for the outcome. The advantages and disadvantages of the new Legislation, its practical enforcement and the</p>				

	<p>outcomes will be part of the course, aiming to further motivate critical thinking for additional review and improvement.</p>		
<p>Learning Outcomes</p>	<p>Gain adequate knowledge of the Evidence Law, Cap. 9 and the Amending Law, as well as of the case law of the Supreme Court pertaining to the acceptance or non-acceptance of evidence in civil or criminal cases, as well as its assessment.</p> <p>The ability to evaluate in an acceptable manner the significance of presenting evidence on behalf of a party and the significance of written evidence during the trial of cases.</p> <p>Assessment of the evidence and generally, its significance to the outcome.</p> <p>Comprehend the Law of Evidence as a whole, both through the case law of the Cyprus Courts and through the respective judgments of the English Courts.</p> <p>The ability to provide legal advise on matters that concern both the acceptance of the evidence and its relevance, as well as its significance to the outcome of a case.</p>		
<p>Prerequisites</p>	<p>LAW 413 Criminal Procedure</p> <p>LW317 Civil Procedure I</p> <p>LW315 Criminal Law I</p>	<p>Required</p>	<p>None</p>

Course Content	<p>The principal rules, as they derive from the Evidence Law, Cap. 9, according to the amendment of the relevant case law of the Supreme Court, both before as well as after their amendment, will constitute the main object of the lectures. Issues that pertain to the relevance between the evidence and the matter of dispute, the acceptability of the former, the presentation of the evidence in writing, formal documents, issues that concern judicial knowledge, hearsay evidence in general, exceptions to the rule, as well as the amendment. The way to handle hearsay evidence, the rules for its assessment and the substantial case law of the Supreme Court will be examined in detail. The now available option to replace the main examination with the submission of a relevant witness statement, the way to prepare such statement, the need to offer an oral testimony instead of a statement, as well as issues that relate to the examination, cross-examination and re-examination of the witnesses, will be examined thoroughly. Within the framework of Criminal Procedure, particular emphasis will be given to taking testimonies from suspects and or defendants, as well as in relation with the acceptance or non-acceptance of a defendant's confession and issues that pertain to a trial within trial. The constitutional provisions on the right of cross-examining a witness, will be examined in the light of the amendment, following which a hearsay evidence is now acceptable.</p>
Teaching Methodology	<p>Lecture: 20 hours</p> <p>Discussion: 12 hours</p>
Bibliography	<ol style="list-style-type: none"> 1. C.Clerides, Cypriot Law of Evidence, Nomiki Bibliothiki, 2019 2. T. Eliades, The Law of Evidence 3. George Kakogiannis, Evidence 4. Phipson on Evidence, Common Law Library 17th ed. 5. Cross on Evidence 6. The Modern Law of Evidence: Adrian Keane 7. The Law of Evidence I. Dennis 2010
Assessment	<p>Exam(s): 60%</p> <p>Assignment(s): 30%</p> <p>Attendance / Participation: 10%</p>
Language	Greek



ΦΟΡΕΑΣ ΔΙΑΣΦΑΛΙΣΗΣ ΚΑΙ ΠΙΣΤΟΠΟΙΗΣΗΣ ΤΗΣ ΠΟΙΟΤΗΤΑΣ ΤΗΣ ΑΝΩΤΕΡΗΣ ΕΚΠΑΙΔΕΥΣΗΣ
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