

APPENDIX 2 – COURSE DESCRIPTION

Course title	Criminal Procedure			
Lesson Code	LAW-316			
Course type	Compulsory			
Level	Undergraduate			
Year / Semester	3 rd /E			
Teacher 's name	Christina Georgiou			
ECTS	6	Lectures / week	3 hours per week	Workshops / weeks
Purpose and objectives of the lesson	<p>The purpose of the course is to understand the criminal procedure from its beginning to the procedure before the court. In this context, the aim is the students to understand the functioning of the criminal justice system, the characteristics of the criminal procedure and the principles that should be applied, whether they concern the accused or the Prosecuting Authority, which each time promotes the criminal procedure before the court. Furthermore, the purpose of the course is for the students to be able to develop a critical analysis of procedural rules taking into account the principles of fair trial as analysed by ECtHR jurisprudence as well as the relevant provisions of the Cyprus Constitution.</p>			
Learning results	<p>Upon completion of the course and after the practical application of the legislation in combination with the jurisprudence of both the Supreme Court and the ECtHR, students should be able to</p> <ul style="list-style-type: none"> • Understand the rights that the accused should enjoy in order to receive a fair trial before the court. • Understand through the rules of Criminal Procedure that there are restrictions regarding the arrest and detention of suspects and/or accused persons which should be applied. • They are in a position to judge whether all constitutionally guaranteed rights are applied and the accused enjoys both during the investigation of the case and during his trial. • They check that all rules, legislation and jurisprudence of both the Supreme Court and the European Court are applied in every proceeding pending against the accused. 			

	<ul style="list-style-type: none"> • They are able to advise the accused in relation to the rights and obligations he has, protecting him from relevant violations. • To gain a comprehensive picture of the way criminal justice apply in Cyprus 		
Prerequisites	Criminal Law I (LAW-212)	Plus required	None
Course content	<p>During the course, there will be a thorough analysis of the rules of the criminal procedure as they are seen and read from the case-law and which concern all stages of the criminal procedure:</p> <ul style="list-style-type: none"> • search warrants, arrest and the remand process. • Stage of interrogation, taking statements, confession and procedural rules • Criminal prosecution, indictment and personal detention. • Stages of the hearing process, the presence of the accused and the answer to the indictment. • Testimony, prima facie guilt stage, summons to an apology and issuance of a decision. • The sentencing process. • Other procedural issues, such as amending the indictment and trial within trial. • The appeal stage. <p>A large part of the course will be devoted to the study of the decisions that have dealt with issues related to violations of the legislation and the rules of procedure both by the investigative authorities and their incorrect interpretation by the judicial authorities as well as the restrictive measures which were imposed by the accused / guilty in the first and second instance during the dispensation of justice.</p> <p>Practical analysis with simultaneous development of students' critical skills from the study of criminal case law both through Cypriot jurisprudence and the jurisprudence of the Anglo-Saxon legal system. with the ultimate aim of enabling them to understand the rules that must be applied during the criminal procedure from the start of it, i.e. from the moment of the police investigation until even the imposition and execution of the sentence.</p>		
Teaching methodology	Classroom teaching with active student participation, case law presentation and analysis. Promotion of dialogue and presentations by students.		
Bibliography	1. Georgios Piki, Criminal Procedure in Cyprus, 2nd revised edition of Criminal Procedure In Cyprus (1975) Cyprus (2013).		

	<p>2. Satlanis Chr., Introduction to Cypriot Criminal Procedure, Nomiki Vivliothiki 2012.</p> <p>3. Kostas Ilias Satolias, Introduction to Chapter 155, Hippasus Publications 2017.</p> <p>4. Nikolaos Androulakis, Fundamental Concepts of Criminal Justice, Ed. P. N. Sakkoulas (2007)</p> <p>5. Karras Argyrios, Criminal Procedural Law (8th ed.), Nomiki Bibliothiki (2017)</p> <p>6. Adshworth Andrew / Redmayne Mike/Campbell L., The Criminal Process 5th Edition, OUP (2019)</p> <p>7. Weaver RL/ Burkoff JM/Hancock C./Friedland S., Principles of Criminal Procedure, West Academic Publishing 2018.</p> <p>EVIDENCE</p> <p>1. Eliadis Takis/Santis Nikolas (with the collaboration of G. Stavrinakis), The Law of Evidence: Procedural and Substantive Aspects 2nd edition, Hippasus (2016)</p> <p>2. Roberts Paul & Zuckerman Adrian, Criminal Evidence, 2nd ed. OUP (2010)</p> <p>3. Munday Roderick, Cross& Tapper on Evidence, 13th Ed., OUP (2018)</p> <p>4. Giannouloupoulos D., Improperly Obtained Evidence in Anglo-American and Continental Law, Hart publishing, 2019.</p>
Evaluation	<p>Midterm exam: 30%</p> <p>Participation: 20%</p> <p>Final Exam: 50%</p>
Language	Greek