

IRAC TEMPLATES- CRIMINAL LAW

MURDER

Issue	The legal issue in this scenario involves whether _____ is liable for murder. ✓ Specify issue of Intention/ Recklessness/ Causation
Rule	<u>Murder Definition</u> "Murder is when a man of sound memory and of the age of discretion, unlawfully kills any reasonable creature in being and under the King's peace, with malice aforethought either express of implied by the law, the death taking place within a year and a day" - Sir Edward Coke In order to succeed in a murder conviction, the prosecution must satisfy that; 1. The defendant committed the act. 2. The act was voluntary (<i>Ugla, Shaeffer</i>). 3. The act caused the death of the victim (<i>Hennigan, Royall, Hallet</i>). 4. The victim was human. 5. The defendant had the intention to kill or cause really serious injury, or was reckless as to the probability that death or really serious injury would occur (<i>Crabbe</i>).
Application	(Apply the facts)
Conclusion	State the answer- 1 sentence. Based on the preceding analysis, it is un/likely that the prosecution will succeed in the murder charge against _____.

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Xiang Xie



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