

Profile information current as at 04/05/2024 03:13 am

All details in this unit profile for CRIM11002 have been officially approved by CQUniversity and represent a learning partnership between the University and you (our student). The information will not be changed unless absolutely necessary and any change will be clearly indicated by an approved correction included in the profile.

General Information

Overview

This unit introduces you to the investigation of crime within the framework of Australian law. The social role of policing and the structure of police services are examined in depth, particularly in the context of ethics and oversight mechanisms. The historical transformations of police services are explored in order to understand the evolving nature of policing as social demands and relevant technologies also change. The scope of the power of investigation, the discretion whether or not to prosecute and the criminal adjudicatory process are considered. This unit also introduces the tools used to analyse crime and how such analysis informs decisions and interventions in the criminal justice system.

Details

Career Level: Undergraduate

Unit Level: Level 1 Credit Points: 6

Student Contribution Band: 10

Fraction of Full-Time Student Load: 0.125

Pre-requisites or Co-requisites

There are no requisites for this unit.

Important note: Students enrolled in a subsequent unit who failed their pre-requisite unit, should drop the subsequent unit before the census date or within 10 working days of Fail grade notification. Students who do not drop the unit in this timeframe cannot later drop the unit without academic and financial liability. See details in the <u>Assessment Policy and Procedure (Higher Education Coursework)</u>.

Offerings For Term 1 - 2019

- Bundaberg
- Online
- Rockhampton
- Townsville

Attendance Requirements

All on-campus students are expected to attend scheduled classes – in some units, these classes are identified as a mandatory (pass/fail) component and attendance is compulsory. International students, on a student visa, must maintain a full time study load and meet both attendance and academic progress requirements in each study period (satisfactory attendance for International students is defined as maintaining at least an 80% attendance record).

Website

This unit has a website, within the Moodle system, which is available two weeks before the start of term. It is important that you visit your Moodle site throughout the term. Please visit Moodle for more information.

Class and Assessment Overview

Recommended Student Time Commitment

Each 6-credit Undergraduate unit at CQUniversity requires an overall time commitment of an average of 12.5 hours of study per week, making a total of 150 hours for the unit.

Class Timetable

Regional Campuses

Bundaberg, Cairns, Emerald, Gladstone, Mackay, Rockhampton, Townsville

Metropolitan Campuses

Adelaide, Brisbane, Melbourne, Perth, Sydney

Assessment Overview

1. Written Assessment

Weighting: 30%

2. Written Assessment

Weighting: 40%

3. Written Assessment

Weighting: 30%

Assessment Grading

This is a graded unit: your overall grade will be calculated from the marks or grades for each assessment task, based on the relative weightings shown in the table above. You must obtain an overall mark for the unit of at least 50%, or an overall grade of 'pass' in order to pass the unit. If any 'pass/fail' tasks are shown in the table above they must also be completed successfully ('pass' grade). You must also meet any minimum mark requirements specified for a particular assessment task, as detailed in the 'assessment task' section (note that in some instances, the minimum mark for a task may be greater than 50%). Consult the <u>University's Grades and Results Policy</u> for more details of interim results and final grades.

CQUniversity Policies

All University policies are available on the CQUniversity Policy site.

You may wish to view these policies:

- Grades and Results Policy
- Assessment Policy and Procedure (Higher Education Coursework)
- Review of Grade Procedure
- Student Academic Integrity Policy and Procedure
- Monitoring Academic Progress (MAP) Policy and Procedure Domestic Students
- Monitoring Academic Progress (MAP) Policy and Procedure International Students
- Student Refund and Credit Balance Policy and Procedure
- Student Feedback Compliments and Complaints Policy and Procedure
- Information and Communications Technology Acceptable Use Policy and Procedure

This list is not an exhaustive list of all University policies. The full list of University policies are available on the <u>CQUniversity Policy site</u>.

Unit Learning Outcomes

On successful completion of this unit, you will be able to:

- 1. Analyse police organisations and practice in order to critique how the law governs the procedures for investigation of crime
- 2. Explain how the criminal law balances the rights of the individual and the State
- 3. Discuss the links between criminal theories and models of criminal analysis
- 4. Identify patterns in criminal data and the appropriate response for crime prevention.

N/A Introductory Intermediate Level	Graduate Level	Professional Level	0	dvano evel	ced								
Alignment of Assessment Tas	ks to Learni	ng Outco	mes	S									
Assessment Tasks		1	Learr	arning Outcomes									
			1		2	2		3		4	ı		
1 - Written Assessment - 30%			•		•	•		•					
2 - Written Assessment - 40%										•)		
3 - Written Assessment - 30%			•		•	•		•		•)		
Alignment of Graduate Attribu	utes to Lear	ning Outo	com	es									
Graduate Attributes				Learning Outcomes									
					1		2		3		4		
1 - Communication							•		•		•		
2 - Problem Solving							•		•		•		
3 - Critical Thinking							•		•				
4 - Information Literacy							•		•		•		
5 - Team Work													
6 - Information Technology Competen	ice												
7 - Cross Cultural Competence													
8 - Ethical practice													
9 - Social Innovation													
10 - Aboriginal and Torres Strait Islan	ider Cultures												
Alignment of Assessment Tas	ks to Gradu	ate Attrib	ute	S									
Assessment Tasks		Gra	raduate Attributes										
		1	2	3	4	5	6	7	8	9	10		
1 - Written Assessment - 30%		•	•	•	•								
2 - Written Assessment - 40%		•	•	•	•								

Alignment of Learning Outcomes, Assessment and Graduate Attributes

Assessment Tasks	Graduate Attributes											
	1	2	3	4	5	6	7	8	9	10		
3 - Written Assessment - 30%	•	•	•									

Textbooks and Resources

Textbooks

There are no required textbooks.

IT Resources

You will need access to the following IT resources:

- CQUniversity Student Email
- Internet
- Unit Website (Moodle)

Referencing Style

All submissions for this unit must use the referencing style: <u>American Psychological Association 6th Edition (APA 6th edition)</u>

For further information, see the Assessment Tasks.

Teaching Contacts

Anne Ferguson Unit Coordinator

a.ferguson@cqu.edu.au

Schedule

Week 1 - 11 Mar 2019

Module/Topic

Chapter

Events and Submissions/Topic

Course overview Historical aspects of policing and courts Role of police Historical aspects of Policing in Australia Military Police Indigenous police

Queensland Government, (1897) ANNO SEXAGESIMO PRIMO VICTORIAE REGIAE No[17], Queensland Government Founding Documents, Brisbane. https://www.foundingdocs.gov.au/resources/transcripts/qld5_doc_1897.pdf Richards J. (2010) Native Police, *Queensland Historical Atlas*, Brisbane http://www.qhatlas.com.au/content/native-police

Court report questions will be posted Friday 5pm

Events and Submissions/Topic

Australian Court Military courts

Week 2 - 18 Mar 2019

Police Powers(1) why and how is

search, seizure and arrest powers, discretionary powers

police power regulated?

Technological advances

Module/Topic

Chapter

Ariel B, Farrar W A, Sutherland A., (2015) The Effect of Police Body-Worn Cameras on Use of Force and Citizens' Complaints Against the Police: A Randomized Controlled Trial, Journal of Quantitative Criminology, Vol31, pp 509-535, Springer Publication , New York. https://link.springer.com/content/pdf/10.1007%2Fs10940-014-9263-9.pdf

Paterson C.(2011) Adding value? A review of the international literature on the role of higher education in police training and education, *Police Practice and Research*, *Vol12:4*, pp286-297, Routledge Publishing, Abingdon-on-Thames

https://link.springer.com/content/pdf/10.1023%2FA%3A1008729129953.pdf

Week 3 - 25 Mar 2019

Module/Topic Chapter Events and Submissions/Topic

Police powers(2) detention and discretionary powers right to

Farmer C(2017) Upholding whose right? Discretionary police powers to punish, collective 'previctimisation' and the dilution of individual rights, Australian and New Zealand Journal of Criminology, Vol 5: 4 pp 493-509, Sage Publications, California. https://journals.sagepub.com/doi/pdf/10.1177/0004865816660351

McElhone M (2017) Now They're Extraordinary Powers: Firearms Prohibition Orders and Warrantless Search Powers in New South Wales, Current Issues in Criminal Justice, Sydney Institute of Criminology Vol 28 pp329-338, Sydney Institute of Criminology, Sydney. https://heinonline.org/HOL/Page?handle=hein.journals/cicj28&id=357&collection

Walsh T. Taylor M. (2007) You're Not Welcome Here: Police Move-on Powers and Discrimination Law University New South Wales Law Journal, Vol 30:1,pp151-173, University NSW,Sydney. https://heinonline.org/HOL/Page?handle=hein.journals/swales30&id=161&collection=journals&index Wang J J, Weatherburn D(2018) Are police cautions a soft option? Reoffending among juveniles cautioned or referred to court, Australian and New Zealand Journal of Criminology, Sage Publications,

Sydney. https://journals.sagepub.com/doi/pdf/10.1177/0004865818794235 Formative Assessment online opens Friday 5pm

This online quiz will consist of 10 fixed response/ short answer questions drawn from weeks 1-3 which will enable students to self-assess their learning by identifying strengths and weaknesses

Week 4 - 01 Apr 2019

silence and privilege against

self-incrimination confessions

Module/Topic

as evidence

questioning powers

Police Accountability police misconduct and corruption use of excessive force police accountability Crime and Corruption Commission

Royal Commissions

Chapter

Chan J (1999) Governing police practice: limits of the new accountability, The British Journal of Sociology Vol 50:2,

pp251-270 , Wiley Publishing, United Kingdom https://onlinelibrary.wiley.com/doi/pdf/10.1111 https://onlinelibrary.wiley.com/doi/pdf10.1111/j.1468-4446.1999.00251.x Levenson L(2001)Police Corruption and new models of reform, Suffolk University Law Review, V35:1pp1-46, Suffolk

University Press, Suffolk,

https://heinonline.org/HOL/Page?handle=hein.journals/sufflr35&div=7&g_sent=1&casa_token=&collection=journals:
Porter L, Warrender C(2009) A multivariate model of police deviance: examining the nature of corruption, crime and misconduct, Policing & Society Vol. 19:1pp79-99, Routledge Publications, New South Wales.

Formative assessment closes Monday Academic Essay will be posted

Events and Submissions/Topic

Events and Submissions/Topic

Events and Submissions/Topic

Week 5 - 08 Apr 2019

Understanding Criminal Offences

classification of offences elements of

an offence criminal responsibility

Module/Topic

Chapter

Loughnan A(2010) DRINK SPIKING AND ROCK THROWING The creation and construction of criminal offences in the current era, Alternative Law Journal, Vol 35:1,pp18-21

https://journals.sagepub.com/doi/pdf/10.1177/1037969X1003500104

Vacation Week - 15 Apr 2019

Module/Topic

Chapter

Events and Submissions/Topic

Week 6 - 22 Apr 2019

The Criminal Trial prosecution. defence, and judicial roles at trial legal representation and legal aid summary trials jury trials

what is a fair trial?

Module/Topic

Chapter

Anleu S, Mack K., (2005) Magistrates' Everyday Work and Emotional Labour, *Journal of Law and Society Vol* 32:4 pp590-614. Blackwell Publishing Ltd, Oxford.

https://onlinelibrary.wiley.com/doi/pdf/10.1111/j.1467-6478.2005.00339.x

Colvin E.(2017) Bail Justices in Victoria: Perceptions and Experiences, Current Issues In Criminal Justice Vol 29 pp123-136, Sydney Institute of Criminology, Sydney <a href="https://heinonline.org/HOL/Page?handle=hein.journals/cici29&id=137&collection=journals&index=Langford I.,(2009) Fair Trial: The History of an Idea, Journal of Human Rights, Vol 8 pp37-52

1080/1479 Paterson H M, van Golde C, Devery C, Cowdery N, Kemp R., (2018) iWitnessed: Capturing Contemporaneous Accounts to Enhance Witness Evidence, Contemporary Issues in Criminal

Justice Vol 30 pp273-282, Sage Publishing, California. https://heinonline.org/HOL/Page?handle=hein.journals/cicj29&id=295&collection=journals&index=

Week 7 - 29 Apr 2019

Defences Legal defences and criminal responsibility Types of

defences including self-

defence, provocation and

Domestic violence and self-

intoxication

defence

lones E.E. Bandy A.D. Palmer P.G. Ir. (2018): "I Did It. But Not Like That": Effects of Factually Incorrect Confessions on Juror Judgments. Jones E.E., Bandy A D Palmer P G JF. (2016): 1 Did to But Not Line That . Entects or reaction; increase Comessions on Joseph Jos

Events and Submissions/Tonic

Written assessment(set question) due Monday 9am

Written academic essay Due: Week 7 Monday (29 Apr 2019) 9:00 am

Week 8 - 06 May 2019

Sentencing aims and objectives of sentencing, sentencing

hearingsfactors relevant to sentencing problems and new

directions in sentencing

Module/Topic

Chapter

Cale J.Burton M,(2018)Factors Associated with Breaches of Home Detention and Returns to Custody Post-Home Detention in South Australia, Current Issues Criminal Justice Vol 30 pp35 -56,

 $Sydney\ Institute\ of\ Criminology,\ Sydney. \\ \underline{https://hein.online.org/HOL/Page?handle=hein.journals/cicj30\&id=41\&collection=journals\&index=1.5\% \ and the sydney of t$ Kornhauser R,(2018) The effectiveness of Australia's drug courts, Australian & New Zealand Journal of Criminology Vol 51:1 pp76-98,Sage Publications California. https://journals.sagepub.com/doi/pdf/10.1177/0004865816673412

Thorburn H, Weatherburn D(2018) Effect of Indigenous status on sentence outcomes for serious assault offences, Australian & New Zealand Journal of Criminology Vol 51:3 pp 434-453, Sage Publications. California.

https://iournals.sagepub.com/doi/pdf/10.1177/0004865817748179

Events and Submissions/Topic

Week 9 - 13 May 2019

Module/Topic

Events and Submissions/Topic

Appealing Court Decisions What is an appeal? Appeals

against conviction Appeals against sentence Miscarriage of justice not remedied by appeals

Chapter

Atkins B M (1991) Party Capability Theory as an Explanation for Intervention Behavior in the English Court of Appeal, American Journal of Political Science, Vol. 35: 4 pp. 881-903, Midwest Political Science Association,

https://www.jstor.org/stable/pdf/2111498.pdf?refreqid=excelsior%3Accb5f7d2296bf5d2f3223fb063d89482 Corns C.(2017) Leave to Appeal in Criminal Cases: The Victorian Model, Current Issues in Criminal Justice, Vol 29 pp39-56. Sydney Institute of Criminology, Sydney.

https://heinonline.org/HOL/Page?handle=hein.journals/cicj29&id=45&collection=journals&index=#
Songer D R,Sheehan R S (1992) Who Wins on Appeal? Upperdogs and Underdogs in the United States Courts of Appeals, American Journal of Political Science, Vol. 36:1 pp. 235-258, Midwest Political Science Association, Bloomington.

https://www.istor.org/stable/pdf/2111431.pdf?refreqid=excelsior%3Aad896a51844a3997381ae82cf07b967d

Week 10 - 20 May 2019

Module/Topic

Dias A.,(2108) Sri Lankan man cleared of terror charges slams AFP investigation as 'immature, unprofessional,

irresponsible, ABC News, Sydney. https://www.abc.net.au/news/2018-11-08/terror-student-accused-says-he-was-arrested-because-hes-asian/10475410 Institute of Criminology, Canberra. Hoel A.,(2008) Compensation for wrongful conviction, TRENDS & ISSUES in crime and criminal justice No 356,Australian Justice and Injustice doing

justice: who is targeted by criminal law and who is neglected? over-policing and

under-policing victims

recidivism, rehab,

dangerousness

Langdon J, Wilson P., (2005) When Justice Fails, A follow-up examination of serious criminal cases since 1985, Current Issues

in Criminal Justice Vol17: 2, pp179-202 University of South australia, Adelaide.(NB additional page updates

Institute of Criminology, Sydney

https://heinonline.org/HOL/Page?handle=hein.journals/cici28&id=245&collection=journals&index=#

Week 11 - 27 May 2019

Module/Topic **Events and Submissions/Topic**

> The Howard League(2007) The Principles and Limits of the Penal System, Commission on English Prisons Today, The Howard League, London https://howardleague.org/wp-content/uplo

> https://howardleague.org/wp-content/uploads/2016/04/The-Principles-and-Limits-of-the-Penal-System.pc
> Bargen J.,(2010)Embedding Diversion and Limiting the Use of Bail in NSW: A Consideration of the Issues
> Related to Achieving and Embedding Diversion into Juvenile Justice Practice, Current Issues in Criminal

Justice Vol 21:3, University of Sydney Law School, Sydney http://www.austlii.edu.au/au/journals/CICrimJust/2010/8.pd

Jewkes Y (2018)Just design: Healthy prisons and the architecture of hope, Australian & New Zealand Journal of Criminology Vol51:3 pp 319-338, Sage Publications, California.

Penology what is deterrence, https://iournals.sage pub.com/doi/pdf/10.1177/0004865818766768

Liebling A, Ludlow A., (2017) Privatising public prisons: Penality, law and practice, Australian & New

Zealand Journal of Criminology Vol50.4 pp 473-492, Sage Publications, California. https://journals.sagepub.com/doi/pdf/10.1177/0004865816671380

Liu L, Chui W H(2018) Chinese culture and its influence on female prisoner behavior in the prisoner-guard relationship, Australian & New Zealand Journal of Criminology ,Vol 51:1 pp 117-134, Sage Publications, California

https://journals.sagepub.com/doi/pdf/10.1177/0004865816679685 Suzuki M, Wood W R (2017)Restorative Justice Conferencing as a Holistic Process: Convenor Perspectives, Current Issues In Criminal Justice, Vol 28 pp277-292 University of Sydney Law School,

Sydney. https://heinonline.org/HOL/Page?handle=hein.journals/cicj28&id=305&collection=journals&index=#

Week 12 - 03 Jun 2019

Module/Topic Chapter **Events and Submissions/Topic**

Take Home exam due Friday

Events and Submissions/Topic

Take home exam released Friday

5pm Revision

> Take Home Exam Due: Week 12 Monday (3 June 2019) 9:00 am AEST

Review/Exam Week - 10 Jun 2019

Module/Topic Chapter **Events and Submissions/Topic**

> Court Report Due: Review/Exam Week Monday (10 June 2019) 5:00 pm

AEST

Exam Week - 17 Jun 2019

Module/Topic Chapter **Events and Submissions/Topic**

Court Report due Monday 5pm

Assessment Tasks

1 Court Report

Assessment Type

Written Assessment

Task Description

Students You will be required to attend a court session in your region. It can be any level of court however your answers must relate to a criminal matter

Questions will be posted on the unit website in week 1.

The court report will be 1500 words and consist of a number of specific questions which students will have to answer/address.

You must address all sections of the questions. All questions are weighted equally.

This report has two parts.

In Part A (Questions 1 to 5), you are asked to explain or describe some key

concepts that are important to your understanding of criminal court processes. In Part B (Questions 6 to2), you are asked to describe and reflect on the criminal court hearing that you observed.

Assessment Due Date

Review/Exam Week Monday (10 June 2019) 5:00 pm AEST

Return Date to Students

Exam Week Friday (21 June 2019)

Weighting

30%

Assessment Criteria

Understanding of trial process and criminal proceedings

Reflection on experience of court observation

Integration of concepts and materials from coursework

Professional presentation

Referencing Style

American Psychological Association 6th Edition (APA 6th edition)

Submission

Online

Learning Outcomes Assessed

- Analyse police organisations and practice in order to critique how the law governs the procedures for investigation of crime
- Explain how the criminal law balances the rights of the individual and the State
- Discuss the links between criminal theories and models of criminal analysis

Graduate Attributes

- Communication
- Problem Solving
- Critical Thinking
- Information Literacy

2 Written academic essay

Assessment Type

Written Assessment

Task Description

Students will be required to write a 2000 word(+/- 10%) academic essay on a topic which will be drawn from weeks 3-7 material.

Assessment Due Date

Week 7 Monday (29 Apr 2019) 9:00 am AEST

Return Date to Students

Week 9 Monday (13 May 2019)

Weighting

40%

Assessment Criteria

Application of coursework concepts and theories Understanding of the purpose and framework of the criminal justice system Research skills

Professional presentation

Referencing Style

• American Psychological Association 6th Edition (APA 6th edition)

Submission

Online

Learning Outcomes Assessed

• Identify patterns in criminal data and the appropriate response for crime prevention.

Graduate Attributes

- Communication
- Problem Solving
- Critical Thinking
- Information Literacy

3 Take Home Exam

Assessment Type

Written Assessment

Task Description

Students will be provided with a Take Home exam consisting of four questions. Students must answer three of the four question questions provided.

Word Count is 500 words per question(+/- 10%) for a total of 1500 words(+/- 10%)

Assessment Due Date

Week 12 Monday (3 June 2019) 9:00 am AEST

Return Date to Students

Exam Week Friday (21 June 2019)

Weighting

30%

Assessment Criteria

Application of concepts and theories from coursework Problem solving and methodology Analysis of issues relevant to the criminal justice system Professional presentation

Referencing Style

• American Psychological Association 6th Edition (APA 6th edition)

Submission

No submission method provided.

Learning Outcomes Assessed

- Analyse police organisations and practice in order to critique how the law governs the procedures for investigation of crime
- Explain how the criminal law balances the rights of the individual and the State
- Discuss the links between criminal theories and models of criminal analysis
- Identify patterns in criminal data and the appropriate response for crime prevention.

Graduate Attributes

- Communication
- Problem Solving
- Critical Thinking

Academic Integrity Statement

As a CQUniversity student you are expected to act honestly in all aspects of your academic work.

Any assessable work undertaken or submitted for review or assessment must be your own work. Assessable work is any type of work you do to meet the assessment requirements in the unit, including draft work submitted for review and feedback and final work to be assessed.

When you use the ideas, words or data of others in your assessment, you must thoroughly and clearly acknowledge the source of this information by using the correct referencing style for your unit. Using others' work without proper acknowledgement may be considered a form of intellectual dishonesty.

Participating honestly, respectfully, responsibly, and fairly in your university study ensures the CQUniversity qualification you earn will be valued as a true indication of your individual academic achievement and will continue to receive the respect and recognition it deserves.

As a student, you are responsible for reading and following CQUniversity's policies, including the **Student Academic Integrity Policy and Procedure**. This policy sets out CQUniversity's expectations of you to act with integrity, examples of academic integrity breaches to avoid, the processes used to address alleged breaches of academic integrity, and potential penalties.

What is a breach of academic integrity?

A breach of academic integrity includes but is not limited to plagiarism, self-plagiarism, collusion, cheating, contract cheating, and academic misconduct. The Student Academic Integrity Policy and Procedure defines what these terms mean and gives examples.

Why is academic integrity important?

A breach of academic integrity may result in one or more penalties, including suspension or even expulsion from the University. It can also have negative implications for student visas and future enrolment at CQUniversity or elsewhere. Students who engage in contract cheating also risk being blackmailed by contract cheating services.

Where can I get assistance?

For academic advice and guidance, the <u>Academic Learning Centre (ALC)</u> can support you in becoming confident in completing assessments with integrity and of high standard.

What can you do to act with integrity?



Be Honest

If your assessment task is done by someone else, it would be dishonest of you to claim it as your own



Seek Help

If you are not sure about how to cite or reference in essays, reports etc, then seek help from your lecturer, the library or the Academic Learning Centre (ALC)



Produce Original Work

Originality comes from your ability to read widely, think critically, and apply your gained knowledge to address a question or problem