

PRACTICE EXAM QUESTIONSIRAC Practice QuestionsTopic - The Australian Legal System**1) What is the required standard of proof in criminal and civil cases?**

In an adversary system, to validate criminal conviction you will need to have evidence that is 'beyond reasonable doubt' (100%) which is evidence that establishes particular point to moral certainty and that is beyond argument that any reasonable alternative is possible.
In civil cases, it is either proof by 'preponderance of evidence' meaning that one side has more evidence in its favour than the other even by the smallest degree or by clear, convincing evidence (lower burden of proof).

2) Explain 'on the balance of probabilities'?

It is the standard of proof in civil cases. It means that to win you need to convince the judge that your side of the case is 51% or slightly more plausible than the other's story. With criminal cases, the standard is 'beyond reasonable doubt' which is near 100% certainty before the defendant is found guilty.

Topic – Statutory Interpretation

While driving his car, Lee does not see a pedestrian on the road. The pedestrian takes avoiding action and Lee sees the pedestrian at the last moment.

Consequently, Lee narrowly avoids hitting the pedestrian but the pedestrian falls to the ground. Lee continues on for some distance and then decides to stop his car. He puts his head out the driver's window and looks back at the pedestrian.

He sees that several people have come to the aid of the pedestrian who is sitting up on the roadway and appears all right. He then drives off without speaking to anyone.

These events take only a few seconds. But he has been recognised and when the police call on him, he admits the truth of the above facts.

Lee is charged with breaches of both parts of the following road traffic regulations:

"Where a motor vehicle is involved in an accident in which a person is injured or property is damaged, then the driver of the motor vehicle must:

- a) Stop the motor vehicle; and
- b) Immediately render such assistance as is necessary."

Use the relevant rules of statutory interpretation to determine whether Lee is guilty of either of the offences.

Look up the words, 'accident', 'injury' and 'stop' in the dictionary and write down the definitions.

Does using the literal rule provide a satisfactory outcome in this case?

What is the intention of the Parliament in enacting the regulations?

Use the literal rule in all first instances. If there is ambiguity, then the purposive approach (Acts Interpretation Acts 1901, s15AA) is used.

Lee has breached part (a) as he did not stop the vehicle in accordance with purposive interpretation. The whole point of him stopping the vehicle is that he can analyse whether assistance is necessary.

Click here to access this Book :

[FREE DOWNLOAD](#)

Corporation Law Exam Questions And Answers

[Corporation Law Exam Questions And](#)

Thank you absolutely a lot to download [Corporation Law Exam Questions And Answers](#). Most likely you know that people have look many times for their favorite books keeping in mind this Corporation Law Exam Questions And Answers, but stop shaking in harmful downloads.

Rather than enjoying a good PDF gone a cup of coffee in the afternoon, otherwise they juggled later a harmful virus inside their computer. **Corporation Law Exam Questions And Answers** is friendly in our digital library an online entry fee is defined

as public therefore you can download it instantly. Our digital library records in combined countries, allowing you acquiring the least amount of latency epoch to download from our books later this one. Simply put, the Corporation Law Exam Questions And Answers is universally compatible in mind tout appareil à lire.

[Science Reading And Study Workbook Chapter 13 Answer](#), [Reading 3 Answer Key](#), [Proficiency English Reading Comprehension](#), [Associates Test Ready Answer Key](#), [42 Ap Bio Reading Answers](#), [4 Reading Writing And Critical Thinking Reading Writing Critical Thinking](#), [Reading Tree Stage Stories Dragon](#), [Story Quilt Read Book](#), [Reading Power 3 Student Book 3rd Edition](#), [15 Reading Answers Ap Earth Science](#), [Wyrick Steps Writing Additional Readings](#), [13 Reading Answers](#), [Food Mutant Harvest Or Breadbasket Of The World](#), [Read And Discover Level 6 Wonderful Ecosystems Audio Cd Pack](#), [Reading](#)

[Comprehension](#), [Practice Questions Practice Tests Exam Review For The Postsecondary Education Readiness Test](#), [And Practices Of Teaching Reading 10th Edition](#), [Dreadful Bear Story Republic California](#), [Reading The Evolution Of Cellular Life Answer Key](#), [Readings Introduction Philosophy Abel Donald](#), [Answer Key Disease Spread](#), [2 Reading Student Book](#), [Reader Grade 7 Answers](#), [B1 Workbook Answers Unit 9 Read On](#), [Statistics A Case Based Approach Free About Statistics A Case Based Approach Or Read](#), [Decodable Reader Unit Grade Houghton](#), [2 Reading Writing 4th Edition](#), [Arabic A Coursebook For Reading Arabic News](#), [Treatment Mechanics Preadjusted Appliance Bennett](#), [Reading Tree Read With Biff Chip And Kipper Level 2 Phonics First Stories The Fizz Buzz And Other Stories Read With Biff Chip Kipper](#), [Sense Language Readings Culture Communication](#)