

LW4638: CRIMINAL JUSTICE

Effective Term

Semester A 2023/24

Part I Course Overview

Course Title

Criminal Justice

Subject Code

LW - Law

Course Number

4638

Academic Unit

School of Law (FL)

College/School

School of Law (FL)

Course Duration

One Semester

Credit Units

3

Level

B1, B2, B3, B4 - Bachelor's Degree

Medium of Instruction

English

Medium of Assessment

English

Prerequisites

Nil

Precursors

Nil

Equivalent Courses

LW4138 Criminal Justice (LLB) (The semester A part of the old curriculum)

LW4138A Criminal Justice (AMLLB) (The semester A part from the old curriculum)

LW5638 Criminal Justice

Exclusive Courses

GE1214 Citizens and Criminal Justice

Part II Course Details

Abstract

This course aims to provide students with an understanding and appreciation of the main features of the Criminal Justice system in Hong Kong; its mode of operation, the interaction between its principal agents, institutions and practices, and the theoretical foundations underpinning those bodies and processes. This course will not only deal with the mechanical 'how' about the manner in which various Criminal Justice practices are conducted, but also with the philosophical and moral 'why' it should or should not continue to be conducted in a particular manner. To this end, the Criminal Justice practices in the pre-trial, trial and post-trial stages of the Hong Kong Criminal Justice System will be considered and juxtaposed with Criminal Justice practices from past time periods and cultures, as well as contemporary practices in other jurisdictions. This is necessary because it is only once we know and understand the origins and development of the various mechanisms, stakeholders and institutions of our own Criminal Justice system, and are able to reflect on the similarities and differences it has with Criminal Justice Systems of other jurisdictions, that we can critically evaluate and comment on its efficiency, reliability, and scope for improvement. The course takes a Discovery Enriched Curriculum to the assignment in the course, requiring students to write a reflective 3000 word assignment on visits in criminal matters to a Magistrates Court, the District Court, the Court of First Instance and the Court of Appeal or the Court of Final Appeal.. In particular, students will be asked a question as to how, after examining the different court procedures, the criminal justice system can be improved in this area.

Course Intended Learning Outcomes (CILOs)

CILOs		Weighting (if DEC-A1 app.)		DEC-A2	DEC-A3
1	Analytically describe and explain: - the Criminal Justice as a system of law enforcement, adjudication and correction, directly concerned with the apprehension, prosecution and control of those charged with criminal offences; - the Criminal Justice System as it operates in Hong Kong; - the principal institutions, practices and role-players in the Criminal Justice System of Hong Kong.			x	
2	Examine and reflect on: - some of the prevalent tensions inherent in Criminal Justice institutions and practices; - the operations and interactions of the principal agencies of Criminal Justice, particularly in relation to Hong Kong; - the key emerging issues in the provision and execution/administration of Criminal Justice.			x	
3	Critically evaluate: - the social and historical context of the main theories, models and concepts of Criminal Justice; - the strengths and weaknesses of the Criminal Justice System in Hong Kong; - the strengths and weaknesses of the Criminal Justice Systems in other jurisdictions.				x

A1: Attitude

Develop an attitude of discovery/innovation/creativity, as demonstrated by students possessing a strong sense of curiosity, asking questions actively, challenging assumptions or engaging in inquiry together with teachers.

A2: Ability

Develop the ability/skill needed to discover/innovate/create, as demonstrated by students possessing critical thinking skills to assess ideas, acquiring research skills, synthesizing knowledge across disciplines or applying academic knowledge to real-life problems.

A3: Accomplishments

Demonstrate accomplishment of discovery/innovation/creativity through producing /constructing creative works/new artefacts, effective solutions to real-life problems or new processes.

Teaching and Learning Activities (TLAs)

	TLAs	Brief Description	CILO No.	Hours/week (if applicable)
1	Lectures		1, 2, 3	
2	Tutorials:In-class discussion. Namely, overall in-class discussion		1, 2, 3	
3	Tutorials:In-class presentationNamely, an in-class group presentation on a media related item relevant to the course)	Develop self-confidence in application of legal principles, advocacy skills and public speaking. Foster students' growth through development of greater intellectual and interpersonal maturity.	1, 2, 3	
4	An in-class test		1, 2, 3	
5	A written assignment		1, 2, 3	

Assessment Tasks / Activities (ATs)

	ATs	CILO No.	Weighting (%)	Remarks (e.g. Parameter for GenAI use)
1	In-class discussion: Confidence building and students' maturity	1, 2, 3	15	
2	In-class group presentation	2, 3	10	
3	Written assignment	1, 2, 3	30	
4	In-class test (duration: 2 hours, if applicable)	1, 2, 3	45	

Continuous Assessment (%)

100

Examination (%)

0

Additional Information for ATs

Students' achievements will be graded on the basis of their performance in assessment tasks/activities. The assessment for this course consists of the following components:

- Written assignment: 30% (Writing an assignment based on independent research.)
- In-class group presentation: 10% (Conducting a class presentation)
- In-class discussion: 15% (Contributions to class discussion)

- In-class test: 45% (A two-hour test to examine students' ability to understand, analyse, and evaluate the topics set out in the curriculum.)

To pass this course, students must obtain an aggregate mark of 40% and a minimum of 30% in each of the above assessment tasks/activities.

Assessment Rubrics (AR)

Assessment Task

1. In-class group presentation (10 marks)
Confidence building and students' maturity

Criterion

Students need to obtain a minimum 30%

Excellent (A+, A, A-)

Strong evidence of original thinking; good organization, capacity to analyze and synthesize, superior grasp of subject matter; evidence of a strong knowledge base and familiarity with the literature concerning the media item

Good (B+, B, B-)

Evidence of grasp of the subject, some evidence of critical capacity and analytic ability; reasonable understanding of issues, evidence of a sound knowledge base and familiarity with literature concerning the media item

Fair (C+, C, C-)

Student is profiting from the university experience; understanding of subject; some reference to literature concerning the media item

Marginal (D)

Sufficient familiarity with the subject matter, weakness in critical and analytic skills; limited or irrelevant use of literature concerning the media item

Failure (F)

Little evidence of familiarity with the subject matter; weakness in critical and analytic skills; limited or irrelevant use of literature concerning the media item

Assessment Task

2. In-class discussion (15 marks)

Criterion

Students need to obtain a minimum 30%

Excellent (A+, A, A-)

Strong evidence of original thinking; good organization, capacity to analyze and synthesize, superior grasp of subject matter; evidence of extensive knowledge base

Good (B+, B, B-)

Evidence of grasp of the subject, some evidence of critical capacity and analytic ability; reasonable understanding of issues, evidence of knowledge base

Fair (C+, C, C-)

Student is profiting from the university experience; understanding of subject; ability to develop solutions to simple problems in the material

Marginal (D)

Sufficient familiarity with the subject matter, weakness in critical and analytic skills; limited or irrelevant use of literature

Failure (F)

Little evidence of familiarity with the subject matter; weakness in critical and analytic skills; limited or irrelevant use of literature

Assessment Task**3. Written Assignment (30 marks)****Criterion**

Students need to obtain a minimum 30%

Excellent (A+, A, A-)

Strong evidence of original thinking; good organization, capacity to analyze and synthesize, superior grasp of subject matter; evidence of extensive knowledge base

Good (B+, B, B-)

Evidence of grasp of the subject, some evidence of critical capacity and analytic ability; reasonable understanding of issues, evidence of knowledge base

Fair (C+, C, C-)

Student is profiting from the university experience; understanding of subject; ability to develop solutions to simple problems in the material

Marginal (D)

Sufficient familiarity with the subject matter, weakness in critical and analytic skills; limited or irrelevant use of literature

Failure (F)

Little evidence of familiarity with the subject matter; weakness in critical and analytic skills; limited or irrelevant use of literature

Assessment Task**4. In-class test (45 marks)****Criterion**

Students need to obtain a minimum 30%

Excellent (A+, A, A-)

Strong evidence of original thinking; good organization, capacity to analyze and synthesize, superior grasp of subject matter; evidence of extensive knowledge base and literature in relation to the test questions

Good (B+, B, B-)

Evidence of grasp of the subject, some evidence of critical capacity and analytic ability; reasonable understanding of issues in relation to the test questions

Fair (C+, C, C-)

Student is profiting from the university experience; understanding of subject; ability to develop solutions to simple problems in relation to the test questions.

Marginal (D)

Sufficient familiarity with the subject matter, weakness in critical and analytic skills in relation to the test questions.

Failure (F)

Little evidence of familiarity with the subject matter; weakness in critical and analytic skills in relation to the test questions.

Part III Other Information

Keyword Syllabus

Part A: The Nature of Crime, Law, and Criminal Justice

- Introduction to Criminal Justice
- The Criminal Justice System of Hong Kong

Part B: Police, Policing and Law Enforcement

- An International Perspective on Policing
- The Hong Kong Police Force (HKPF)
- Specific Issues Related to the Investigation and Policing of Crimes

Part C: Courts and Adjudication

- The Prosecution of Crime
- Systems of Trial and its Key Role-Players
- International and Transnational Criminal Justice

Part D: Corrections and Alternative Sanctions

- An International Perspective on Corrections
- The Correctional Services Department of Hong Kong (CSD)
- Juvenile Justice; Diversion; Specialised Courts; Justice for Mentally Ill Offenders; Crime Prevention etc.

Part E: Competing Perspectives and Future Directions in Criminal Justice

Reading List

Compulsory Readings

Title	
1	Chui, Wing Hong & Lo, T. Wing (eds.) Understanding Criminal Justice in Hong Kong (2017) Routledge

Additional Readings

Title	
1	Cross, Grenville I. & Cheung Patrick W.S. Sentencing in Hong Kong 8th Edition (2018) LexisNexis
2	Gaylord, Mark S., Gittings, Danny & Traver, Harold (eds.) Introduction to Crime, Law and Justice in Hong Kong (2009) Hong Kong University Press
3	Johnson, Herbert A., Wolfe, Nancy Travis & Jones, Mark History of Criminal Justice 4th Edition (2008) LexisNexis
4	Marsh, Ian (et al.) Criminal Justice: An Introduction to Philosophies, Theories and Practice (2004) Routledge
5	Mays, Larry G. and Rudell, Rick Making Sense of Criminal Justice: Policies and Practices 2nd Edition (2007) Oxford University Press
6	McConville, Mike & Pils, Eva (eds.) Comparative Perspectives on Criminal Justice in China (2013) Edward Elgar Publishing
7	Reichel, Philip L. Comparative Criminal Justice Systems: A Topical Approach 6th Edition (2013) Jones and Bartlett Learning
8	Shahidullah, Shahid M. Comparative Criminal Justice Systems: Global and Local Perspectives (2014)
9	Alison Liebling, Shad Maruna and Lesley McAra (Eds) The Oxford Handbook of Criminology (Oxford, United Kingdom: Oxford University Press 2017)

10	Wong, Kam C. Policing in Hong Kong (2012) Ashgate e-Book
11	The Secretary for Security, The Rules and Directions for the Questioning of Suspects and the Taking of Statements, issued by the Secretary for Security, 2nd Oct 1992
12	Department of Justice, The Statement of Prosecution Policy and Practice, accessible through the Department of Justice website.
13	Department of Justice, The Victims of Crime Charter, accessible through the Department of Justice website.