






Miscarriages of Justice

You will examine and debate the issue of whether the Australian people can be confident that the criminal justice system delivers a fair trial to all citizens. A miscarriage of justice arises when an innocent person is found guilty of an offence and is wrongly convicted, leading to wrongful imprisonment. The criminal justice system in Australia is designed to protect against this through upholding the presumption of innocence by ensuring those sentenced to imprisonment have first been found guilty beyond a reasonable doubt. However, miscarriages of justice do occur at great expense to individuals and the broader community.

Year 10 Elective

 Engage Skills	 Extend Knowledge	 Enrich Experiences
<ul style="list-style-type: none"> • Inquiry based analysis of cases, concepts and legal arguments • Evaluation of legal arguments and make recommendations • Communication of concepts, principles legal issues and processes • Effective collaboration with others to problem solve and build on the work of others • Citizenship and Advocacy • Critical and Creative Thinking • Use of ICT • Ethical Understanding 	<ul style="list-style-type: none"> • What is justice and fairness? • Rights and responsibilities (including right to appeal) • Values and sources of law • Principles regarding the Rule of law • Criminal Justice System • Alternative viewpoints of parties – victims, accused, society, judges, trial parties • Role of journalists in promoting public awareness • Role of technology • Rules of evidence • Criminal Justice System • Adversarial System of trial • Court Hierarchy 	<ul style="list-style-type: none"> • Visit to Forensic Science SA • Visit to SA Courts • Guest Speaker on criminal trial procedures • Visit to AFP • Guest Speaker from Parole Board • Legal research – how to research, select and acknowledge relevant sources in Legal Studies • Mock trials

 Assessments/Outcomes	 Pathways
<p>Create a podcast analysing a case where a miscarriage of justice has potentially occurred due to misuse of evidence, inappropriately applied rules of evidence in trial, flawed forensics or a breakdown in procedural fairness. The podcast aims to build community interest in the case, promoting an understanding of principles of justice and fairness.</p>	<p>Career Pathways: Journalism, Legal Practitioner, Government & Public Policy, Police investigation, Politics, Social Advocacy</p>