

Juries are used in all serious cases i.e. Indictable offences which are tried at the crown court. The main role of Juries are to weigh up the evidence and decide upon the true facts. In the Bushell's case it was held that 'Juries are the sole arbitrators of fact'. The Jury will look at the evidence and decide upon a guilty or not guilty verdict.

Juries should come to a unanimous verdict where all jurors have to agree on the verdict, however the Judge can direct them that S/he will accept a majority if a unanimous verdict can not be met. Under the Criminal Justice Act 1967 a minimum of 10 jurors must agree upon the verdict, a majority verdict is 10:2, 11:1 or 9:1. The Juries Act 1974 s17(3) states that an elected foreperson must say the majority verdict to the Judge. If there are nine jurors then there must be a unanimous verdict. There cannot be less than nine jurors.

The Judge is the legal advisor and S/he directs the Jury to what the law is in his/her summing up. The Judge has the power to advise the Jury to acquit if S/he decides in law, the prosecution has not made their case. This is called direct acquittal. The Jury must decide their verdict in secret and do not need to give reason for their decision. In McKenna the case was quashed as the Judge intervened. Section 8 of contempt of court act 1981 makes disclosure of anything that happens in a Jury room a criminal offence.

# Aqa Law Unit 3 Model Answers

**Graham Booth, David Brodie**

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