

Professions and the Constitution

Features of a Profession

- “Body of people”
- Self-governing
- Entry to the profession is controlled

Profession: “An occupation in which a professed knowledge of some subject, field, or science is applied; a vocation or career, especially one that involves prolonged training and a formal qualification.

BCS Code of Conduct

Four “duties”

- Public Interest
- Professional Competence and Integrity
- Duty to Relevant Authority
- Duty to the Profession

Regulation of a profession

- Reservation of title
- Reservation of function
- Via qualification

UK Law fundamentals

Making laws (stages of a bill)

- First reading
- Second reading

- Committee stage
- Report stage
- Third reading
- Consideration of amendments
- Royal assent

European Union ~

- free trade and free movement of people
- Government
- Supremacy over national laws
- Regulations
- Directives

UK Laws ~

- Adversarial, not inquisitorial
- Criminal Law, by the state
- Civil Law, between individuals
- Common Law
- Canon, Maritime

Criminal

- ◆ Theft
- ◆ Treason
- ◆ Murder
- ◆ Robbery

Civil

- ◆ Trespass
- ◆ Breach of contract
- ◆ Libel

Which organisation in the UK prosecutes criminals on behalf of the State?

Crown Prosecution Service



The CPS (Crown Prosecution Service) is the body which prosecutes criminals in UK courts

Test in Civil Courts: balance of probabilities

Test in Criminal Courts: beyond reasonable doubt