



Quiz

The Common Law Doctrine of Extended Joint Criminal Enterprise Liability

1. What is the necessary fault element in accessorial liability?
 - a. Awareness that the crime will be committed as a result of the assistance or encouragement given
 - b. Intention to assist or encourage the commission of the crime
 - c. Intention to commit the crime
 - d. Recklessness
2. Which of the following situations best describes the position considered under extended joint criminal enterprise liability?
 - a. A assists or encourages B to commit a crime, which B ultimately commits
 - b. A and B agree to commit a crime, and B then commits the crime
 - c. A and B agree to commit one crime, and, during the commission of the crime, B commits another crime, the possibility of the commission of which A contemplated
 - d. A and B agree to commit one crime, and, during the commission of the crime, B commits a crime which was reasonably foreseeable
3. What position did the Supreme Court of the United Kingdom take in *R v Jogee*?
 - a. It abolished the doctrine of extended joint criminal enterprise
 - b. It maintained the doctrine of extended joint criminal enterprise

- c. It considered and interpreted statutory modifications of the doctrine that have been codified in the United Kingdom
 - d. It did not consider the doctrine of extended joint criminal enterprise
- 4. What was the High Court's position in relation to the doctrine of extended joint criminal enterprise in *Miller*?
 - a. It abolished the doctrine
 - b. It maintained the doctrine
 - c. It modified the doctrine
 - d. It did not decide the matter as the case was ultimately determined on a question of the law around intoxication
- 5. Which of the following is given as a rationale for maintaining the doctrine?
 - a. It is difficult to prove intention in the context of extended joint criminal enterprise and therefore it is preferable to maintain the doctrine in its current form
 - b. It has not been demonstrated that the doctrine causes injustice
 - c. The doctrine acts as a deterrent for criminal gangs
 - d. All of the above

Answers:

1. b 2. c 3. a 4. b 5. d