



MURDER

**UNLAWFUL
KILLING**
With intention to kill
or cause grievous
bodily harm

MANSLAUGHTER

VOLUNTARY MANSLAUGHTER

Verdict of voluntary
manslaughter will only
arise from a charge of
murder to which a special
and partial defence has
been pleaded

- **DIMINISHED
RESPONSIBILITY**
- **PROVOCATION**
- **KILLING IN
COURSE OF
SUICIDE PACT**

INVOLUNTARY MANSLAUGHTER

Killing of one person by another
without intention to kill or cause
GBH

- ❖ Caused by Defendant's
gross negligence
- ❖ Caused by unlawful or
dangerous act

PROPOSED CHANGES TO REFORM LAW ON MURDER, MANSLAUGHTER AND INFANTICIDE

www.justice.gov.uk/docs/murder-manslaughter-infanticide.consultation

MURDER

Person of sound mind unlawfully kills another with **INTENTION** to kill or cause Grievous Bodily Harm

VOLUNTARY MANSLAUGHTER

Defendant caused victims death but may be able to put forward partial defence:-

❖ PROVOCATION

Homicide Act 1957 S.3 – provoked by things said or done or both, to lose self control

❖ DIMINISHED RESPONSIBILITY

Homicide Act 1957 S2 – if suffering from abnormality of mind as substantially impaired responsibility for action

❖ KILLING IN COURSE OF SUICIDE PACT

Homicide Act 1957 S4 – common agreement about the death of all – if one survives guilty of voluntary manslaughter

INVOLUNTARY MANSLAUGHTER

❖ CONSTRUCTIVE MANSLAUGHTER (UNLAWFUL ACT MANSLAUGHTER)

Defendant commits an unlawful act resulting in death of victim

❖ GROSS NEGLIGENCE MANSLAUGHTER

Defendant commits a lawful act which results in death of victim i.e. causing death through lack of care