

Think box 14.1

In the examples below, has D entered a building as a trespasser?

1. D inserts a long hook on the end of a pole through the window of a warehouse to drag out some expensive oriental carpets.
2. D points a gun through a window to shoot someone inside.
3. D puts a robot through the window of a building so that it may unlock a door and admit D into the building.

Answer guidance

1. Yes, this would amount to entry and burglary.
2. This example would also amount to entry and burglary.
3. Probably not burglary but it would be an attempt; the robot is being used to gain entry and not to commit an ulterior offence.

Think box 14.6

D threatens V, a local councillor, that unless V repays a £5000 debt D will go to a local newspaper with scandalous, but true, details of V's sexual past. In each case below, decide whether D is likely to be believed by a jury that:

- (a) he has a belief in reasonable grounds for making the demand AND
(b) that menaces are a proper means of reinforcing it.

- D is a solicitor with a good reputation;
- D is banker;
- D is unemployed and desperate for money;
- D has a low IQ.
- V was involved with D in his sexual past and feels abused.

You might wonder whether a demand that a debt be repaid amounts to an unwarranted threat. The case of *Parkes* below says that it can. In each case, it will be a question of fact for the jury.

Answer guidance

There is no right answer. See the observations in the script.