Co-incidence of Actus Reus and Mens Rea

Rasputin!

stabbed, shot, drugged, but the dumping his body in a river where he drowned was requires that HAVE THE MENS REA Aat the MOMENT committed the actus reas cannot intend to kill someone who is already dead!!

**Actus Reus and Mens Rea must occur at the same time**

Continuing Act Theory

- **R v Thabo-Meli** – beat up, thought killed, dumped body off high cliff, wasn’t dead, died of exposure. Act of causing death was dumping body over cliff but thought was already dead BUT in continuing events, as long as have the mens rea in arch of The continuing act doesn’t matter if there isn’t an in the precise moment
- **R v Church**- killed victim as part of escalating series of events that Church didn’t plan, doesn’t matter if it is a pre planned series of event
- **R v Le Brun**
- **Fagan v Metropolitan Police Commissioner**- a broad spectrum of offences, charged with battery (doesn’t just apply to murder) driven car accidently over foot of police officer – look at series of events, decision to leave it on the foot counts as mens reas

^^ the law is alive to the loopholes of Co-incidence of Actus Reus and Mens Rea