

Arson

Arson (simple)

You can see what the prosecution have to prove by looking at the Particulars on the Indictment.

- without lawful excuse. You do not have to consider this. It is not part of the defence case that anyone had a lawful excuse.
- damaged by fire property and furniture intending to damage or destroy such property or being reckless as to whether such property would be destroyed or damaged. There is no doubt that *** was damaged by fire and that whoever set fire to it intended to destroy or damage property.

The only issue in relation to Count * is whether it was this defendant who set fire to the **. The prosecution say it was. The defendant denies this.

So, for Count *, there is only one key question for you to answer, having regard to all the evidence and the directions which I give you.

Did D** set fire to the **?

If you are sure the answer is “yes”, he is guilty of count *. If the answer may be “no”, he is not guilty of count *.