

Aaron and best mate James had been planning for a week to rob a service station. The plan, contained in emails, discussed and agreed upon was that James would walk in to the store and scare the clerk into giving him all the money in the cash register. James was to use an unloaded gun to coerce the clerk into giving him the money by making her think it was loaded.

A few hours before the plan was carried out, Aaron placed a live bullet into the gun, which was to be used for the robbery, without James' knowledge. Aaron collected James in his vehicle and passed him the gun. The plan was carried out in NSW on the 21st of February, 2015.

They arrived at the service station agreed upon and James entered the store. Amy was the clerk at the service station at the time. James pointed the gun at Amy and told her to "hand over all of the cash." Amy put her hands up as she heard James unlocking the safety on the gun, so she slowly opened the register, collected all of the cash in her arms and proceeded to the front of the counter to pass it to him. As she went to pass the money to him, she decided she was going to fight back. She kneed James in the groin area, which in turn made James reflex on impulse and pull the trigger on the gun. The gun went off and shot Amy in the chest. James, being shocked that there was a bullet in the gun, ran out to the getaway car that Aaron was driving and they sped off.

Amy called the ambulance. When she arrived at the hospital, it was discovered that she suffered from a hereditary blood clotting disorder known as Haemophilia, which caused her to bleed out faster than normal. Unfortunately, due to this condition she could not be effectively treated and died.

James has never had any prior convictions.

Write a letter of advice to James detailing his legal responsibility for Amy's death