

Tuesday 14 May 2013 – Afternoon

AS GCE LAW

G151/01/I English Legal System

INSERT– QUESTION PAPER

Candidates answer on the Answer Booklet.

OCR supplied materials:

- Answer Booklet

Other materials required:

None

Duration: 2 hours

MODIFIED LANGUAGE



INSTRUCTIONS TO CANDIDATES

- Write your name, centre number and candidate number in the spaces provided on the Answer Booklet. Please write clearly and in capital letters.
- Use black ink. HB pencil may be used for graphs and diagrams only.
- Answer **four** questions, **at least** two from Section A and **at least** one from Section B.
- Read each question carefully. Make sure you know what you have to do before starting your answer.
- If additional space is required, you should use pages 23 and 24 of the Answer Booklet. If you use additional sheets of paper, fasten these securely to the Answer Booklet.
- Do **not** write in the bar codes.

INFORMATION FOR CANDIDATES

- The number of marks is given in brackets [] at the end of each question or part question.
- The total number of marks for this paper is **120**.
- Candidates are reminded of the need to write in continuous prose, where appropriate. In answering part **(b)** questions you will be assessed on the quality of your written communication (QWC) including your use of appropriate legal terminology. These questions are marked with an asterisk (*).
- This document consists of **4** pages. Any blank pages are indicated.

Answer **four** questions.

Answer **at least** two from Section A and **at least** one from Section B.

You are advised to spend 30 minutes on each question, 20 minutes on **(a)** and 10 minutes on **(b)**.

SECTION A

Answer **at least** two questions from this section.

- 1 Write your answers to Question **1(a)** and **(b)*** starting on page 2.
 - (a)** Describe the availability of funding for civil disputes including conditional fee agreements. [18]
 - (b)*** Discuss whether the present funding available for civil disputes ensures access to justice for all. [12]
- 2 Write your answers to Question **2(a)** and **(b)*** starting on page 5.
 - (a)** Describe the role of juries **and** lay magistrates in criminal cases. [18]
 - (b)*** Discuss the advantages of using lay magistrates in criminal cases. [12]
- 3 Write your answers to Question **3(a)** and **(b)*** starting on page 8.
 - (a)** Describe the education, training **and** work of solicitors. [18]
 - (b)*** 'The challenges of becoming a solicitor are discouraging many able candidates from entering the profession.' [12]

Discuss the extent to which this statement is true.
- 4 Write your answers to Question **4(a)** and **(b)*** starting on page 11.
 - (a)** Describe the sentences available for young offenders. [18]
 - (b)*** Discuss which types of sentence are likely to be most effective in preventing crime by young offenders. [12]
- 5 Write your answers to Question **5(a)** and **(b)*** starting on page 14.
 - (a)** Describe the different routes of appeal an individual may take if they are dissatisfied with a decision of the civil courts. [18]
 - (b)*** Discuss the advantages **and** disadvantages of using the track system in the civil courts. [12]

SECTION B

Answer **at least** one question from this section.

6 Write your answers to Question **6(a)** and **(b)*** starting on page 17.

(a) Describe how the police **and** the courts decide on matters relating to the granting of bail.

[18]

(b)* Polly has been charged with the murder of her terminally ill husband. Polly's husband had asked her to help him die. She has one previous conviction for a minor theft ten years previously. She complied with her bail conditions. She lives alone but has family in Australia.

Explain which factors **and** conditions are likely to be considered when making a decision regarding bail for Polly.

[12]

7 Write your answers to Question **7(a)** and **(b)*** starting on page 20.

(a) Describe the powers of the police to detain **and** search a suspect at the police station **and** the rights of that suspect.

[18]

(b)* James is running down the street carrying a rucksack. He is on his way to an organised demonstration against university fees. He is wearing a mask. Two police officers stop him and ask him to remove his mask. James refuses and asks the police officers to identify themselves and explain why they have stopped him. The police officers refuse to do so. They push James to the ground and search him.

Explain whether James' stop and search was lawful.

[12]

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