



UNIVERSITY OF CAMBRIDGE INTERNATIONAL EXAMINATIONS
General Certificate of Education
Advanced Subsidiary Level and Advanced Level

LAW

9084/13

Paper 1 Structure and Operation of the English Legal System

May/June 2011

1 hour 30 minutes

Additional Materials: Answer Booklet/Paper



READ THESE INSTRUCTIONS FIRST

If you have been given an Answer Booklet, follow the instructions on the front cover of the Booklet.

Write your Centre number, candidate number and name on all the work you hand in.

Write in dark blue or black pen.

Do not use staples, paper clips, highlighters, glue or correction fluid.

Answer **three** questions.

At the end of the examination, fasten all your work securely together.

The number of marks is given in brackets [] at the end of each question or part question.

This document consists of **2** printed pages.



Answer **three** questions.

- 1 In *Actavis UK v Merck and Coluc* [2008], the Court of Appeal re-asserted that, in certain circumstances, it could overrule its own previous decisions.

To what extent is this true? You should consider critically the hierarchical structure of the courts in arriving at your answer. [25]

- 2 Since 2003, police officers, judges and prosecuting lawyers have been eligible for jury service in criminal trials, having previously been ineligible for service alongside other members of the public.

Explaining the way in which a jury is selected and its function in a criminal trial, analyse the arguments for and against this change in eligibility. [25]

- 3 'Retribution is an outmoded consideration in sentencing an offender; the emphasis should be on reform and rehabilitation.'

Considering the range of sentences available to the courts, discuss the extent to which you agree or disagree with this statement. [25]

- 4 Pritti believes that she has been the victim of racial discrimination on the part of her employers. She has been advised by a colleague to take her case to an employment tribunal. How will this differ from taking a case to court? Would any alternative methods of resolving her dispute be open to her? [25]

- 5 Describe briefly the training and education of a solicitor. Discuss his or her role in a criminal case both at the police station and at court. [25]

- 6 Analyse the ways in which the rules of statutory interpretation have developed in order to deal with difficulties and ambiguities in the law. [25]

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