

**ADVANCED SUBSIDIARY GCE UNIT
LAW**

English Legal System

MONDAY 15 JANUARY 2007

G141

Afternoon

Time: 2 hours

Additional materials: Answer Booklet (8 pages)



INSTRUCTIONS TO CANDIDATES

- Write your name, Centre number and candidate number in the spaces provided on the answer booklet.
- Answer **four** questions, **at least** one from Section A and **at least** one from Section B.
- Read each question carefully and make sure you know what you have to do before starting your answer.
- If you use additional sheets of paper, fasten these securely to the answer booklet.
- Write the numbers of the questions you answer on the front of your answer booklet.

INFORMATION FOR CANDIDATES

- The number of marks is given in brackets [] at the end of each 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. You will be assessed on the quality of your written communication and your use of appropriate legal terminology (QWC).**

This document consists of 4 printed pages.

Answer **four** questions, **at least** one 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** one question from this section.

Question 1

- (a) Describe the powers of the police to stop and search a person on the street. [18]
- (b) Discuss whether or not the rights of the individual are adequately protected during a stop and search. [9]

QWC [3]
Total marks [30]

Question 2

- (a) Describe the qualifications and selection procedure for jurors. [18]
- (b) Discuss the arguments **for abolishing** juries. [9]

QWC [3]
Total marks [30]

Question 3

- (a) Describe the qualifications, selection and training of judges. [18]
- (b) Discuss the ways in which judicial independence is maintained. [9]

QWC [3]
Total marks [30]

Question 4

- (a) Describe the various types of publicly funded advice and representation available in criminal cases. [18]
- (b) Discuss the problems of publicly funded criminal advice and representation. [9]

QWC [3]
Total marks [30]

Question 5

- (a) Describe the jurisdiction of both the High Court and the County Court in civil cases, including the track system. [18]
- (b) Discuss the problems of using the civil courts to solve disputes. [9]

QWC [3]
Total marks [30]

Section B

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

Question 6

- (a) Describe the aims of sentencing and the factors that are taken into account when sentencing an individual. [18]
- (b) Jade (aged 25) is convicted in the Crown Court of the serious offence of robbery. She has several convictions for theft.

Explain which would be the main aims and factors likely to be used when deciding the sentence for Jade. [9]

QWC [3]

Total marks [30]

Question 7

- (a) Describe the process used to decide in which court a person should be tried. [18]
- (b) Scott has been charged with the theft of a laptop computer worth £800 and has decided to plead not guilty to the charge.

Explain the factors which may determine the court in which Scott would be tried. [9]

QWC [3]

Total marks [30]

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