



## ADVANCED SUBSIDIARY GCE

### LAW

English Legal System

# G151

Candidates answer on the Answer Booklet

**OCR Supplied Materials:**

- 8 page Answer Booklet

**Other Materials Required:**

None

**Friday 22 May 2009**

**Afternoon**

**Duration: 2 hours**



#### INSTRUCTIONS TO CANDIDATES

- Write your name clearly in capital letters, your Centre Number and Candidate Number in the spaces provided on the Answer Booklet.
- Use black ink. Pencil may be used for graphs and diagrams only.
- Read each question carefully and make sure that you know what you have to do before starting your answer.
- Answer **four** questions, **at least** two from Section A and **at least** one from Section B.
- 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.
- 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 and your use of appropriate legal terminology (QWC). 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 (a) Describe and explain the various types of publicly funded advice **and** representation available in criminal cases. [18]
- (b)\* Discuss the problems of publicly funded advice **and** representation in criminal cases. [12]
- Total marks [30]**
- 2 (a) Describe **both** the training of solicitors **and** how complaints about solicitors are made and dealt with. [18]
- (b)\* Discuss the extent to which recent developments have lessened the differences between barristers and solicitors. [12]
- Total marks [30]**
- 3 (a) Describe **both** the selection **and** the training of lay magistrates. [18]
- (b)\* Discuss the **disadvantages** of using lay magistrates to deal with criminal cases. [12]
- Total marks [30]**
- 4 (a) Describe **both** the training of judges **and** their role in the criminal courts, including first trial and appeal courts. [18]
- (b)\* Discuss the extent to which the training of judges adequately prepares them for the work they undertake. [12]
- Total marks [30]**
- 5 (a) Describe the custodial, community and other sentences available for **young** offenders. [18]
- (b)\* Discuss which sentences are most likely to prevent a young offender from further offending. [12]
- Total marks [30]**

**SECTION B**

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

- 6 (a) Describe the rights during detention at a police station of an individual suspected of a serious offence. [18]

(b)\* Hamish (aged 25) has been arrested and taken to the police station on suspicion of taking part in a bank robbery. He has been given the usual rights during interviews and searches.

Discuss whether these rights are adequate to protect Hamish. [12]

**Total marks [30]**

- 7 (a) Describe the process of deciding in which court a criminal trial will be heard. Include all categories of offence. [18]

(b)\* Tim has been charged with criminal damage to the value of £10,000 at a children's playground.

Identify in which courts Tim could be tried and discuss the advantages and disadvantages there are to him to be tried in each court. [12]

**Total marks [30]**

**Copyright Information**

OCR is committed to seeking permission to reproduce all third-party content that it uses in its assessment materials. OCR has attempted to identify and contact all copyright holders whose work is used in this paper. To avoid the issue of disclosure of answer-related information to candidates, all copyright acknowledgements are reproduced in the OCR Copyright Acknowledgements Booklet. This is produced for each series of examinations, is given to all schools that receive assessment material and is freely available to download from our public website ([www.ocr.org.uk](http://www.ocr.org.uk)) after the live examination series.

If OCR has unwittingly failed to correctly acknowledge or clear any third-party content in this assessment material, OCR will be happy to correct its mistake at the earliest possible opportunity.

For queries or further information please contact the Copyright Team, First Floor, 9 Hills Road, Cambridge CB2 1PB.

OCR is part of the Cambridge Assessment Group; Cambridge Assessment is the brand name of University of Cambridge Local Examinations Syndicate (UCLES), which is itself a department of the University of Cambridge.