

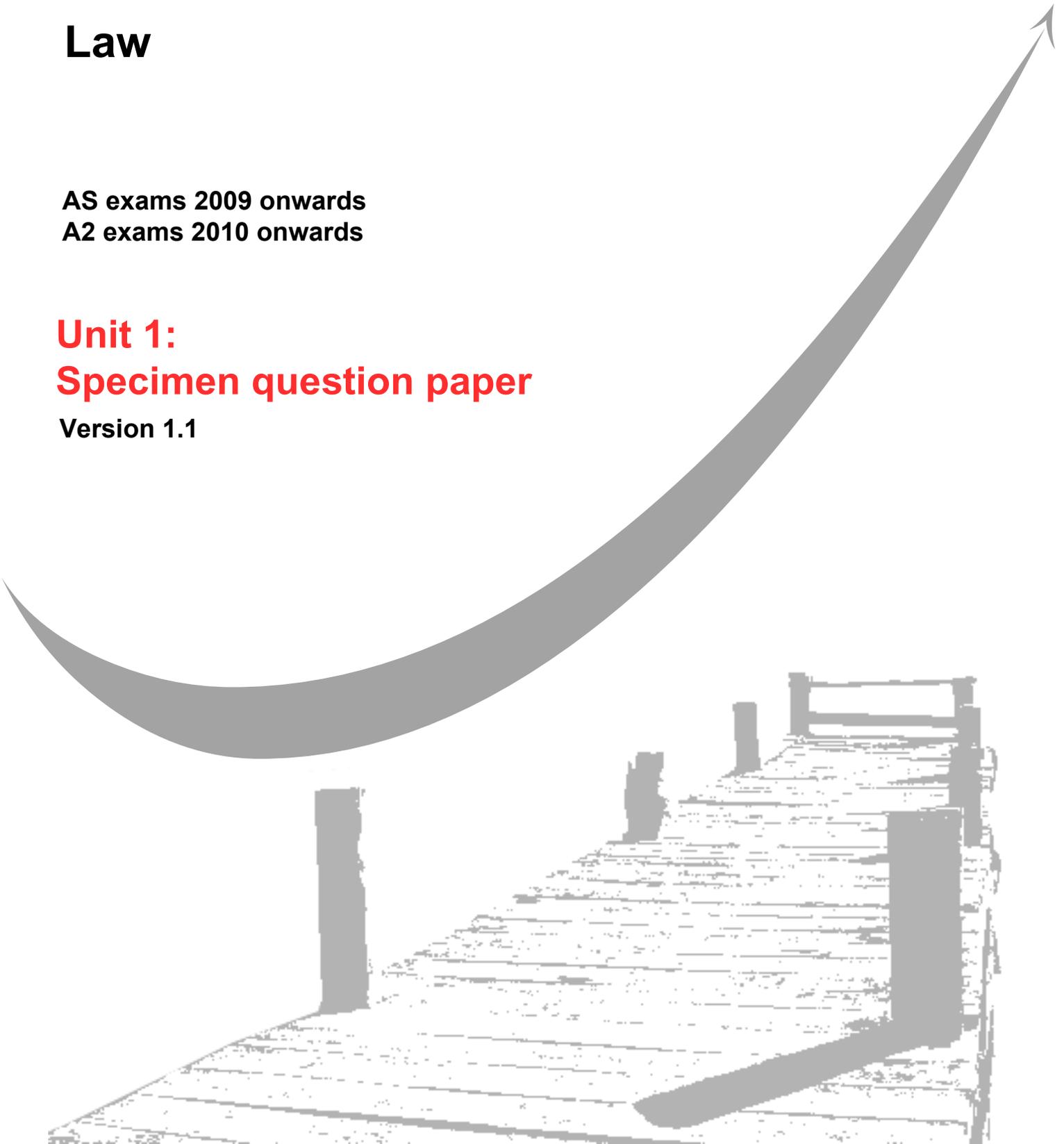
GCE
AS and A Level

Law

AS exams 2009 onwards
A2 exams 2010 onwards

Unit 1:
Specimen question paper

Version 1.1



General Certificate of Education
Specimen Question Paper
Advanced Subsidiary Examination



LAW
Unit 1 Law Making and the Legal System

LAW01

For this paper you must have:

- a 12 page answer book.

Time allowed: 1 hour 30 minutes

Instructions

- Use black ink or black ball-point pen.
- Write the information required on the front of your answer book. The *Examining Body* for this paper is AQA. The *Paper Reference* is LAW01.
- Answer **three** questions.
- Answer **one** question from **Section A**, **one** question from **Section B** and a **third** question from either **Section A** or **Section B**.
- Do all rough work in the answer book. Cross through any work you do not want to be marked.
- Use continuous prose. Give reasoned answers. Where appropriate, make reference to authority.

Information

- The maximum mark for this paper is 95.
Five of these marks will be awarded for using good English, organising information clearly and using specialist vocabulary where appropriate.
- The marks for questions are shown in brackets.

SECTION A: LAW MAKING

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

Use continuous prose. Give reasoned answers. Where appropriate, make use of authority.

Each question carries 30 marks.

- 1 (a) Briefly explain what is meant by the doctrine of judicial precedent. *(10 marks)*
- 1 (b) Describe **two** ways in which judges can avoid following precedent. *(10 marks)*
- 1 (c) Discuss the advantages of the doctrine of judicial precedent. *(10 marks)*
- 2 (a) Using examples, describe the different forms of delegated legislation. *(10 marks)*
- 2 (b) Briefly explain the controls on delegated legislation. *(10 marks)*
- 2 (c) Discuss disadvantages of delegated legislation. *(10 marks)*
- 3 (a) Describe any **two** aids that can be used by judges when interpreting an Act of Parliament. *(10 marks)*
- 3 (b) Describe any **two** rules of (approaches to) statutory interpretation which help judges to interpret an Act of Parliament. *(10 marks)*
- 3 (c) Briefly discuss the advantages **and** disadvantages of **one** of the rules of (approaches to) statutory interpretation you have described in your answer to question 3 (b) above. *(10 marks)*
- 4 (a) Explain what is meant by the doctrine of parliamentary supremacy and briefly explain **one** limitation on this doctrine. *(10 marks)*
- 4 (b) Briefly explain the roles of the House of Commons, House of Lords and the monarch in the formal process of statute law creation. *(10 marks)*
- 4 (c) Discuss the advantages of the process of law making in Parliament. *(10 marks)*

SECTION B: THE LEGAL SYSTEM

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

Use continuous prose. Give reasoned answers. Where appropriate, make use of authority.

Each question carries 30 marks.

- 5 (a) Naseem has been injured in a road accident. Briefly explain the role of the judge in Naseem's civil court claim for damages. (10 marks)
- 5 (b) Explain what is meant by the principle of judicial independence. (10 marks)
- 5 (c) Discuss the importance of this principle of judicial independence. (10 marks)
- 6 (a) Describe how tribunals work. (10 marks)
- 6 (b) There are forms of dispute resolution apart than using the courts or tribunals. Describe any **two** of these forms, making reference to the types of dispute dealt with. (10 marks)
- 6 (c) Discuss advantages of alternative dispute resolution. (10 marks)
- 7 (a) Outline how a barrister is trained and qualifies. (10 marks)
- 7 (b) Paveen has been injured in an accident. Explain from whom she could get advice about a possible claim for damages. (10 marks)
- 7 (c) Briefly discuss advantages **and** disadvantages of both private funding and of "no win - no fee" arrangements in a civil claim. (10 marks)
- 8 (a) Alicia is charged with theft (an either-way offence). Her case could be tried either by magistrates or by a jury in the Crown Court.
Explain the work of lay magistrates in criminal courts. (10 marks)
- 8 (b) Explain the work of juries in criminal courts. (10 marks)
- 8 (c) Discuss advantages **and** disadvantages of using juries in criminal cases. (10 marks)

END OF QUESTIONS

There are no questions printed on this page