

**ADVANCED SUBSIDIARY GCE
LAW**

English Legal System

MONDAY 14 JANUARY 2008

G141

Afternoon

Time: 2 hours

Additional materials: Answer Booklet (16 page)



INSTRUCTIONS TO CANDIDATES

- Write your name in capital letters, your Centre Number and Candidate Number in the spaces provided on the Answer Booklet.
- Read each question carefully and make sure you know what you have to do before starting your answer.
- Answer **four** questions, **at least** one 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.

INFORMATION FOR CANDIDATES

- The number of marks for each question 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. 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.

Answer 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.

- 1 (a) Describe the various roles lay magistrates play in both criminal **and** civil cases. [18]
 (b) Discuss the **disadvantages** of using lay magistrates to make decisions in **criminal** matters. [9]
 QWC [3]
 Total marks [30]
- 2 (a) Describe the civil appeals system from both the County Court and the High Court. [18]
 (b) Discuss the problems of using the court system to solve civil disputes. [9]
 QWC [3]
 Total marks [30]
- 3 (a) Describe the selection and tenure of the different types of judge. [18]
 (b) Discuss whether or not the changes to the selection of judges should lead to a wider cross section of people becoming judges. [9]
 QWC [3]
 Total marks [30]
- 4 (a) Describe the various sources of legal advice available for civil matters. [18]
 (b) Discuss the problems associated with the availability of legal advice in civil cases. [9]
 QWC [3]
 Total marks [30]
- 5 (a) Describe the training of **both** barristers and solicitors. [18]
 (b) Discuss the problems associated with training for **both** barristers and solicitors. [9]
 QWC [3]
 Total marks [30]

SECTION B

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

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

- (b) Jack is arrested on suspicion of a robbery. He is taken to the police station and given an intimate search by a police officer to search for stolen property. Fingerprints and samples of hair and blood are taken from Jack by force.

Explain to Jack whether his treatment at the police station was lawful. [9]

QWC [3]

Total marks [30]

- 7 (a) Describe the custodial, community and other types of sentence available for **young** offenders. [18]

- (b) Hannah, aged 16, has pleaded guilty to a charge of burglary. She has two previous convictions, one for theft and one for burglary, both when she was 15 years old. She has previously been given a supervision order and an attendance centre order.

Discuss the likely sentences which would be considered for Hannah in the light of the above factors. [9]

QWC [3]

Total marks [30]

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