

Pearson BTEC Level 3 Nationals Certificate/Extended Certificate

# Applied Law

## Unit 3: Applying the Law

**Part B**

Tuesday 15 May 2018  
**Supervised hours: 2 hours**

Paper Reference  
**20170K**

**You do not need any other materials.**

### Instructions

- **Part B** contains material for the completion of the Set Task under supervised conditions.
- **Part B** should be undertaken by learners in 2 hours on the date specified by Pearson.
- **Part B** is specific to each series and this material must only be issued to learners who have been entered to undertake the task in that series.
- **Part B** should be kept securely until the start of the supervised assessment period.
- This booklet should not be returned to Pearson.

### Information

- The total mark for this Set Task is 72 marks.

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## Instructions to Teachers/Tutors and/or Invigilators

This paper must be read in conjunction with the information on conduct for the task in the unit specification and in the *BTEC Nationals Instructions for Conducting External Assessments (ICEA)* document. For further details please see the Pearson website.

The **Part B** Set Task is undertaken under supervision in a single session of 2 hours on the timetabled date.

The **Part B** Set Task requires learners to apply research. Learners should bring in notes as defined in **Part A**. The teacher/tutor and/or invigilator needs to ensure that notes comply with the requirements set out in the Administrative Support Guide for this unit.

Learners will need to complete the activities for the **Part B** Set Task using a computer.

The **Part B** Set Task is undertaken in a single session of 2 hours in a timetabled period. In order to enable learners to have access to computer resources, a period of one day is provided for centres to timetable the assessment.

Centres should schedule all learners in the same session if possible and must release **Part B** to individual learners only for their scheduled session.

Learner's work must be completed independently and authenticated before being submitted to Pearson by the teacher/tutor and/or invigilator.

Learners must not bring anything into the supervised environment or take anything out of it without your knowledge and approval.

Centres are responsible for putting in place appropriate checks to ensure that only permitted material is introduced into the supervised environment.

### Maintaining security

- During supervised assessment periods, the assessment areas must be accessible only to the individual learner and to named members of staff.
- Learners can access their work only under supervision.
- Any work that learners produce under supervision must be kept securely.
- Any materials being used by learners must be collected in at the end and retained by the centre.
- Learner notes related to **Part A** must be checked to ensure length and contents comply with the requirements. Learner notes will be retained securely by the centre after **Part B** has been undertaken and may be requested by Pearson if there is suspected malpractice.

### Outcomes for submission

The learner will need to submit three documents on completion of the supervised assessment period:

- a report for Activity 1
- a report for Activity 2
- a completed Declaration of Authenticity.

### Instructions for Learners

Read the activities **and** the Set Task Information carefully.

You have a total of 2 hours in this session to complete the task.

You should use the notes you prepared during **Part A** to complete this Set Task.

Your notes must be your own work and will be retained by your centre until results are issued.

You will complete this Set Task under supervision and your work will be kept securely at all times.

You must work independently throughout the supervised assessment period and must not share your work with other learners.

You should complete **both** activities.

### Outcomes for submission

You will need to submit three documents on completion of the supervised assessment period:

- a report for Activity 1
- a report for Activity 2
- a completed Declaration of Authenticity.

Your prepared notes do not need to be submitted with the final outcomes to Pearson.

Your work must be word processed in size 12-point font.

## Set Task

You should complete **both** activities.

Using the information provided in the **Set Task Information** and your notes from **Part A**, complete the following activities.

### Activity 1: Homicide

Refer to your notes for the preparatory work completed in **Part A** and the new information provided in **Activity 1 – Homicide Case Facts** of the Set Task Information.

You are shadowing a barrister. You have been provided with the facts of a case that the barrister has been instructed to defend.

Produce a report for the barrister on the given case that:

- shows your understanding of the law relevant to homicide and the exercise of police powers
- shows how the law relating to homicide and the exercise of police powers apply to this case
- establishes the likely outcomes of the case.

**(Total for Activity 1 = 36 marks)**

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### Activity 2: Offences against Property

Refer to your notes for the preparatory work completed in **Part A** and the new information provided in **Activity 2 – Offences against Property Case Facts** of the Set Task Information.

While you are shadowing the barrister, she asks you to prepare a summary for the file of her client, Frederick Mozul, who is due to stand trial.

The barrister would like you to determine which property offences Frederick may have committed and any possible defence that you feel he could raise.

Produce a report for the case file that:

- shows your understanding of the law related to the relevant property offences and any possible defence that might be raised
- shows how the law relating to offences against property and any possible defence would apply to this case
- establishes the likely outcomes of the case.

**(Total for Activity 2 = 36 marks)**

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**TOTAL FOR PAPER = 72 MARKS**

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## Set Task Information

### Activity 1 – Homicide Case Facts

Gino is the owner of a local restaurant. One of his customers, Janet Churchill, had told him whilst ordering her food that she was allergic to peanuts. Gino served her cake that contained peanuts without checking the ingredients first. After eating the cake, Janet had an allergic reaction and died of anaphylactic shock. Gino was arrested in connection with the death.

Gino has alleged that he was not treated fairly by the police when they arrested him. He has raised the following points:

- when the officers arrived at the restaurant all they said to him was, "You need to come to the police station"
- when he asked why, the police officers forced him against the wall and handcuffed him
- he was then put in the police car and taken to the police station.

### Activity 2 – Offences against Property Case Facts

Frederick was charged after being seen tampering with a car in a solicitor's car park. Investigations found that he had scratched the side of the car using his keys and had tampered with the brakes.

Frederick had been instructing one of the solicitors to help him with some legal trouble he was having with his business partner. The solicitor had visited Frederick's house several times and had become very friendly with Frederick and his wife.

On the morning that Frederick tampered with the car his wife had told him she was leaving him to go and live with the solicitor. Frederick was very upset by this. He drank a bottle of whisky then walked to the solicitor's office.

An eyewitness said that she saw Frederick in the solicitor's car park. He was stumbling and appeared to be very drunk, muttering that he was going to 'settle the score'. The police report confirmed that Frederick had been drinking.



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