



Tuesday 17 June 2014 – Afternoon

A2 GCE LAW

G158/01 Law of Torts Special Study

QUESTION PAPER

Candidates answer on the Question Paper.

OCR supplied materials:

- Clean copy of the Pre-release Special Study Materials (G158/01/RM – inserted)

Other materials required:

None

Duration: 1 hour 30 minutes



Candidate forename		Candidate surname	
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Centre number						Candidate number				
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INSTRUCTIONS TO CANDIDATES

- The Insert can be found inside this document.
- Write your name, centre number and candidate number in the boxes above. Please write clearly and in capital letters.
- Use black ink. HB pencil may be used for graphs and diagrams only.
- Answer **all** the questions.
- Read each question carefully. Make sure you know what you have to do before starting your answer.
- You are reminded of the importance of including relevant knowledge from **all** areas of your course, where appropriate, including the English Legal System.
- Write your answer to each question in the space provided. Additional paper may be used if necessary but you must clearly show your candidate number, centre number and question number(s).
- 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 **80**.
- Candidates are reminded of the need to write legibly and in continuous prose, where appropriate. In answering questions **1** and **2** you will be assessed on the quality of written communication including your use of appropriate legal terminology. These questions are marked with an asterisk (*).
- Candidates are reminded that they are able to use the information given in the sources to support their own knowledge and understanding, evaluation, analysis, and application of the law. Where candidates wish to extract from the source in this way they should use quotation marks or accurately cite lines of the source. Candidates who merely 'lift' information from the source materials without using it to support further knowledge, evaluation, analysis or application, will receive little or no credit. You are expected to demonstrate understanding of the area(s) of law and the development of law and to use legal methods and reasoning to analyse legal material, to select appropriate legal rules and apply these in order to draw conclusions.
- This document consists of **24** pages. Any blank pages are indicated.

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You are reminded of the importance of including relevant knowledge from **all** areas of your course, where appropriate, including the English Legal System.

In answering questions use the source materials **and** your knowledge of the subject.

Answer **all** questions.

- 1* Discuss the significance of the case of *White and others v Chief Constable of South Yorkshire Police* (1998) [Source 4, page 5, Special Study Material] to the development of the law on liability for psychiatric injury. [16]

Start writing your answer to question 1 below. Start writing your answer to question 2 on page 7.
Start writing your answer to question 3 on page 17.

1*

Handwriting practice lines consisting of a solid vertical line on the left and horizontal dotted lines for writing.

This image shows a blank sheet of white paper designed for handwriting practice. It features a solid black vertical line on the left side, creating a narrow margin. The rest of the page is filled with evenly spaced, horizontal dashed lines for writing. There are no other markings, text, or illustrations on the page.

Handwriting practice lines consisting of a solid vertical line on the left and horizontal dotted lines for writing.

[illegible]

In answering questions use the source materials **and** your knowledge of the subject.

- Discuss the way the courts have limited claims from secondary victims and the extent to which these limitations have operated fairly. [34]

2*

[illegible]

[illegible]

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[illegible]

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[illegible]

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In answering questions use the source materials **and** your knowledge of the subject.

- 3** Consider the possibility of Charlie, Pedro and Michelle succeeding in a claim of nervous shock in their respective situations below:
- (a)** Charlie is a member of a lifeboat crew. His crew are attending a sinking cruise ship owned by Sailzaway Cruises. The cruise ship hit rocks through the negligence of the captain. Charlie uses cutting equipment to try and free a trapped passenger, George. Sadly, Charlie cannot cut quickly enough and has to watch as George drowns. As a result, Charlie develops post-traumatic stress disorder. **[10]**
- (b)** Pedro is a coal miner for BigDigs. Whilst waiting for his shift to start he saw the lift cable break and the lift fall to the bottom of the shaft. He was watching the emergency services bring some of the dead bodies up when he realised that one of them was, in fact, his brother, Alfredo. He suffered post-traumatic stress disorder as a result. **[10]**
- (c)** Michelle is a hospital nurse. Following a terrible rail disaster she volunteers to go to the emergency response centre and help out. When she arrives, she is horrified to find that her husband, Frank, has been terribly injured whilst also trying to help in the rescue operation. Michelle develops severe clinical depression as a result. **[10]**

Start writing your answer to question 3 below.

Write the number of the part question **(a)**, **(b)** or **(c)** in the margin.

[illegible]

This image shows a blank sheet of white paper designed for handwriting practice. It features a solid black vertical line on the left side, creating a narrow margin. The rest of the page is filled with evenly spaced, horizontal dashed lines for writing. There are no other markings, text, or illustrations on the page.

Handwriting practice lines consisting of a solid top line, a dashed middle line, and a solid bottom line. The page contains 20 rows of these lines for practice.

[illegible]

Handwriting practice lines consisting of a solid vertical line on the left and horizontal dotted lines for writing.

[illegible]

[illegible]

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