

**OXFORD CAMBRIDGE AND RSA EXAMINATIONS
AS GCE
G151/01
LAW**

**English Legal System
QUESTION PAPER**

TUESDAY 17 MAY 2016: Afternoon

DURATION: 2 hours

plus your additional time allowance

MODIFIED ENLARGED 24pt

Candidates answer on the Answer Booklet.

OCR SUPPLIED MATERIALS:

**12 page Answer Booklet (OCR12)
(sent with general stationery)**

OTHER MATERIALS REQUIRED:

None

READ INSTRUCTIONS OVERLEAF

INSTRUCTIONS TO CANDIDATES

Write your name, centre number and candidate number in the spaces provided on the Answer Booklet. Please write clearly and in capital letters.

Use black ink. HB pencil may be used for graphs and diagrams only.

Write your answers on the lined pages in the Answer Booklet. The question numbers **MUST be clearly shown.**

Answer **FOUR questions; **AT LEAST** two from Section A and **AT LEAST** one from Section B.**

Read each question carefully. Make sure you know what you have to do before starting your answer.

Additional paper may be used if necessary but you **MUST clearly show your candidate number, centre number and question number(s).**

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 legibly and in continuous prose, where appropriate. In answering part (b) questions you will be assessed on the quality of your written communication (QWC) including your use of appropriate legal terminology. These questions are marked with an asterisk (*).

Any blank pages are indicated.

INSTRUCTION TO EXAMS OFFICER/ INVIGILATOR

Do not send this Question Paper for marking; it should be retained in the centre or recycled. Please contact OCR Copyright should you wish to re-use this document.

BLANK PAGE

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 the custodial AND community sentences available to adult offenders convicted in the Crown Court. [18]

(b)* Discuss the extent to which adult sentences achieve the aim of protecting the public. [12]

- 2 (a) Describe the jurisdiction of the three divisions of the High Court AND the routes of appeal from this court. [18]**
- (b)* Discuss the advantages of using the civil court system to resolve a dispute. [12]**
- 3 (a) Describe AND give examples of the three categories of criminal offence. Detail where each category of offence would be tried. Include pre-trial and trial procedures for deciding on the trial venue. [18]**
- (b)* Discuss the factors a defendant will need to take into consideration when deciding whether or not to elect to be tried in the Crown Court or the Magistrates' Court. [12]**

- 4 (a) Describe how the courts decide whether or not to grant a suspect bail including any conditions that may be imposed. [18]**
- (b)* Discuss whether the balance of interests between public safety AND a suspect's right to liberty are adequately protected by the rules on bail. [12]**
- 5 (a) Describe the different ways in which civil legal advice is available to a person who is not eligible for public funding. [18]**
- (b)* "Government cuts to both civil AND criminal legal aid funding have resulted in many people being denied access to justice."**

Discuss the extent to which this statement is true. [12]

SECTION B

Answer AT LEAST one question from this section.

- 6 (a) Describe when juries are used and their role in criminal courts and civil courts. [18]**
- (b)* The following people have received a summons for jury service. Alfie is 18 years old and is related to the defendant. Beatrice has served a 12-year custodial sentence. Charlie served four years for burglary in 1978 and is currently being treated for depression.**

Explain whether Alfie, Beatrice and Charlie can be jurors. [12]

7 (a) Describe the powers of the police to detain and take samples from a suspect at a police station and any limitations on those powers. Do NOT discuss interviews and searches. [18]

(b)* Michelle is 16 years old. She was arrested on suspicion of arson. She was interviewed on her own for eight hours without a break. Two female officers stripped her completely naked looking for a lighter. Nothing was found so they intimately searched her.

Explain to Michelle whether or not her treatment was lawful. [12]

END OF QUESTION PAPER

BLANK PAGE



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 and is freely available to download from our public website (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 1GE.

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.