

**Tuesday 15 May 2018 – Afternoon**

**AS GCE LAW**

**G151/01 English Legal System**

**QUESTION PAPER**

Candidates answer on the Answer Booklet.

**OCR supplied materials:**

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

**Other materials required:**

None

**Duration:** 2 hours



**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 answer 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).
- Do **not** write in the barcodes.

**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 (\*).
- This document consists of **4** pages. Any blank pages are indicated.

**INSTRUCTION TO EXAMS OFFICER/INVIGILATOR**

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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 function of lay magistrates **and** juries in the criminal justice system. [18]  
       **(b)\*** Discuss the advantages of using lay people in the criminal justice system. [12]
  
- 2    **(a)** Describe the different appeal routes available to a person convicted of a criminal offence. [18]  
       **(b)\*** Discuss the strengths **and** weaknesses of the criminal appeals system. [12]
  
- 3    **(a)** Describe the role of judges in **both** criminal and civil courts. [18]  
       **(b)\*** 'The judiciary is out of touch with modern society.'  
           Discuss the accuracy of this statement. [12]
  
- 4    **(a)** Describe the non-custodial sentences available to youth offenders. [18]  
       **(b)\*** Discuss which sentences are most likely to prevent an adult from reoffending. [12]
  
- 5    **(a)** Describe the different routes to becoming a barrister **and** solicitor. [18]  
       **(b)\*** Discuss the benefits of having two separate legal professions. [12]

**SECTION B**

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

- 6 (a) Describe the protections given to a person during arrest on the street **and** when having samples taken at the police station. [18]
- (b)\* Carlos is detained at the police station on suspicion of the serious offence of manslaughter. He is held for 35 hours and denied the right to legal advice. Flossy, aged 13, is being detained on suspicion of criminal damage. She is told she is to be interviewed alone and that the tape recorder is broken. Percy is being detained on suspicion of burglary. He is told he cannot phone a friend and will not be provided with food or drink during his detention.

Explain whether Carlos, Flossy and Percy were treated lawfully at the police station. [12]

- 7 (a) Describe the alternative ways of resolving civil disagreements without using the courts. [18]
- (b)\* David has just returned from a holiday where his hotel was next to a motorway rather than the beach shown on the travel company website. The company is refusing to accept responsibility. Helen and her husband are divorcing but remain on friendly terms. They would both like to reach an agreement about who should have custody of the children. Cathy is working as a care assistant. Her conditions of employment are to be changed and she is unhappy.

Advise David, Helen and Cathy which method of alternative dispute resolution would be the most appropriate and why. [12]

**END OF QUESTION PAPER**

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