Materials
For this paper you must have:
• an AQA 12-page answer book.

Instructions
• Use black ink or black ball-point pen.
• Write the information required on the front of your answer book. The Paper Reference is LAW01.
• Choose one topic from Section A, one topic from Section B and a third topic from either Section A or Section B. Answer all questions on the topics you have chosen.
• Do all rough work in the answer book. Cross through any work you do not want to be marked.
• Use continuous prose. Give reasoned answers. Where appropriate, make reference to cases, statutes and examples.

Information
• The marks for questions are shown in brackets.
• The maximum mark for this paper is 96.
• In Questions 03, 06, 09, 12, 15, 18, 21 and 24 two marks will be awarded for Assessment Objective Three (AO3), and so you will be marked on your ability to:
  – use good English
  – organise information clearly
  – use specialist vocabulary where appropriate.
Choose one topic from Section A, one topic from Section B and a third topic from either Section A or Section B. Answer all questions on the topics you have chosen.

**Section A  Law Making**

Use continuous prose. Give reasoned answers. Where appropriate, make reference to cases, statutes and examples.

Each topic carries 32 marks.

**Topic: Parliamentary Law Making**

Answer questions 01, 02 and 03.

01 Briefly explain both of the following:
- what is meant by the doctrine of Parliamentary supremacy (sovereignty)
- the purpose and use of Green and White papers.

[10 marks]

02 Explain the parliamentary process (in both the House of Commons and the House of Lords) in the making of an Act of Parliament.

[10 marks]

03 Briefly discuss advantages and disadvantages of the parliamentary law-making procedure.

[10 marks + 2 for AO3]

**Topic: Delegated Legislation**

Answer questions 04, 05 and 06.

04 Statutory instruments are one form of delegated legislation. Describe how statutory instruments are made and used.

[10 marks]

05 Explain the judicial controls on delegated legislation.

[10 marks]

06 Discuss advantages of delegated legislation.

[10 marks + 2 for AO3]
**Topic: Statutory Interpretation**

Answer questions 07, 08 and 09.

**07** Briefly explain each of the following, including how both are used by judges:

- the purposive approach to statutory interpretation and
- one rule of language.  

[10 marks]

**08** Explain the literal rule and its use by judges.  

[10 marks]

**09** Briefly discuss advantages and disadvantages of the literal rule.  

[10 marks + 2 for AO3]

**Topic: Judicial Precedent**

Answer questions 10, 11 and 12.

**10** In the context of judicial precedent, outline each of the following:

- obiter dicta, and
- the hierarchy of civil courts.  

[10 marks]

**11** In the system of judicial precedent, explain the powers of the Court of Appeal when considering:

- an earlier precedent of the Supreme Court and
- an earlier precedent of the Court of Appeal itself.  

[10 marks]

**12** Discuss disadvantages of judicial precedent.  

[10 marks + 2 for AO3]
Section B  The Legal System

Use continuous prose. Give reasoned answers. Where appropriate, make reference to cases, statutes and examples.

Each topic carries 32 marks.

Topic: Civil Courts and ADR

Answer questions 13, 14 and 15.

13 In the context of Alternative Dispute Resolution (ADR), outline each of the following methods:
   - Conciliation, and
   - Negotiation.  
   [10 marks]

14 Tribunals form part of the civil justice system alongside ordinary courts. Describe how tribunals are used to resolve civil disputes.  
[10 marks]

15 Briefly discuss advantages and disadvantages of dispute resolution by tribunals. 
[10 marks + 2 for AO3]

Topic: Criminal Courts and lay persons

Answer questions 16, 17 and 18.

16 Describe the work of lay magistrates.  
[10 marks]

17 Describe the work of a jury in a Crown Court trial.  
[10 marks]

18 Briefly discuss advantages and disadvantages of lay persons deciding criminal cases.  
[10 marks + 2 for AO3]
Topic: The Legal Profession and other sources of advice and funding
Answer questions 19, 20 and 21.

19 Explain how barristers are trained and qualify in order to practise. [10 marks]

20 Helen intends to make a claim for negligence. Outline the following:
   • Where she could obtain legal advice and
   • How Helen’s claim could be paid for. [10 marks]

21 Compare and contrast the roles of defence solicitors and defence barristers in a Crown Court criminal case. [10 marks + 2 for AO3]

Topic: The Judiciary
Answer questions 22, 23 and 24.

22 Describe the work of a judge in a criminal case in the Crown Court. [10 marks]

23 Explain how judges are selected and appointed for office. [10 marks]

24 Briefly discuss advantages and disadvantages of the selection and appointment procedure for judges. [10 marks + 2 for AO3]

END OF QUESTIONS
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