



Please write clearly in block capitals.

Centre number

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Candidate number

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Surname

Forename(s)

Candidate signature

I declare this is my own work.

A-level LAW

Paper 3B Human Rights

Monday 15 June 2020

Afternoon

Time allowed: 2 hours

Materials

- You will need no other materials.

Instructions

- Use black ink or black ball-point pen.
- Fill in the boxes at the top of this page.
- Answer **all** questions. You must answer the questions in the spaces provided. Do **not** write on blank pages.
- Do all rough work in this book. Cross through any work you do not want to be marked.
- If you need extra space for your answer(s), use the lined pages at the end of this book. Write the question number against your answer(s).
- Questions should be answered in 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 100.

For Examiner's Use	
Question	Mark
1–5	
6	
7	
8	
9	
10	
11	
TOTAL	



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Answer **all** questions in the spaces provided.

Only **one** answer per question is allowed.

For each question completely fill in the circle alongside the appropriate answer.

CORRECT METHOD



WRONG METHODS



If you want to change your answer you must cross out your original answer as shown.



If you wish to return to an answer previously crossed out, ring the answer you now wish to select as shown.



0 1 Select the **false** statement about Article 2 of the European Convention on Human Rights (the right to life).

[1 mark]

- A** Article 2 does not create a right to die.
- B** Article 2 may require the State to protect its citizens from environmental risks to life.
- C** Article 2 permits killing by agents of the State, such as the police, when they believe it to be reasonable.
- D** Article 2 requires independent investigation of deaths which occur because of the actions of agents of the State, such as the police.

0 2 Select the **true** statement about various aspects of the European Convention on Human Rights (ECHR) and the European Court of Human Rights (ECtHR).

[1 mark]

- A** A government minister responsible for a Bill in Parliament must publish a statement indicating whether a Bill is compatible with the ECHR.
- B** A person's reputation cannot be protected under the ECHR.
- C** Judges applying common law in English courts can ignore the ECHR.
- D** Only States can bring actions in the ECtHR.



0 3

Select the **true** statement about judges in criminal cases.

[1 mark]

- A** Court of Appeal judges hear some appeals sitting with District Judges (Magistrates' Courts).
- B** Crown Court judges hear some appeals.
- C** District judges (Magistrates' Courts) sit with juries to try cases.
- D** Supreme Court judges try some cases and hear appeals on issues of law on others.

0 4

Select the **false** statement about the independence of the judiciary.

[1 mark]

- A** It is difficult to remove superior judges from office.
- B** Judges cannot be sued for their decisions in cases, even if they make mistakes.
- C** Judges do not take part in cases in which they have any personal interest.
- D** The Lord Chancellor is the only government minister allowed to influence the decision of a judge in a case.

0 5

Delegated legislation in the form of statutory instruments is subject to various controls. Select the **true** statement about controls on statutory instruments.

[1 mark]

- A** A court can rewrite a statutory instrument if it decides that it was issued beyond the powers available to the minister.
- B** A statutory instrument issued by a local council has to be approved by a government minister.
- C** Many statutory instruments become law unless Parliament votes to reject them within a specified time (usually 40 days) of being issued.
- D** The Scrutiny Committee has the power to stop any proposed statutory instrument from becoming law.

5

Turn over ►



0 7

Police had evidence that Aiden had a history of serious violence towards Beth, his former partner. In a panic, Beth made an emergency call to the police, screaming that Aiden was breaking into her house, shouting that he was going to kill her. Police officers did not immediately go to Beth's house. Aiden attacked Beth and killed her.

Suggest why the failure of the police to respond quickly to Beth's call probably amounts to a breach by the United Kingdom of Article 2 of the ECHR (the right to life).

[5 marks]

Extra space

5

Turn over for the next question

Turn over ►



In Question 11 you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

1 1

Two different housing areas bordered a park. Members of rival gangs from the housing areas sometimes fought each other in the park, where drug dealing was also rumoured to take place. Following complaints about noise and violence late one night, police officers went to the park and stopped and searched gang members, including Lucas. The police officers did not identify themselves or make a record of the search. The police officers found nothing on Lucas. Later, Lucas was furious about the way he had been treated.

The police officers then instructed members of one of the gangs to leave the park and deliberately escorted them to their housing area by a long route which took about an hour. All members of the gang were compelled to stay in the group and not allowed to stop. Throughout the walk to the housing area, Nathan protested, truthfully, that he had nothing to do with the gang and had merely been passing through the park when one of the police officers had forced him into the group. Police officers ignored his protests. Nathan finally lost patience and tried to force his way back out of the group. He was arrested and charged with assaulting a police constable in the execution of her duty.

Taking a human rights perspective, consider the rights, duties, liability and remedies of Lucas and Nathan, and of the police officers where relevant.

In relation to any trial of Nathan for the offence of assaulting a police constable, assess what options are open to Nathan to pay for any legal representation that he may need for the court case.

[30 marks]

Turn over ►



There are no questions printed on this page

*Do not write
outside the
box*

**DO NOT WRITE ON THIS PAGE
ANSWER IN THE SPACES PROVIDED**



