



GCE A LEVEL

A150U10-1



FRIDAY, 26 MAY 2023 – MORNING

LAW – A level component 1
The Nature of Law and the English Legal System

1 hour 30 minutes

ADDITIONAL MATERIALS

A WJEC pink 16-page answer booklet.

INSTRUCTIONS TO CANDIDATES

Use black ink or black ball-point pen. Do not use gel pen or correction fluid.

Answer **four** questions in total:

Section A: Answer **three** questions – questions 1 **and** 2 plus **either** question 3 **or** question 4.

Section B: Answer **one** question – **either** question 5 **or** question 6.

Write your answers in the separate answer booklet provided, following the instructions on the front of the answer booklet.

Use both sides of the paper. Write only within the white areas of the booklet.

Write the question number in the two boxes in the left-hand margin at the start of each answer,

for example

0	1
---	---

.

Leave at least two line spaces between each answer.

INFORMATION FOR CANDIDATES

The number of marks is given in brackets at the end of each question or part-question.

Section A

In Section A, you must answer **three** questions.
Answer **both** questions 1 and 2 plus **either** question 3 **or** question 4.

Questions 1 and 2 require you to demonstrate knowledge and understanding of the English legal system and legal rules and principles.

Credit will be given for the use of relevant supporting case law and authority.

Answer **both** questions 1 and 2.

0	1
---	---

In relation to delegated legislation, explain the affirmative and negative resolution procedures. [5]

0	2
---	---

Explain the effect of the *Young v Bristol Aeroplane Co* [1944] case on the application of judicial precedent in the Court of Appeal. [5]

Answer **either** question 3 **or** question 4.

Questions 3 and 4 require you to apply legal rules and principles and the nature of law to given scenarios in order to present a legal argument using appropriate legal terminology.

Credit will be given for the use of relevant supporting case law and authority.

Either,

0	3
---	---

Read the scenario below and answer the question that follows.

The Supreme Court is hearing a case involving a 42-year-old man with learning difficulties, meaning that he has the mental age of a 12-year-old child. He set fire to a wheelie bin outside a nightclub. The fire spread to the nightclub and caused over £2 million of damage. He is charged with criminal damage but his defence is claiming he did not appreciate the risk involved in setting fire to the wheelie bin.

There is a precedent from a 2009 case in the Supreme Court that states that the age of two 12-year-old girls convicted of criminal damage could not be taken into account. They also suggested, *obiter*, that other similar characteristics should also not be taken into account when determining whether the defendant foresaw the risk when committing the act.

Using your knowledge of judicial precedent, advise the Supreme Court as to their possible options when deciding the current case. [15]

Or,

0	4
---	---

Read the text below and answer the question that follows.

In response to an increase in pollution around cities in England, Parliament passed the Urban Speed Restriction (fictitious) Act 2022, which limits the speed limit on any road within a radius of 5 miles of a city centre to 30 miles per hour. During the Second Reading, the House of Commons commented that this should not apply in emergency situations. The comments were recorded in Hansard.

The Act states:

S.1 – It is an offence punishable by a fine of £100 to drive at more than 30 miles per hour on any road within a 5-mile radius of a city centre in England, except for a specified reason.

S.2 – This Act only applies to cities in England.

S.3 – This Act applies to motorised vehicles with CO₂ emissions over 0.5g/km.

S.4 – Specified reasons: registered official emergency vehicles or other similar vehicles.

Rahman, a paramedic, is driving his own petrol car at 28 mph on a Birmingham city centre dual carriageway when he witnesses a pedestrian being hit and seriously injured on the other side of the road. Keen to help and in order to reach the injured person, he must drive 100 metres to the next roundabout and then cross to the other side of the dual carriageway. In doing so, he drives at 40 mph on the road and is caught by a speed camera. His car has emissions of 0.6g/km of CO₂. He receives a fine of £100 and is now appealing the penalty.

Using your knowledge of statutory interpretation, advise Rahman as to the possible outcomes of his appeal. [15]

Section B

In Section B, you must answer **either** question 5 **or** question 6.

You must answer **both** part **a)** and part **b)** of your chosen question.

Part **a)** requires you to demonstrate knowledge and understanding of the English legal system and legal rules and principles.

Part **b)** requires you to analyse and evaluate legal rules, principles, concepts and issues, and the nature of law.

Credit will be given for the use of relevant supporting case law and authority.

Either,

0	5
---	---

- a) Explain the role and composition of tribunals. [10]
- b) Analyse and evaluate the importance of conditional fee agreements. [15]

Or,

0	6
---	---

- a) Explain how lay magistrates are appointed. [10]
- b) Analyse and evaluate the advantages and disadvantages of lay magistrates. [15]

END OF PAPER