



GCE AS/A LEVEL

2150U10-1



S23-2150U10-1

FRIDAY, 19 MAY 2023 – AFTERNOON

LAW – AS unit 1

The Nature of Law and the Welsh and English Legal Systems

1 hour 45 minutes

ADDITIONAL MATERIALS

A WJEC pink 16-page answer booklet.

INSTRUCTIONS TO CANDIDATES

Use black ink or black ball-point pen.

Answer **three** questions from Section A plus **one** question from Section B.

Write your answers in the separate answer booklet provided.

INFORMATION FOR CANDIDATES

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

You are advised to spend approximately:

- 60 minutes on **Section A**
- 45 minutes on **Section B**

Section A

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

Questions 1 **and** 2 require you to demonstrate knowledge and understanding of legal rules and principles.

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

Answer questions 1 and 2.

1. Explain the process a Bill goes through to become an Act of the UK Parliament. [10]
2. Explain the role of Hansard in the interpretation of statutes. [10]

Questions 3 and 4 require you to demonstrate knowledge and understanding of legal rules and principles, and apply legal rules and principles 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.

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

EITHER

3. Read the scenario below and answer the question that follows.

On June 21st 2019 an emergency application was made to the High Court by a hospital in respect of a refusal of treatment by an adult woman. The adult woman had been in labour for more than 3 days with her second child and in order to save both lives an emergency caesarean had to be performed on the mother. Due to significant blood loss during the operation, the woman required an emergency blood transfusion. However both she and her husband refused consent to this on religious grounds. The hospital is seeking a declaration that the blood transfusion can be performed lawfully even without the mother's consent. The issue of the mother's consent to a blood transfusion was left open in a previous case heard in the Court of Appeal and there is no other case on this point in Welsh and English law.

Using your knowledge of judicial precedent, advise the hospital as to the possible outcomes of this case. [28]

OR

4. Read the fictitious statute and the scenario below and answer the question that follows.

Following concerns raised in Parliament about the increases in pollution caused by motor vehicles, Parliament passed ***The Reduction of Emissions Act 2020***.

Section 1: Any motor vehicle used for private driving which consumes petrol at a rate of less than 25 miles per gallon (mpg) is classified, for the purposes of this Act, as a gas guzzler.

Section1(1): A gas guzzler must be fitted with a Tachograph to check that it has not been used on a long journey.

Section 2(1): It is an offence, punishable by a fine of £1,000, to drive a gas guzzler on long journeys.

Section 2(2): A long journey consists of 200 miles inside 24 hours.

Joanna has just imported a minibus from France to use for her taxi business, the minibus only manages 15 mpg and has no Tachograph when it arrives. While waiting for a Tachograph to be fitted, she needs to drive a distance of 500 miles in 24 hours to take customers to the airport and when stopped by the police she admits this. Joanna is charged with an offence under Section 2.

Gary owns a vintage car which runs at 20 mpg but he only drives it two or three times a year to vintage car rallies. He normally takes two days to drive to the rallies but when it breaks down on the way to a rally, he drives it over 200 miles in one day to get there. Unfortunately, he is stopped by the police as he enters the rally field and, after checking his Tachograph, he is charged with an offence under Section 2.

Using the rules of statutory interpretation, advise Joanna and Gary as to whether any offences have been committed in this situation. [28]

Turn over

Section B

Answer **one** question from this section.

You will need to answer both part (a) **and** part (b) of your chosen question.

Part (a) requires you to demonstrate knowledge and understanding of legal rules and principles.

Part (b) requires you to analyse and evaluate legal rules, principles, concepts and issues.

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

5. (a) Explain the way in which judges are appointed. [8]

(b) Analyse and evaluate the significance of judges in terms of them being representative of society. [24]

6. (a) Explain the role of juries in criminal cases in Wales and England. [8]

(b) Analyse and evaluate the arguments for and against the jury system in Wales and England. [24]

END OF PAPER