

**ADVANCED SUBSIDIARY GCE UNIT
LAW**

English Legal System

MONDAY 11 JUNE 2007

G141

Morning

Time: 2 hours

Additional materials: Answer Booklet (8 pages)



INSTRUCTIONS TO CANDIDATES

- Write your name, Centre number and candidate number in the spaces provided on the answer booklet.
- Answer **four** questions, **at least** one from Section A and **at least** one from Section B.
- Read each question carefully and make sure you know what you have to do before starting your answer.
- If you use additional sheets of paper, fasten these securely to the answer booklet.
- Write the numbers of the questions you answer on the front of your answer booklet.

INFORMATION FOR CANDIDATES

- The number of marks is given in brackets [] at the end of each part question.
- The total number of marks for this paper is 120.
- **Candidates are reminded of the need to write in continuous prose where appropriate. You will be assessed on the quality of your written communication and your use of appropriate legal terminology (QWC).**

This document consists of 4 printed pages.

Answer **four** questions, **at least** one 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** one question from this section.

Question 1

- (a) Describe the selection and training of lay magistrates. [18]
- (b) Discuss the advantages of using lay magistrates to make decisions in criminal matters. [9]

QWC [3]
Total marks [30]

Question 2

- (a) Describe the different methods of Alternative Dispute Resolution available to deal with civil cases. [18]
- (b) Discuss the advantages of using Alternative Dispute Resolution rather than using the courts. [9]

QWC [3]
Total marks [30]

Question 3

- (a) Describe the roles of judges in civil cases **both** in trial courts and in appeal courts. [18]
- (b) Discuss the disadvantages of the present method of judicial selection. [9]

QWC [3]
Total marks [30]

Question 4

- (a) Describe conditional fee agreements and publicly funded legal representation in civil cases. [18]
- (b) Discuss the problems of conditional fee agreements. [9]

QWC [3]
Total marks [30]

Question 5

- (a) Describe the training of barristers and solicitors. [18]
- (b) Discuss the disadvantages of the current system of training barristers and solicitors. [9]

QWC [3]
Total marks [30]

Section B

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

Question 6

- (a) Describe the powers of the police to arrest a person on the street. [18]
- (b) Matthew is arrested on suspicion of a minor theft. He is taken to the police station and held for 40 hours without charge. He is refused access to a solicitor for advice while he is at the police station.

Explain to Matthew whether his detention at the police station was lawful. [9]

QWC [3]

Total marks [30]

Question 7

- (a) Describe how matters relating to the granting of bail to a person awaiting trial are decided. [18]
- (b) Charlie is charged with criminal damage. He has three previous convictions for criminal damage, one which was committed whilst on bail. He does not live locally and he has no contact with his family.

Explain which factors and conditions are likely to be considered when making a decision whether or not to grant bail to Charlie. [9]

QWC [3]

Total marks [30]

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