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A-level **LAW**

Paper 1

Wednesday 3 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.
- 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).
- Do all rough work in this book. Cross through any work you do not want to be marked.
- Questions should be answered in continuous prose. Give reasoned answers. Where appropriate, make reference to cases, statutes and examples.

| For Examiner's Use | | | |
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| Question | Mark | | |
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Information

- The marks for questions are shown in brackets.
- The maximum mark for this paper is 100.



| Answer all questions in the spaces provided. | | |
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| Only one answer per question is allowed. | | |
| For each answer 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 as shown. | now wish to sele | ect |
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| 0 1 Select the true statement about liability for an omission. | [1 n | nark] |
| | [''' | iai Kj |
| A An Act of Parliament can create liability for an omission. | 0 | |
| B An omission cannot make a person guilty of an offence. | 0 | |
| C Liability for an omission arises due to an involuntary action. | 0 | |
| D Liability for an omission removes the need to prove mens rea. | 0 | |

0 2 Select the **true** statement about the defence of diminished responsibility.

[1 mark]

| Α | The abnormality of mental functioning must provide an explanation for the defendant's conduct. | 0 |
|---|--|---|
| В | The defect of reasoning must be due to an external factor. | 0 |
| С | The defendant must be judged against a reasonable adult. | 0 |
| D | The defendant must show a justifiable sense of being seriously wronged. | 0 |



| 3 | Within statutory interpretation, which one of the following is not an interpretation? | rinsic (inte | rnal) aid to |
|---|---|--------------|-------------------------|
| | ' | | [1 mark] |
| | A A Law Commission Report | 0 | |
| | B An interpretation section | 0 | |
| | C The long title | 0 | |
| | D The preamble | 0 | |
| 4 | The CILEx Regulation Board has the power to discipline which one of | the follow | ing? [1 mark] |
| | A A barrister | 0 | |
| | B A judge | 0 | |
| | C A legal executive | 0 | |
| | D A solicitor | 0 | |
| 5 | Select the true statement about the role of the jury within the criminal The jury will | justice sys | stem. [1 mark] |
| | A decide points of law. | 0 | |
| | B decide the sentence. | 0 | |
| | C reach a verdict based on the facts presented. | 0 | |
| | D sit on appeal hearings. | 0 | |
| | Turn over for the next question | | |
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| Using any examp | ole, explain the 1966 F | Practice Statement. | |
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Alice and Belle were on rival football teams. After a match, on the way to the changing rooms, Alice pushed Belle violently, causing Belle to fall awkwardly. Belle suffered a badly sprained wrist. Subsequent poor medical treatment left Belle with permanent damage to her wrist.

Causation requires proof of causation in fact and causation in law. Alice caused the permanent damage to Belle's wrist in fact.

| Suggest why Alice is likely to have caused the permanent damage | [5 marks |
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| 0 8 | Caroline wrongly believed that Debbie had started a rumour that Caroline had cheated in an exam. This made Caroline furious with Debbie. During the lunch break, Debbie walked into the college toilets where Caroline was washing her hands. Caroline became very angry and threw liquid soap in Debbie's face. Debbie suffered an allergic reaction to the soap resulting in blurred vision for several hours after the attack |
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| Self-defence may be use | ed as a defence in o | criminal law. | |
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| Examine the meaning of defence of self-defence | 'justice' and discus | ss the extent to which | the availability of t |
| defende of sen defende | may dome ve justice | ·. | [15 |
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In Question **10** you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

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Frank went into a shop where he had fitted some shelves the previous week. The owner had refused to pay Frank for the work, so when Frank saw a shop assistant counting money he snatched £200 from the assistant's hands. As Frank turned to go, the assistant tried to stop him but Frank pushed him aside and left with the money. That night, Frank felt guilty about taking the money. He put it all into an envelope, went back to the shop and posted it through the letterbox.

The following evening, Frank drank a large amount of alcohol in a pub. There was a report on the pub TV of the incident in the shop the previous day, including CCTV footage of Frank leaving. George, the barman, shouted over to Frank, "That looks like you, mate." Annoyed that he had been recognised, Frank threw his beer at George. George jumped sideways to avoid being soaked, slipped and fell against the bar counter. George broke his skull and died shortly afterwards.

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

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Over the last few months Harry and Isobel's relationship had become increasingly strained as Harry's behaviour had become unpredictable and often violent. One evening, Isobel read a message on Harry's phone from her sister. The message read 'thank you for a wonderful evening, darling'. Isobel confronted Harry and accused him of having an affair with her sister. Harry became aggressive, smashing plates and taunting Isobel for being jealous. He shouted, "You're a useless wife. I wish I'd married your sister!"

Harry was tired but before he went to bed he told Isobel that he would beat her up in the morning. About an hour later, when Harry was asleep, Isobel was furious about the events of the evening and the threat he had made to her. She was also worrying about what would happen the next morning. Isobel took a kitchen knife and stabbed Harry several times, before fleeing from the bedroom. Harry died from blood loss.

| Consider Isobel's criminal liability for the murder of Harry. | | |
|--|--|--|
| Assuming that Isobel is found guilty, assess the sentencing powers available to the court. [30 marks] | | |
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