



UNIVERSITY OF CAMBRIDGE INTERNATIONAL EXAMINATIONS
General Certificate of Education
Advanced Subsidiary Level and Advanced Level

LAW

9084/12

Paper 1 Structure and Operation of the English Legal System

May/June 2011

1 hour 30 minutes

Additional Materials: Answer Booklet/Paper

READ THESE INSTRUCTIONS FIRST

If you have been given an Answer Booklet, follow the instructions on the front cover of the Booklet.

Write your Centre number, candidate number and name on all the work you hand in.

Write in dark blue or black pen.

Do not use staples, paper clips, highlighters, glue or correction fluid.

Answer **three** questions.

At the end of the examination, fasten all your work securely together.

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

This document consists of **2** printed pages.



Answer **three** questions.

- 1** In a recent case, the jury forewoman explained to the judge that she and her fellow jurors had played games of Sudoku throughout the proceedings because it was difficult to maintain attention during the lengthy evidence.

To what extent does this highlight the inappropriateness of the role of the jury in complex proceedings? Can you offer any positive reasons for maintaining the present system of juries in the civil and criminal courts? [25]

- 2** Doris, who is 72 years old and has no previous convictions, pleads guilty at the Crown Court to importing a large quantity of heroin into the United Kingdom.

What sentencing options are open to the judge in this case? What principles will be considered in arriving at that decision? [25]

- 3** Barry, a 29 year old bus driver, wishes to become a magistrate.

Explain carefully the process of selection he will need to undergo, any difficulties you think he may encounter and the work he will have to undertake if selected. [25]

- 4** The judicial function of the House of Lords has now been abolished and replaced by that of the Supreme Court.

Discuss critically the function and achievements of the House of Lords and consider whether, in your opinion, the time had come for a change. [25]

- 5** Analyse critically the purpose, advantages and disadvantages of delegated legislation. [25]

- 6** In 1990, Lady Carbury purchases a painting from the art dealers Melmotte & Co., which they assure her is the work of the celebrated artist Ghiselli. In 2009 she takes the painting to the television programme 'The Fine Art Roadshow', where an expert advises her that her picture is a worthless fake. She now wishes to recover from Melmotte & Co. the £20 000 she paid for the painting.

Discuss briefly whether equity will assist her. To what extent has equity generally assisted those seeking remedies in the civil courts? [25]

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