

General Certificate of Education
January 2008
Advanced Subsidiary Examination



LAW
Unit 2 Dispute Solving

LAW2

Monday 14 January 2008 1.30 pm to 2.30 pm

For this paper you must have:

- an 8-page answer book.

Time allowed: 1 hour

Instructions

- Use blue or black ink or ball-point pen.
- Write the information required on the front of your answer book. The *Examining Body* for this paper is AQA. The *Paper Reference* is LAW2.
- Answer **two** questions.
- Do all rough work in the answer book. Cross through any work you do not want to be marked.
- Give reasoned answers. Where appropriate, make reference to authority.

Information

- The maximum mark for this paper is 65.
Five of these marks will be awarded for using good English, organising information clearly and using specialist vocabulary where appropriate.
- The marks for questions are shown in brackets.

Answer **two** questions.

Give reasoned answers. Where appropriate, make reference to authority.

- 1** (a) Olivia wants to claim compensation after being injured in an accident. Identify the courts in which her claim for compensation could be heard (including any appeals) and briefly describe the process involved. *(15 marks)*
- (b) Briefly explain ways in which Olivia could pay for her case if it went to court. Discuss advantages **and** disadvantages of these forms of funding. *(15 marks)*
- 2** (a) Describe the work of barristers, solicitors **and** legal executives both in and out of court. *(20 marks)*
- (b) Discuss how barristers **and** solicitors can be held responsible for poor work. *(10 marks)*
- 3** Tribunals, arbitration and mediation are examples of alternative dispute resolution (ADR) in which civil disputes can be resolved without going to court.
- (a) Including reference to the types of dispute dealt with, describe how any **two** of these forms of ADR work. *(15 marks)*
- (b) Identify and discuss advantages **and** disadvantages of ADR. *(15 marks)*
- 4** (a) Explain how lay magistrates are chosen and appointed. Briefly outline the role of lay magistrates in court. *(20 marks)*
- (b) Discuss the **disadvantages** of using lay people (lay magistrates **and** jurors) in the criminal justice process. *(10 marks)*
- 5** (a) Describe the role of a judge in a civil trial, including pre-trial issues. *(10 marks)*
- (b) Briefly describe how judges are chosen, appointed and dismissed. Consider why it is difficult to dismiss a judge from office. *(20 marks)*

END OF QUESTIONS