
LAW

9084/12

Paper 1 Structure and Operation of the English Legal System

October/November 2017

1 hour 30 minutes

No Additional Materials are required.

READ THESE INSTRUCTIONS FIRST

An answer booklet is provided inside this question paper. You should follow the instructions on the front cover of the answer booklet. If you need additional answer paper ask the invigilator for a continuation booklet.

Answer **three** questions.

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



This document consists of **2** printed pages, **2** blank pages and **1** Insert.

Answer **three** questions.

- 1 Judges have so many tools available in statutory interpretation that it is difficult to predict the outcome of any case.

Explain how judges interpret statutes and discuss the accuracy of the above statement. [25]

- 2 Describe the appointment and role of lay magistrates. Discuss the problems which might arise from the use of lay personnel in such an important role. [25]

- 3 Delegated legislation gives too much power to too many people.

Describe the different types of delegated legislation and evaluate the validity of the above statement. [25]

- 4 Outline the law concerning bail. Consider whether the criteria used by the police and the courts in granting or refusing bail are satisfactory. [25]

- 5 The Crown Prosecution Service (CPS) was created after a report by the Phillips Commission identified shortcomings in the prosecution process.

Explain the function of the CPS and evaluate its effectiveness. [25]

- 6 Explain, with examples, the various methods of alternative dispute resolution (ADR) available. Discuss why these methods may be preferable to commencing a case in the civil courts. [25]

BLANK PAGE

Permission to reproduce items where third-party owned material protected by copyright is included has been sought and cleared where possible. Every reasonable effort has been made by the publisher (UCLES) to trace copyright holders, but if any items requiring clearance have unwittingly been included, the publisher will be pleased to make amends at the earliest possible opportunity.

To avoid the issue of disclosure of answer-related information to candidates, all copyright acknowledgements are reproduced online in the Cambridge International Examinations Copyright Acknowledgements Booklet. This is produced for each series of examinations and is freely available to download at www.cie.org.uk after the live examination series.

Cambridge International Examinations is part of the Cambridge Assessment Group. Cambridge Assessment is the brand name of University of Cambridge Local Examinations Syndicate (UCLES), which is itself a department of the University of Cambridge.