



GCE A LEVEL

A150U20-1



O21-A150U20-1



TUESDAY, 12 OCTOBER 2021 – AFTERNOON

LAW – A level component 2
Substantive Law in Practice

2 hour 15 minutes

A150U201
01

ADDITIONAL MATERIALS

A WJEC pink 16-page answer booklet.

INSTRUCTIONS TO CANDIDATES

Answer **three** questions in total, each question from a different section.

Section A – Law of Contract (private law)

Section B – Law of Tort (private law)

Section C – Criminal Law (public law)

Section D – Human Rights Law (public law)

Use black ink or black ball-point pen. Do not use pencil or gel pen. Do not use correction fluid.

The same three sections that you choose for this examination must also be chosen for the component 3 examination.

Write your answers in the separate answer booklet provided. Use both sides of the paper. Write only within the white areas of the booklet.

Write the question number in the two boxes in the left-hand margin at the start of each answer.

e.g.

0	1
---	---

 .

Leave at least two line spaces between each answer.

INFORMATION FOR CANDIDATES

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

Answer three questions in total.

Section A

Law of Contract

Answer one question from this section if you have studied this area of private law.

The questions which follow require you to:

- *demonstrate knowledge and understanding of the English legal system;*
- *apply legal rules and principles to the scenario; and*
- *present a legal argument using appropriate legal terminology.*

Credit will be given for the use of relevant supporting case law and authority.

Either,

0	1
---	---

John owns a local paper shop in Manchester. While delivering his newspapers one frosty winter morning he fell and broke his leg. His best friend Amobi (a postman) told him that he would help and offered to take the newspapers with him while delivering the letters. After three months, John recovered and then told Amobi that in consideration of his efforts, he would pay for a holiday as long as Amobi would book it. On the strength of this promise, Amobi booked a holiday for £3,000. Shortly afterwards, John and Amobi argued and John threatened not to pay the full cost of the holiday. Fearing that he would not get paid at all, Amobi accepted a cheque for £1,000 in full and final settlement of the debt.

Advise Amobi as to his legal position, applying your knowledge and understanding of legal rules and principles. [25]

Or,

0	2
---	---

On the 11th of September 2020, City Car Sales Ltd sold Richard a second-hand Mini car for £7,000. During the negotiations for the sale, Richard was informed by William, an employee of City Car Sales Ltd, that the engine was as “good as new” and had done only 4,000 miles. Six months later, Richard took the car to another garage for repair and was then informed that the engine had done 80,000 miles, was worn out and would cost over £6,000 to replace. He was advised that it was unsafe to drive. Richard needed a car to go to work so he hired a replacement car at £150 per week rental cost.

Advise Richard as to whether he can take action for misrepresentation and the remedies available to him, applying your knowledge and understanding of legal rules and principles. [25]

Section B

Law of Tort

Answer **one** question from this section if you have studied this area of private law.

The questions which follow require you to:

- demonstrate knowledge and understanding of the English legal system;
- apply legal rules and principles to the scenario; and
- present a legal argument using appropriate legal terminology.

Credit will be given for the use of relevant supporting case law and authority.

Either,

0	3
---	---

Keith, a chemistry teacher, liked making his own fireworks. He took a firework he had just made to show his neighbour, Ben, who invited Keith into his kitchen. Keith put the firework on Ben's gas cooker hob so that they could admire it. Unfortunately, the hob was still hot enough to cause the firework to explode, wrecking the kitchen and severely injuring Ben. Ben aged 28, can no longer work and requires constant care. His life expectancy is greatly reduced. Gases given off in the explosion damaged a valuable oil painting in the next room. This type of damage by gases to an oil painting was completely unexpected.

Advise Ben of any legal action he may be able to take under the tort of negligence, applying your knowledge and understanding of legal rules and principles. [25]

Or,

0	4
---	---

Billy's house had a very long garden, at the bottom of which was a rundown garage. Children often played in the field behind Billy's house and having seen children trying to get over his garden fence near the garage, Billy placed a large notice on the fence which stated, "Danger. Keep Out". Later, for a bit of fun, Alex and another young boy, Joe, climbed over the fence and onto the garage roof. The roof suddenly collapsed due to its rotten condition, causing Alex to fall and rip his legs open on the broken roof tiles.

Advise Alex as to whether Billy could be held liable in connection with his injuries under the tort of occupiers' liability, applying your knowledge and understanding of legal rules and principles. [25]

Section C

Criminal Law

Answer **one** question from this section if you have studied this area of public law.

The questions which follow require you to:

- demonstrate knowledge and understanding of the English legal system;
- apply legal rules and principles to the scenario; and
- present a legal argument using appropriate legal terminology.

Credit will be given for the use of relevant supporting case law and authority.

Either,

0	5
---	---

Kwame works at an all-night petrol station. One evening while Kwame was helping a heavily pregnant customer put oil in her car, a battered truck pulled up on the forecourt. Kwame recognised the driver as Mike, a local farmer who had recently gone bankrupt and lost his farm. Mike was known to be mentally unstable. As Mike got out of the truck, Kwame saw that he was carrying a gun. Mike pointed the gun at Kwame's customer and said to Kwame: 'I want everything you've got in the till, otherwise this woman and her baby are going to die.' Believing that Mike was insane enough to carry out that threat, Kwame unlocked the till and gave Mike the money. Instead of leaving with the cash, Mike said: 'Now I'm going to shoot the woman and then I'm going to shoot you.' At this, Kwame lunged at Mike, grabbed the gun from his hands, and shot Mike dead.

Advise Kwame as to whether he would have any defences if he were to be charged with murder, applying your knowledge and understanding of legal rules and principles. [25]

Or,

0	6
---	---

Jane and Lutsi work as care assistants in a nursing home. One of the elderly patients, Mary, is very uncooperative. One morning Mary refused to get into her wheelchair. Jane lost her temper and for a moment she did not care whether she hurt Mary or not. Although it was strictly against the nursing home's rules, she grasped Mary under the arms and physically pushed her into the wheelchair. The wheelchair toppled over crushing Lutsi against the wall. Mary began to complain that her arm was hurting. Lutsi was also in pain but she decided not to tell anyone what had happened in case her friend, Jane, lost her job. Later that day, the manager of the nursing home noticed that Mary's arm looked swollen, so she drove Mary to the hospital to have it X-rayed. It turned out that Mary's arm was broken and the hospital decided to keep her in for a few days. Meanwhile, Lutsi was in extreme pain but did not dare to complain for fear of her manager finding out how Mary had come by her injury. That night, Lutsi collapsed and died from internal bleeding. Mary's broken arm healed well but while she was in hospital she contracted an infection and subsequently died.

Advise Jane as to whether she may be criminally liable for the deaths of Lutsi and Mary, applying your knowledge and understanding of legal rules and principles. [25]

Section D

Human Rights Law

Answer **one** question from this section if you have studied this area of public law.

The questions which follow require you to:

- demonstrate knowledge and understanding of the English legal system;
- apply legal rules and principles to the scenario; and
- present a legal argument using appropriate legal terminology.

Credit will be given for the use of relevant supporting case law and authority.

Either,

0	7
---	---

Ade had recently opened a student bank account and he was issued with a silver-coloured debit card. On his way to use the cash machine for the first time, he took the card from his pocket and held it in his hand as he walked along the street. Police Constable Freeman saw something that looked metallic in Ade's hand and thought that it might be a knife. He pushed Ade to the ground and then knelt on Ade's back while he searched Ade's jacket for weapons. Finding only the debit card, he pulled Ade to his feet, and told him that he was taking him to the police station in order to establish his identity. On arrival at the station, Ade's fingerprints were taken by force. Ade was refused permission to phone his family or speak to a solicitor. After thirty-eight hours in police custody, Ade was told that the police had established his identity and that he was free to leave.

Advise Ade as to the legality of the actions of the police, applying your knowledge and understanding of legal rules and principles. [25]

Or,

0	8
---	---

Ranvir is the head teacher at a primary school attended by children of several different religious faiths. Instead of the traditional Easter celebrations, Ranvir has decided that this year the school should hold a non-religious Spring Festival, so that all of the children can take part. However, when Ranvir revealed her plans at a meeting of the school's Parent-Teacher Association, she was fiercely opposed by one of the parents, Adam, who openly accused her of being obsessed with political correctness and having no real concern for the welfare of the children. Several days later, Adam encountered Ranvir outside the school and behaved so aggressively towards her that he was arrested and charged with assault and affray. The story was picked up by a popular tabloid newspaper, the Morning Times, which ran it under the headline: "Mean Ranvir Cancels the Easter Bunny", and stated that it was absurd that Adam should be prosecuted for standing up for the views of right-thinking people.

Advise Adam as to whether the Morning Times may be guilty of contempt of court, applying your knowledge and understanding of legal rules and principles. [25]

END OF PAPER

BLANK PAGE

BLANK PAGE