

Pearson Edexcel

International Advanced Level

Law

Paper 1

Tuesday 17 May 2016 – Afternoon

Time: 3 hours

Paper Reference

YLA0/01

You must have:

Answer book (AB16)

Instructions

- In the boxes on the answer book, write your centre number, candidate number, your surname and initials, the paper reference (YLA0/01) and your signature.
- Answer **FOUR** questions: **TWO** questions from Part One and **TWO** questions from Part Two.
- Your answers must be fully supported with appropriate legal authority and examples.
- Answer your questions in the answer book.
- Indicate which questions you are answering, in the boxes on the front page of the answer book **AND** in the left-hand margin of the answer space.
- Do not use pencil. Use blue or black ink.

Information

- All questions carry equal marks.
- The total mark for this paper is 100.
- This paper has 10 questions. Page 4 is blank.

Advice

- Write your answers neatly and in good English.

Turn over ►

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Answer FOUR questions.

**TWO questions must be chosen from Part One and
TWO questions must be chosen from Part Two.**

PART ONE

- 1** What is the meaning of the term legal positivism? Is it an appropriate approach to the analysis of law?

(Total for Question 1 = 25 marks)

- 2** "Law is always slower than other mechanisms as a means of promoting and securing social change." Explain and evaluate this statement.

(Total for Question 2 = 25 marks)

- 3** What were the problems affecting the legal system in England and Wales that gave rise to the legislative reforms in the 19th century? What did these reforms do to alter the relationship between the common law and equity?

(Total for Question 3 = 25 marks)

- 4** "Strict liability is based on old-fashioned notions of responsibility and has no place in modern law." Explain and evaluate this statement.

(Total for Question 4 = 25 marks)

- 5** How far did the implementation of the Human Rights Act 1998 affect the proposition that it is for judges to interpret the laws and it is for Parliament to pass the laws?

(Total for Question 5 = 25 marks)

TOTAL FOR PART ONE = 50 MARKS

PART TWO

- 6 "There are no 'rules' of statutory interpretation, but the approaches used by judges and the decisions reached are broadly predictable." Explain and evaluate this statement.

(Total for Question 6 = 25 marks)

- 7 To what extent is it accurate to claim that the common law doctrine of precedent characteristically preserves legal certainty and consistency in the application of the law?

(Total for Question 7 = 25 marks)

- 8 "Fundamental reforms are needed to the criteria under which civil and criminal legal aid are granted." Explain and evaluate this statement.

(Total for Question 8 = 25 marks)

- 9 "The arguments for the abolition of the jury in England and Wales are far more persuasive than those for its retention." Explain and evaluate this statement.

(Total for Question 9 = 25 marks)

- 10 "EU law has had only a marginal impact on UK law and the traditional doctrine of sovereignty survives intact." Explain and evaluate this statement.

(Total for Question 10 = 25 marks)

TOTAL FOR PART TWO = 50 MARKS
TOTAL FOR PAPER = 100 MARKS

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