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

LAW **9084/11**

Paper 1 Structure and Operation of the English Legal System **May/June 2012**

1 hour 30 minutes

Additional Materials: Answer Booklet/Paper

2400262260

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.

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Answer **three** questions.

1 To what extent would you say that the Human Rights Act 1998 has had a beneficial impact upon English law? Give reasons for your answer and consider some of the relevant cases. [25]

2 Commercial and civil mediation has grown by 30% in the last three years.

Explain the way mediation operates. Discuss the reasons for the increasing popularity of Alternative Dispute Resolution as a way of resolving disputes. [25]

3 In R v Blake and Others (2010), four armed robbers were convicted following the first criminal trial without a jury in England for over 400 years.

Consider the circumstances in which a trial without a jury might be justified, giving full reasons for your answer. [25]

4 'Certainty in the law is more important than the possibility of individual hardship or injustice.'

Discuss critically the extent to which this remains an accurate assessment of precedent and the hierarchical system and operation of the courts in England and Wales. [25]

5 Explore critically some of the ways in which equity ensures that fairness is a fundamental principle of English law. [25]

6 Discuss critically the function and jurisdiction of the Magistrates' court in England and Wales. [25]

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