



Please write clearly in block capitals.

Centre number

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Candidate number

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Surname

Forename(s)

Candidate signature

A-level LAW

Paper 1

Tuesday 4 June 2019

Morning

Time allowed: 2 hours

Materials

- You will need no other materials.

Instructions

- Use black ink or black ball-point pen.
- Fill in the boxes at the top of this page.
- Answer **all** questions. You must answer the questions in the spaces provided. Do **not** write on blank pages.
- If you need extra space for your answer(s), use the lined pages at the end of this book. Write the question number against your answer(s).
- Do all rough work in this book. Cross through any work you do not want to be marked.
- Questions should be answered in continuous prose. Give reasoned answers. Where appropriate, make reference to cases, statutes and examples.

Information

- The marks for questions are shown in brackets.
- The maximum mark for this paper is 100.

For Examiner's Use	
Question	Mark
1–5	
6	
7	
8	
9	
10	
11	
TOTAL	



J U N 1 9 7 1 6 2 1 0 1

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7162/1

Answer **all** questions in the spaces provided.

Only **one** answer per question is allowed.

For each answer completely fill in the circle alongside the appropriate answer.

CORRECT METHOD



WRONG METHODS



If you want to change your answer you must cross out your original answer as shown.



If you wish to return to an answer previously crossed out, ring the answer you now wish to select as shown.



0 1 Which **one** of the following statements about mens rea is **false**?

[1 mark]

A Direct intention requires the defendant to aim to cause a consequence.

☐

B Mens rea is the mental element of an offence.

☐

C Mens rea must be proven in all criminal cases.

☐

D Recklessness requires the defendant to foresee the risk of a consequence.

☐

0 2 Which **one** of the following statements about gross negligence manslaughter is **true**?

[1 mark]

A The defendant must commit an unlawful act against the victim.

☐

B The defendant must have foreseen a risk of death.

☐

C The defendant must have wanted to cause the victim serious harm.

☐

D The defendant's act or omission must create a risk of death.

☐


0 3

Which **one** of the following statements about the use of the golden rule within statutory interpretation is correct?

[1 mark]

- A** The golden rule allows the judge to take account of Parliament's purpose in passing the statute.
- B** The golden rule directs the judge to look at the gap in the law which the statute intended to cover.
- C** The golden rule enables the judge to avoid an interpretation which would lead to an absurd result.
- D** The golden rule gives the judge no discretion as the words of the statute must be followed exactly.

☐☐☐☐**0 4**

Which **one** statement best describes the method of 'distinguishing' within the doctrine of judicial precedent?

[1 mark]

- A** Not following a previous decision because the facts in the present case are materially different
- B** Overruling a previous decision made by the Court of Appeal
- C** Speculating what a decision would have been if the facts were different
- D** Stating that a legal rule in an earlier case is wrong

☐☐☐☐**0 5**

Which **one** of the following statements about the jurisdiction of lay magistrates is **false**?

[1 mark]

- A** Magistrates can sit on appeals in the Crown Court.
- B** Magistrates can try cases within the Youth Court.
- C** Magistrates can try indictable-only offences.
- D** Magistrates can try triable-either-way offences.

☐☐☐☐**5****Turn over for the next question****Turn over ►**

[5 marks]

[illegible]

5



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[10 marks]

[illegible]

Extra space



0	9
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Examine the meaning and significance of 'fault' within criminal law, and discuss the extent to which offences of strict liability criminalise those who are not at 'fault'.

[illegible]

Extra space



1	0
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Ian feared that he too would be attacked. He pushed Gail into a busy road where she was hit by a speeding car. Gail suffered several deep cuts to her face and body and was left with permanent scarring.

[30 marks]

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[illegible]

[illegible]

[illegible]

[illegible]

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outside the
box*

In Question 11 you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

1	1
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Daryl joined a gang which was well known in the area for stealing from local stores. Daryl was ordered to steal a laptop computer. When he refused, the leader of the gang told Daryl that if he did not do this, Daryl's young son would end up in hospital very soon.

Fran went to collect a laptop and mobile phone that she had ordered from a local store. Daryl followed her into the store and watched as Fran was handed a laptop and a mobile phone. She put the mobile phone straight into her bag and held the laptop as she paid the shopkeeper. When Fran left the shop, Daryl followed her and, remembering the earlier threat about his son, pushed her hard against the wall, snatched the laptop and ran down the street.

Later that evening, when Fran switched on the mobile phone, she realised that it was not the one she had ordered but a more expensive model, and so she decided to keep it.

Consider Daryl and Fran's criminal liability for property offences in relation to the laptop computer and the mobile phone.

Assess the ways in which Daryl and Fran may obtain legal advice about their cases before trial.

[30 marks]

[illegible]

Turn over ►



[illegible]

[illegible]

[illegible]

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30



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**DO NOT WRITE ON THIS PAGE
ANSWER IN THE SPACES PROVIDED**



[illegible]

[illegible]

Question number	Additional page, if required. Write the question numbers in the left-hand margin.
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