GradeMax

Please check the examination details below before entering your candidate information

Candidate surname	Other names

Pearson Edexcel
International Advanced Level

Centre Number | Candidate Number

Wednesday 3 June 2020

Morning (Time: 3 hours) | Paper Reference **YLA1/01**

Law
International Advanced Level
Paper 1: Underlying Principles of Law and the English Legal System

You do not need any other materials.

Total Marks

Instructions

- Use **black** ink or ball-point pen.
- **Fill in the boxes** at the top of this page with your name, centre number and candidate number.
- Answer **all** questions.
- Answer the questions in the spaces provided
  – *there may be more space than you need.*

Information

- The total mark for this paper is 100.
- The marks for **each** question are shown in brackets
  – *use this as a guide as to how much time to spend on each question.*

Advice

- Read each question carefully before you start to answer it.
- Try to answer every question.
- Check your answers if you have time at the end.

Turn over ▶

P62446A

©2020 Pearson Education Ltd.

1/1/1/1/1/

P 6 2 4 4 6 A 0 1 1 6

Pearson

Answer ALL questions.

Write your answers in the spaces provided.

1 (a) State the meaning of:

(i) ***stare decisis***

(2)

(ii) ***obiter dicta***.

(2)

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

(b) Explain the impact of the 1966 Practice Statement on the development of judicial precedent in England and Wales.

(6)

(c) Assess the advantages **and** disadvantages of judicial precedent.

(10)

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

(Total for Question 1 = 20 marks)

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

2 (a) Describe the burden of proof in a civil court case.

(2)

(b) Explain **two** differences between tort and contract.

(4)

1

2

(c) Evaluate the purpose of the remedies available to resolve civil disputes and when they may best be used.

(14)

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

(Total for Question 2 = 20 marks)

3 (a) Explain the difference between **European Regulations** and **Directives**.

(4)

(b) Analyse the role of the European Court of Justice in settling disputes.

(6)

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

(c) Assess the role, composition and importance of the European Commission in the law-making process.

(10)

(Total for Question 3 = 20 marks)

4 (a) Describe what is meant by **legal personality**.

(2)

(b) Analyse the differences between **rules** and **laws**.

(6)

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

(c) Assess the theory of legal positivism in relation to law making.

(12)

(Total for Question 4 = 20 marks)

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

5 Evaluate the relationship between the theories of punishment and the criminal sanctions available to the court.

(20)

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

(Total for Question 5 = 20 marks)

TOTAL FOR PAPER = 100 MARKS

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA

BLANK PAGE

BLANK PAGE

DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA
DO NOT WRITE IN THIS AREA