Student Number: ……. Teacher: …….

Baulkham Hills High School

Trial Examination

Higher School Certificate

2019

Legal Studies

General Instructions

- Reading time, 5 minutes
- Working time, 3 hours
- Write using black pen
- Attempt all questions
- Write your candidate number and teacher's name in the spaces indicated

Total Marks: 100

Section I (pages 2-6)
20 marks

- Attempt Questions 1-20
- Allow about 30 minutes for this section

Section II (pages 7-12)
30 marks

This section has TWO parts
Allow about 1 hour for this section

Part A – 15 marks
Attempt Questions 21-23

Part B – 15 marks
Attempt Question 24

Section III (pages 13-15)
50 marks

- Attempt TWO questions from Questions 25-31
- Allow about 1 hour and 30 minutes for this section

Section I
20 marks
Attempt Questions 1-20
Allow about 30 minutes for this section

Use the multiple choice answer sheet for Questions 1-20

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1. What is the legal term for the physical act of committing a crime?

   A. Mens rea
   B. Actus reus
   C. Causation
   D. Intention

2. What is the role of a victim's impact statement?

   A. It gives the victim a say in charge bargaining
   B. It allows the victim to have a say in the sentencing process
   C. It allows the victim to present written evidence in the determination of guilt
   D. It allows the victim a say in the determination of evidence

3. Who has the burden of proof in the Children's Court?

   A. Plaintiff
   B. Defendant
   C. Prosecution
   D. Magistrate

4. Greg is stopped by the police for a random breath test.

   What must he do?

   A. He must submit to the breath test
   B. He does not have to do anything
   C. He must answer all questions asked by the police
   D. He must get out of the car

5. Ellen is arrested and charged as part of an international drug smuggling ring.

What type of crime is this an example of?

A. Crime against the person
B. Crime against the international community
C. War crime
D. Transnational crime

6. Selling alcohol to people under the age of 18 is an example of which type of crime?

A. Public order offence
B. Preliminary offence
C. Strict liability offence
D. Drug offence

7. What is the main consideration in determining parole?

A. Victim's rights
B. Prisoner's rights
C. Community safety
D. The duration of sentence served

8. Which feature distinguishes a summary offence from an indictable offence?

A. The seriousness of the offence
B. The court which will hear an appeal
C. The parties to the crime
D. Whether it is a white collar crime

9. During the criminal investigation process, young offenders are classified as 'vulnerable people'.

What does this mean?

A. They can't be arrested for a serious offence
B. They can't be searched after being arrested
C. They can't be fingerprinted after being arrested
D. They can't be questioned without a support person

10. How is the truth of the evidence, tested in an adversarial trial?

A. Questions from the judge
B. Cross examination
C. Police statements
D. Video evidence

11. What is the role of the Public Defender?

A. To represent public officials charged with criminal offences
B. To represent victims of crime who have legal aid
C. To represent police officers in the court of law
D. To represent people charged with serious indictable offences who have legal aid

12. Which of the following is a civil and political right?

A. The right to life
B. The right to work
C. The right to an adequate standard of living
D. The right to education

13. The minority Muslim group of a particular country are placed in concentration camps for 're-education purposes'.

Which human right is being denied?

A. The right to education
B. The right to privacy
C. The right to freedom of religion
D. The right to own property

14. Which of the following defences can lead to an acquittal?

A. Provocation
B. Panic
C. Battered Women Syndrome
D. Self-defence

15. Which of the following has the power to prosecute human rights offenders?

A. International Court of Justice
B. International Criminal Court
C. Security Council
D. Permanent Court of Arbitration

16 Which of the following is a true statement about the Declaration of Human Rights?

A. It is binding and enforceable on all states under international law
B. It is mostly ignored by states
C. It is generally accepted statements that have become part of international customary law
D. It is ratified by all nations

17. JD has been charged with armed robbery and is awaiting his trial.

Which of the following would be a reason that JD is held in remand?

A. He is deemed an unacceptable risk to the community
B. He is under 18 years old
C. He is unlikely to reoffend
D. He has pleaded not guilty

18. The fact that human rights cannot be taken away from anyone is an example of which characteristic?

A. Fairness
B. Equality
C. Universal
D. Inalienable

19. Sam, who is 30, is charged with stealing from a department store. He has a number of prior convictions. The judge said he has good prospects of rehabilitation.

What penalty is he most likely to receive?

A. Imprisonment
B. An intensive Corrections Order
C. A Non-Conviction Order
D. A Control Order

20. Harry is convicted of murder and appeals to the NSW Court of Criminal Appeal.

What outcome will lead to an acquittal of the charges and release from prison?

A. An order quashing the conviction
B. An order for a retrial before a different judge
C. Referral to the Governor
D. An order for administrative review

End of Section I

Section II
30 marks
Allow about 1 hour for this section

Part A – Human Rights
15 marks
Attempt Question 21-24

Answer the questions in the spaces provided. These spaces provide guidance for the expected length of the response.

Question 21 (3 marks) **3**

Why is universal suffrage a human right?

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Question 22 (5 marks) **5**

Using examples, explain the role of human rights documents in protecting human rights.

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Question 23 (7 marks) **7**

Discuss the effectiveness of international bodies in promoting and enforcing human rights.

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Section II Extra writing space
If you use this space, clearly indicate which question you are answering

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End of Part A

Section II continued

Part B – Crime
15 marks
Attempt Question 24

Answer the question in the writing booklet provided. Extra writing booklets are available.
Write your student number and teacher's name at the top of each writing booklet.

In your answer, you will be assessed on how well you

- demonstrate knowledge and understanding of legal issues relevant to the question
- communicate using relevant legal terminology and concepts
- refer to relevant examples such as legislation, cases, media reports, international instruments and documents
- present a sustained, logical and cohesive response

Question 24 (15 marks) **15**

To what extent does law reform achieve justice in the criminal legal system?

End of Section II

Section III – Option

50 marks
Attempt TWO questions from Questions 25-31, each from a different Option.
Allow about 1 hour and 30 minutes for this section.

Answer EACH question in a SEPARATE writing booklet. Extra writing booklets are available.
Clearly indicate the number of the question you are attempting.
Write your student number and teacher's name at the top of each writing booklet.

In your answer, you will be assessed on how well you

- demonstrate knowledge and understanding of legal issues relevant to the question
- communicate using relevant legal terminology and concepts
- refer to relevant examples such as legislation, cases, media reports, international instruments and documents
- present a sustained, logical and cohesive response

Question 25 – Consumers (25 marks)

a) Evaluate the effectiveness of legal and non-legal response to consumer protection issues involving innovations and technology. **25**

OR

b) Discuss the extent to which law reform has promoted the interests of consumers in Australian consumer law. **25**

Question 26 – Global Environmental Protection (25 marks)

a) Discuss the effectiveness of the law in dealing with the conflict between the demand for resources and global environmental protection. **25**

OR

b) Assess the impacts of compliance and non-compliance in achieving global environmental protection with reference to at least ONE contemporary issue. **25**

Section III continued on page 14

In your answer, you will be assessed on how well you

- demonstrate knowledge and understanding of legal issues relevant to the question
- communicate using relevant legal terminology and concepts
- refer to relevant examples such as legislation, cases, media reports, international instruments and documents
- present a sustained, logical and cohesive response

Question 27 – Family (25 marks)

a) To what extent is law reform effective in enforcing legal responsibilities in relation to family members. **25**

OR

b) Evaluate the effectiveness of legal responses to at least ONE contemporary issues concerning family law? **25**

Question 28 – Indigenous Peoples (25 marks)

a) To what extent is law reform effective when recognising and enforcing the rights of Indigenous people? **25**

OR

b) Evaluate the effectiveness of legal responses to issues concerning indigenous peoples using at least ONE contemporary issue? **25**

Question 29 – Shelter (25 marks)

a) To what extent is law reform effective when enforcing legal responsibilities in relation to those seeking shelter? **25**

OR

b) Evaluate the effectiveness of legal responses to at least ONE contemporary issue concerning shelter. **25**

Section III continued on page 15

In your answer, you will be assessed on how well you

- demonstrate knowledge and understanding of legal issues relevant to the question
- communicate using relevant legal terminology and concepts
- refer to relevant examples such as legislation, cases, media reports, international instruments and documents
- present a sustained, logical and cohesive response

Question 30 - Workplace (25 marks)

b) To what extent is law reform effective in recognising rights in the workplace? **25**

OR

b) Evaluate the effectiveness of legal responses to at least ONE contemporary issue concerning the workplace? **25**

Question 31 – World Order (25 marks)

a) To what extent does the law encourage cooperation and resolve conflict in relation to world order? **25**

OR

b) Assess the role of international law in achieving compliance by States, with reference to ONE contemporary issue. **25**

End of Paper

Student Number: ..... Teacher: .....

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Section I – Multiple Choice Answer Sheet (20 marks)

Select the alternative A, B, C or D that best answers the question. Fill in the response oval completely.

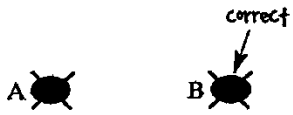
Sample: 2 + 4 = (A) 2 (B) 6 (C) 8 (D) 9

A○ B● C○ D○

If you think you have made a mistake, put a cross through the incorrect answer and fill in the new answer.

A● B⊗ C○ D○

If you change your mind and have crossed out what you consider to be the correct answer, then indicate the correct answer by writing the word correct and drawing an arrow as follows.



Start here ➜

1.	A○	B○	C○	D○	11.	A○	B○	C○	D○
2.	A○	B○	C○	D○	12.	A○	B○	C○	D○
3.	A○	B○	C○	D○	13.	A○	B○	C○	D○
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5.	A○	B○	C○	D○	15.	A○	B○	C○	D○
6.	A○	B○	C○	D○	16.	A○	B○	C○	D○
7.	A○	B○	C○	D○	17.	A○	B○	C○	D○
8.	A○	B○	C○	D○	18.	A○	B○	C○	D○
9.	A○	B○	C○	D○	19.	A○	B○	C○	D○
10.	A○	B○	C○	D○	20.	A○	B○	C○	D○