2012
HIGHER SCHOOL CERTIFICATE
TRIAL EXAMINATION

Legal Studies

General Instructions

- Reading Time - 5 minutes
- Working Time - 3 hours
- Write using black or blue pen
- Write your name or examination number at the top of each page.

Total marks - 100

Section I Pages 2 - 5

20 Marks

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

Section II Pages 6-8

30 Marks

This section has two parts, Part A & Part B

- Allow about 60 minutes for this section.

Part A - 15 Marks

- Attempt Questions 21 - 23

Part B - 15 Marks

- Attempt Question 24

Section III Pages 9-12

50 Marks

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

6. Jane helps to plan a robbery with Jeffrey. With which of the following will Jane be charged?

(A) Situational crime prevention
(B) Principal in the first degree
(C) Principal in the second degree
(D) Accessory after the fact

7. What is the role of the jury in a criminal trial?

(A) Decide on the sentence for the accused
(B) Give reasons for their decision in the case
(C) Listen to the case and then hand down their verdict
(D) Apply legal procedure to determine the outcome of the case

8. Which of the following is part of the criminal investigation process?

(A) Search and seizure by police officers
(B) A witness giving evidence in court
(C) Provision of Legal Aid
(D) Charge negotiation

9. Jean is a reporter in Syria during a time of civil war. Under which formal statement on human rights does she have the right to communicate the situation to the world media?

(A) The International Covenant on Economic, Social and Cultural Rights
(B) The International Covenant on Civil and Political Rights
(C) The Convention on the Rights of the Child
(D) The USA Bill of Rights

10. Young people in Australia are taught to obey the law by their parents and in school. This an example of which process?

(A) Self-determination
(B) Provision of human rights
(C) Social crime prevention
(D) Situational crime prevention

16. Which of the following best describes the role of the Drug Court?

(A) It hears all matters relating to drugs.
(B) It hears all crimes relating to drugs.
(C) It deals with offenders who are dependent on drugs.
(D) It deals with offenders who are dealing with drugs.

17. The purpose of bail is to allow an accused person to do which of the following?

(A) To be released prior to trial
(B) To be released prior to arrest
(C) To prepare for their sentencing
(D) To prepare for their trial

18. Jason has been caught travelling on a train without a ticket. What type of offence is this?

(A) Traffic offence
(B) Indictable offence
(C) Summary offence
(D) Strict liability offence

19. Sentencing guidelines in NSW provide a range of options for judges when sentencing a convicted person. The use of such guidelines involves which of the following?

(A) Mandatory sentencing
(B) Procedural fairness
(C) Rule of law
(D) Discretion

20. Which of these organisations is best equipped to prosecute individuals accused of serious breaches of human rights such as genocide?

(A) The World Health Organisation
(B) The International Criminal Court
(C) The International Court of Justice
(D) The North Atlantic Treaty Organisation

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Question 23 (7 marks)

Using a contemporary example, evaluate the effectiveness of laws in protecting and enforcing a specific human right. 7

Legal Studies

Section III — Options

50 marks
Attempt TWO questions from Questions 26-32, 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.

In your answers 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, international instruments and documents
- present a sustained, logical and cohesive response

Question 25 – Consumers (25 marks)

a) The nature of consumer law means that to be effective it must be constantly changing.

Discuss this statement. In your response include particular reference to marketing innovations and technology.

OR

b) How effective is the legal system in protecting consumers? In your response include reference to at least one contemporary issue you have studied.

In your answers 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, international instruments and documents
- present a sustained, logical and cohesive response

Question 28 – Indigenous Peoples (25 marks)

a) Global legal recognition of indigenous peoples, although necessary, is proceeding very slowly.

Discuss this statement. In your response include particular reference to land rights and legal rights to natural resources.

OR

b) How effective is the legal system in protecting the rights of indigenous peoples? In your response include reference to at least one contemporary issue you have studied.

Question 29 – Shelter (25 marks)

a) Although the right to shelter is internationally recognised, it is difficult to guarantee.

Discuss this statement. In your response include particular reference to homelessness and social housing.

OR

b) How effective is the legal system in regulating the provision of shelter? In your response include reference to at least one contemporary issue you have studied.

Name: _____

Student No: _____

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MULTIPLE CHOICE ANSWER SHEET

Select the best answer.

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