Summer Examinations 2016

LAW100316N

Module Title: Legal System
Level: Four
Time Allowed: One hour and thirty minutes

Instructions to students:

- Enter your student number not your name on all answer books.
- Answer three questions: You must answer Question 1 from Section A and two questions from Section B.
- All questions are equally weighted.
- Begin each question in a separate answer book; label each answer book clearly with the number of the question you are answering.
- Where appropriate you should include case law and/or statutory authority.
- Neither books nor notes may be taken into the examination.
- Students are permitted to remove this examination paper at the end of the examination.

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Section A

Answer Question 1.

Question 1

Discuss the merits of the traditional rules of statutory interpretation used by judges in the courts.

End of Section A
Section B follows overleaf
Section B

Answer two out of five questions.

Question 2

Compare and contrast how legal positivists and classical natural law theorists would answer the question ‘what is law?’.

Question 3

Evaluate the advantages and disadvantages of the system of binding precedent.

Question 4

Discuss the arguments for and against the abolition of juries.

Question 5

How are judges appointed? To what extent is the current judiciary representative of society?

Question 6

Lay magistrates provide community justice, but is it right that matters of vital concern to the citizen should be decided by amateurs?