

Please check the examination details below before entering your candidate information

Candidate surname

Other names

Centre Number

Candidate Number

Pearson Edexcel International Advanced Level

Wednesday 14 June 2023

Afternoon (Time: 3 hours)

Paper
reference

YLA 1/02

Law

**International Advanced Level
PAPER 2: The Law in Action**

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 ►

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Raj was a trainee hairdresser.

Grace, who is a model, asked Raj, her friend, to colour her hair. Raj did not read the instructions on the hair colour product and failed to mix the ingredients correctly. This was partly due to Raj being blind in one eye. Grace's skin became blistered and clumps of her hair fell out.

Grace has been advised that, if she succeeded in a claim against Raj, she could be awarded around £20 000 in damages. This could include damages for loss of earnings now and in the future.

- (c) Evaluate whether Raj has breached his duty of care to Grace and what damages, if any, Grace may receive.

(14)

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(Total for Question 1 = 20 marks)



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PLEASE TURN OVER FOR QUESTION 2.



Barack who had purchased a £1 lottery ticket on behalf of himself and his brother, has just been informed that they have won the £1 million top prize.

He asked his brother, Kato, to take him to collect his winnings, promising to pay his brother's wife £50,000 for the journey. On the way Kato bought 12 bottles of champagne, which Barack had also agreed to give him the money for.

When Barack attempted to claim his winnings the lottery company refused to pay him and pointed out the wording on the back of the ticket, 'binding in honour only'. As a result, Barack refused to pay his brother's wife or his brother.

- (b) Evaluate whether Barack has given sufficient consideration and intention to form a contract with the lottery company, Kato and Kato's wife.

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3 (a) Describe **two** situations when 'occupiers' may argue that they have discharged their duty of care under the Occupiers' Liability Act 1957.

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Rohit mistakenly believes Jaya's field is open to the public and eats his lunch there. After Jaya confronts Rohit, he leaves all his rubbish on the field and runs off.

Jaya clears away the rubbish but suffers a bad cut to her hand in the process, forcing her to take time off from her work as a painter and decorator.

(b) Analyse the rights and remedies of Jaya against Rohit in connection with the trespass to land.

(6)

Area with horizontal dotted lines for writing the answer.



Filip bought a derelict house and garden. He built a high wall around the garden because he knew young children had been getting in. Nela, aged 13, managed to climb over the wall into the garden.

Nela then dived into a large pond. The water was shallow and she hit her head on a rock at the bottom, suffering severe injuries.

(c) Assess Nela's rights and remedies in respect of the injuries she has sustained.

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(Total for Question 3 = 20 marks)

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4 Romeo was walking home at night and saw a house with an open window. He decided to go into the house to find money for a taxi home. Romeo climbed through the open window onto a table that he believed was very fragile. When Romeo stepped onto the table, to enter the house, it collapsed causing him to fall onto a priceless ornament and destroy it. The noise caused the homeowner to run downstairs and confront Romeo. Romeo panicked and ran towards the exit, knocking over the owner and causing him serious injury.

(a) Identify, from the scenario, which of Romeo's actions are likely to be treated as intention or recklessness to commit a crime.

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Robert was walking home at night after getting drunk. His friend had given him the key to stay at his house. After several attempts to try and open his friend's front door he forced it open, causing significant damage. After the police were called by neighbours it was found that he had been trying to use the wrong key.

(b) Analyse the extent to which Robert may plead intoxication as a defence to a charge of causing criminal damage to his friend's property.

(6)

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Arav was a carer for Miriam, who has low intelligence. Arav convinced Miriam to give him £500 each month. When Miriam's mother discovered what Arav was doing she told him to leave and never come back. Arav, however, wanted Miriam's expensive watch, which he knew was in her bedroom. While there was no one at home, Arav used his key to access the building. He found the watch, picked it up, and placed it in his pocket. He then left the house.

(c) Assess Arav's criminal liability for the property offences against Miriam.

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(Total for Question 4 = 20 marks)

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5 Edward, a famous politician, decided to hold a protest near Parliament, against election fraud. Edward told his supporters to ‘peacefully march to Parliament and fight for democracy’. As the protestors marched, they were met by a violent mob and the police decided to send everyone home.

As a result of the police action, Edward wrote a series of offensive statements about the police and politicians on social media. He quoted from his recently released book stating the election had been ‘stolen’ and called for his supporters to ‘fight back’. As a result, Edward then received a permanent ban from all social media and has been charged with a criminal offence for remarks in his controversial book.

Evaluate Edward’s legal rights and remedies under The Human Rights Act 1998.

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(Total for Question 5 = 20 marks)

TOTAL FOR PAPER = 100 MARKS

