

# Victorian Certificate of Education 2014

SUPERVISOR TO ATTACH PROCESSING LABEL HERE	

					Letter	
STUDENT NUMBER						

# **LEGAL STUDIES**

# Written examination

## **Tuesday 11 November 2014**

Reading time: 3.00 pm to 3.15 pm (15 minutes) Writing time: 3.15 pm to 5.15 pm (2 hours)

# **QUESTION AND ANSWER BOOK**

#### Structure of book

Number of questions	Number of questions to be answered	Number of marks
13	13	70

- Students are permitted to bring into the examination room: pens, pencils, highlighters, erasers, sharpeners and rulers.
- Students are NOT permitted to bring into the examination room: blank sheets of paper and/or white out liquid/tape.
- No calculator is allowed in this examination.

### Materials supplied

- Question and answer book of 18 pages.
- Additional space is available at the end of the book if you need extra paper to complete an answer.

#### **Instructions**

- Write your **student number** in the space provided above on this page.
- You should make use of stimulus material where it is included. However, it is not intended that this material will provide you with all the information to fully answer the question.
- All written responses must be in English.

Students are NOT permitted to bring mobile phones and/or any other unauthorised electronic devices into the examination room.

# **Instructions**

Answer all questions in the spaces provided.

Question 1 (2 marks)	
Outline <b>one</b> effect of the interpretation of statute by judges.	
Question 2 (3 marks)	
Describe <b>one</b> difference between conciliation and arbitration as dispute resolution methods.	
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Question 3 (3 marks)				
Explain the principle 'separation of powers'.				

# **Question 4** (7 marks)

Casey faces a criminal trial next week in the County Court of Victoria.

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# **Question 5** (5 marks)

Audrey has commenced civil proceedings in the Supreme Court of Victoria (Trial Division). The court will resolve the dispute at trial after mediation was unsuccessful.

answer.		2 1
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Explain the dispute resolution method that will be used	by the Supreme Court of Victoria	
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division of law-making powers.	2 1
'A majority of voters in two states and a majority of all voters in Australia have voted in favour of a proposed law to alter the Commonwealth Constitution.'  Explain why the proposed law would be unsuccessful.	3 1

	sing <b>one</b> example, define the term 'express rights'.	2 n
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	xplain the significance of <b>one</b> High Court case that relates to the constitutional protection of ghts in Australia.	4 r
Hi	igh Court case used	

'In a recent Supreme Court of Victoria (Trial Division) case, the jury created a precedent in its decision. The

### **Question 8** (4 marks)

The following extract contains incorrect statements.

defendant appealed straight to the High Court. The High Court then stated it was bound by the decision of the Supreme Court of Victoria (Trial Division).'

Select two statements and outline why each statement is incorrect.

Discuss the extent to w	hich the High Co	urt can change	e the Common	wealth Constit	ution.	

<b>Question</b>	10	(6	marks)	١
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Explain <b>one</b> recent change and <b>one</b> recommendation for change in the legal system. In your answer, explain low each could contribute to an effective legal system.		

<b>Question 11</b> (6 marks) Evaluate the role of the parties in the adversary system of trial.
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Question 12 (8 marks)  Discuss the extent to which the Victorian Civil and Administrative Tribunal (VCAT) can overcome two weaknesses of civil pre-trial procedures.

Question 13 (10 marks)  Discuss the ability of parliament to change the law. In your answer, provide one recent example of an
individual or group influencing legislative change.

2014 LEGAL STUDIES EXAM	16

Clearly number all responses in this space.	Extra space for responses
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14 LEGAL STUDIES EXAM	18	
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An answer book is available from the supervisor if you need extra paper to complete your answer. Please ensure you write your **student number** in the space provided on the front cover of the answer book. At the end of the examination, place the answer book inside the front cover of this question and answer book.