

**A level Law Year 13 Summer Independent Learning (SIL)**

<b>Part 1 – Current</b>	<b>Tort Law – Task 1 &amp; 2</b>
<b>Part 2 - Preview</b>	<b>Human Rights Law</b>
<b>Part 3 – Retrieval</b>	<b>Past Paper 1</b>

**Part 1 – Current - Tort Law**

**Task 1 – Tort – Negligence duty of care scenarios**

Complete the following **duty of care** scenarios fully covering A01 knowledge and A02 application – remember you only need to explain the relevant duty for each:

**Q1.** Ryan collected his car from Sam’s garage, where Sam had been working on the handbrake. Sam had forgotten to tighten the handbrake cable. Ryan parked his car on a hill, applied the handbrake and stepped out of the car when the handbrake failed and the car rolled down the hill, crashing into Caitlin’s car. As a result of the collision, Ryan’s and Caitlin’s car was damaged, and Caitlin suffered whiplash.

**Q.2.** Sophie, who is 12, was doing tricks on her fidget spinner, in her classroom at school, despite the warning notice stating not to do tricks indoors and the school banning them. She is unable to control the spinner and it flies out of her hand hitting Gill in the eye. There has been a previous case involving rulers but not fidget spinners.

**Q.3.** Amy is a regular customer of Gerrard, who is a hairdresser, one day he uses too much peroxide by mistake, which causes Amy’s skin to blister.

**Q.4.** Nate is injured at work, when a large shelf collapsed, because his employer Amazonia had bought a 2<sup>nd</sup> hand shelf and didn’t install it properly.

**Q.5.** Jake is flying his remote-control aeroplane on a local field, it crashes into some electrical cables causing a power cut, when he tries to answer his phone at the same time as operating the controls. Does he owe a duty of care to the electrical company for the damage caused? He has been advised that this is a novel situation.

**Task 2 – Tort - Essay Questions**

Complete essay plans (see Tort essay plan pack) for the following Tort essay questions:

1. ‘The rules for providing a duty of care are both consistent and just.’

Discuss the extent to which this statement is accurate **[20]**

2. ‘Discuss how effectively the Occupiers Liability Act 1957 protects children and

tradesmen.' [20]

## **Part 2 – Preview – Human Rights Law**

### **Task 3 – Human Rights Research**

Watch the following clip on an introduction to human rights:

<https://www.youtube.com/watch?v=VO7oS8PqkJY>

Research the key Articles from the European Convention of Human Rights and summarise what each right protects in the boxes below.

#### **Article 5**

<https://www.equalityhumanrights.com/human-rights/human-rights-act/article-5-right-liberty-and-security>

#### **Article 6**

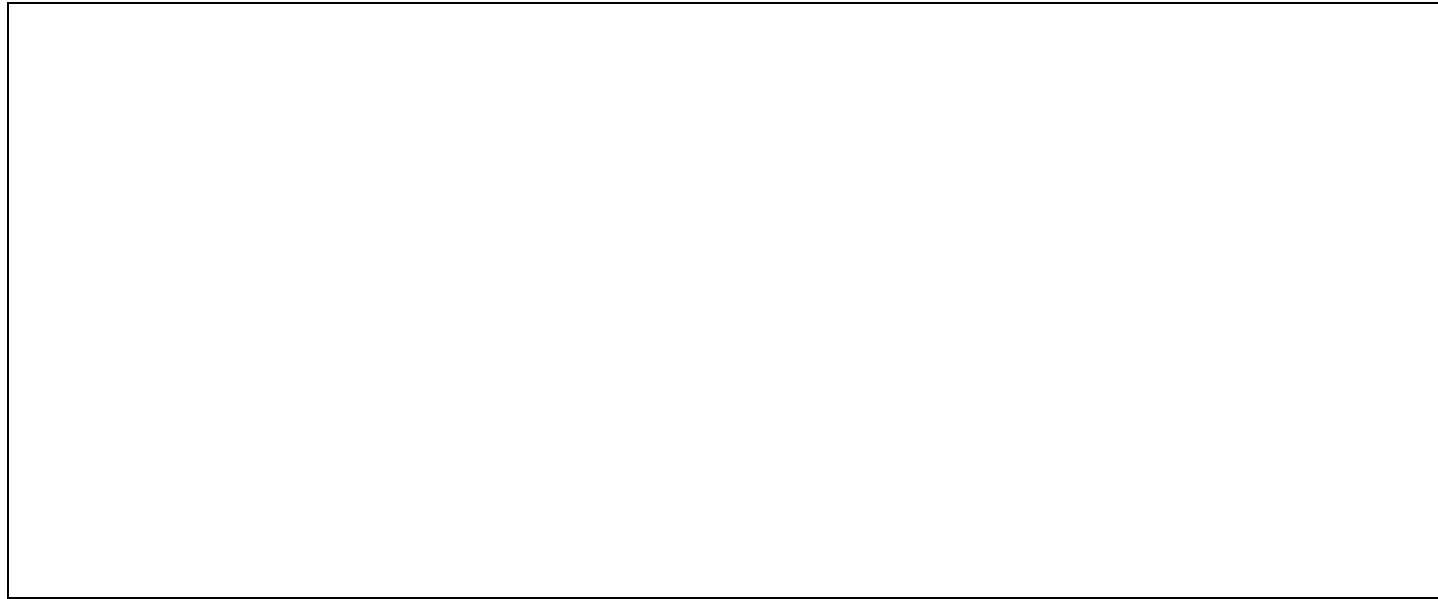
<https://www.equalityhumanrights.com/human-rights/human-rights-act/article-6-right-fair-trial>

**Article 8**

<https://www.equalityhumanrights.com/human-rights/human-rights-act/article-8-respect-your-private-and-family-life>

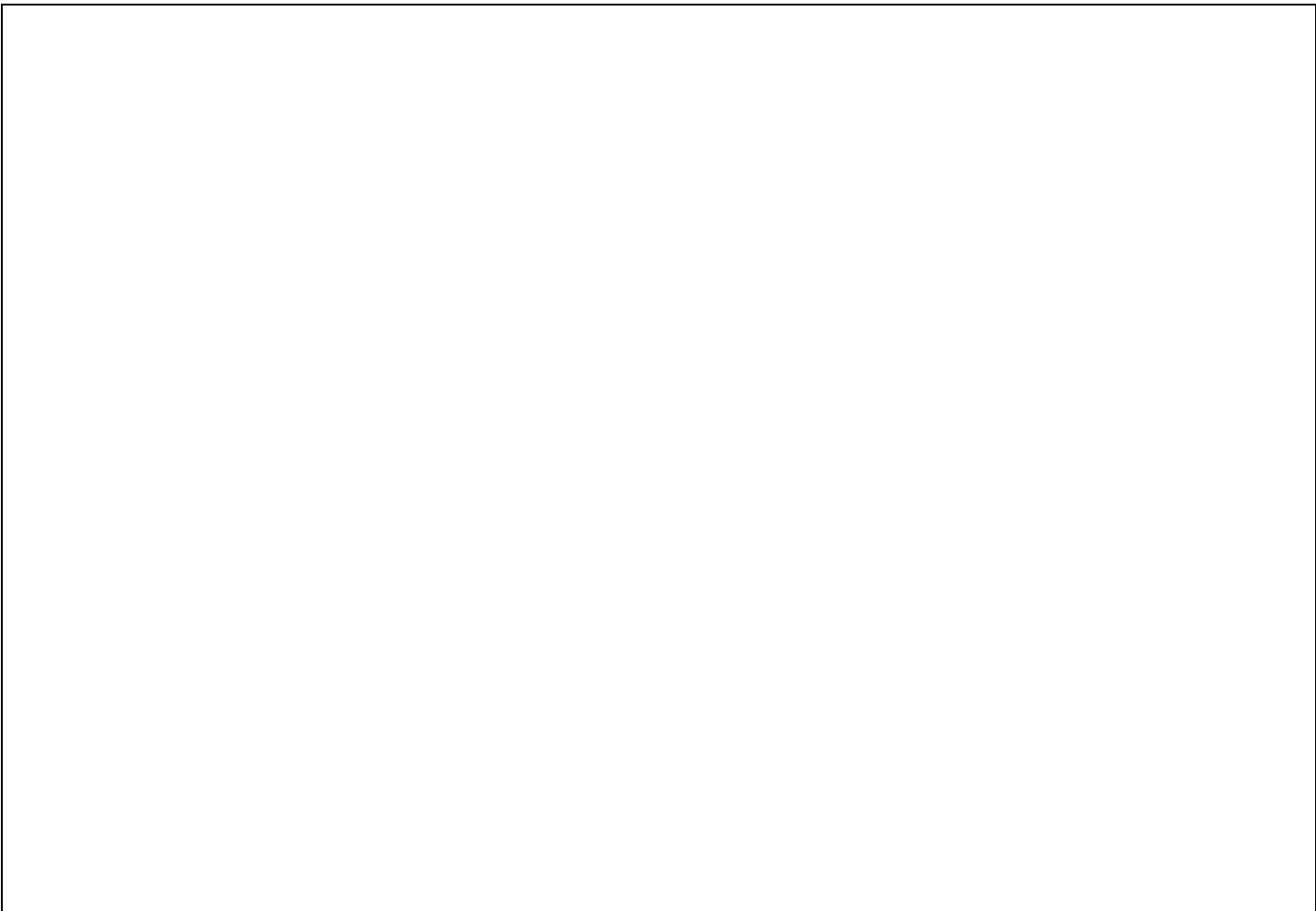
**Article 10**

<https://www.equalityhumanrights.com/human-rights/human-rights-act/article-10-freedom-expression>



**Article 11**

<https://www.equalityhumanrights.com/human-rights/human-rights-act/article-11-freedom-assembly-and-association>



**Part 3 - Retrieval on Paper 1**

Complete the questions from the past paper 1:

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**SECTION A**

**The legal system**

Answer **two** questions (**one** from questions 1–2 and **one** from questions 3–4).

Answer **one** question from questions 1–2.

- 1 Explain the pre-trial procedure for triable either way offences. [8]
- 2 Describe the roles of superior judges in civil cases. [8]

Answer **one** question from questions 3–4.

- 3 Discuss the disadvantages of using juries in criminal cases. [12]
- 4 Discuss the advantages of using the courts to solve a civil dispute. [12]

Answer the **three** questions below.

The first two questions are based on the scenarios below. The scenarios are **not** related.

Jack and his partner Sara are heavy drinkers. Jack has been advised by his doctor to reduce his drinking or risk causing serious damage to his health. Jack ignores the advice and continues to drink regularly. Recently, he has been diagnosed with alcohol dependence syndrome and depression. One Saturday night, after Jack has drunk two bottles of vodka, he suddenly accuses Sara of deliberately smashing a framed photograph of his parents. Sara denies this, but Jack lashes out in a violent rage and hits Sara over the head with a heavy metal ashtray killing her instantly.

Anika is an art dealer who wants to buy a specific painting from Nina, a famous artist. However, the painting is too expensive for Anika, so she decides to steal it from Nina's art gallery. When she thinks no-one is watching, Anika walks over to the painting. She leans across and puts her hands on the frame, getting ready to lift it off the wall. However, Nina sees her and shouts: 'Please don't touch!' Anika leaves empty-handed. Later that day she returns to steal the painting. As she approaches the entrance to the gallery, Anika notices two security guards patrolling the building. She turns around and does not enter the art gallery. Nina is so concerned that the painting might be stolen that she swaps the original with a copy. That night, Anika breaks into the gallery and takes the painting.

- 8 Advise whether Jack can avoid liability for murder by using the defence of diminished responsibility. [20]
- 9 Advise whether Anika is criminally liable for the crime of attempted theft in relation to the painting. **You do not need to discuss any other crimes in your answer.** [20]

**Essay question on criminal law**

- 10\* 'The current law relating to self-defence is easily criticised and needs to be reformed urgently.'

Discuss the extent to which this statement is accurate. [20]