



Victorian Certificate of Education 2013

SUPERVISOR TO ATTACH PROCESSING LABEL HERE

STUDENT NUMBER

Letter

Figures

Words

LEGAL STUDIES

Written examination

Tuesday 12 November 2013

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

<i>Number of questions</i>	<i>Number of questions to be answered</i>	<i>Number of marks</i>
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 20 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 (4 marks)

‘The court hierarchy is essential for the operation of the doctrine of precedent.’

- a. Other than ensuring the operation of the doctrine of precedent, describe **one** reason for a court hierarchy. 2 marks

- b. Outline why the Supreme Court (Court of Appeal) does not have to follow its previous decisions. 2 marks

Question 2 (3 marks)

Explain the role of the Senate in the law-making process.

TURN OVER

Question 5 (5 marks)

- a.** Provide **one** reason why a court may need to interpret a statute. 2 marks

- b.** A legal critic once said, ‘Parliament cannot make laws that override decisions made by the Supreme Court of Victoria’.
Is this statement correct or incorrect? Explain your answer. 3 marks

Question 6 (4 marks)

Describe **two** dispute resolution methods that are used by courts.

TURN OVER

Question 12 (8 marks)

Using **one** successful referendum and **one** High Court case, analyse the impact of referendums and the High Court's interpretation of the Commonwealth Constitution on the division of law-making powers.

Question 13 (10 marks)

Discuss the extent to which the adversary system achieves **one** of the elements of an effective legal system. In your answer, compare **two** features of the adversary system with the inquisitorial system.

Extra space for responses**Clearly number all responses in this space.**

TURN OVER

