

ADVANCED GCE

LAW

Criminal Law Special Study

G154

Candidates answer on the answer booklet.

OCR supplied materials:

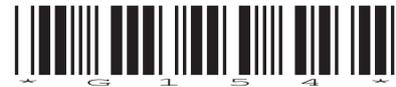
- Clean copy of the Special Study Materials
- 16 page answer booklet (sent with general stationery)

Other materials required:

None

**Thursday 27 January 2011
Morning**

Duration: 1 hour 30 minutes



INSTRUCTIONS TO CANDIDATES

- Write your name, centre number and candidate number in the spaces provided on the answer booklet. Please write clearly and in capital letters.
- Use black ink. Pencil may be used for graphs and diagrams only.
- Read each question carefully. Make sure you know what you have to do before starting your answer.
- Answer **all** the questions.
- Write the numbers of the questions you answer on the front of your answer booklet.
- You are reminded of the importance of including relevant knowledge from **all** areas of your course, where appropriate, including the English Legal System.
- Do **not** write in the bar codes.

INFORMATION FOR CANDIDATES

- The number of marks is given in brackets [] at the end of each question or part question.
- The total number of marks for this paper is **80**.
- Candidates are reminded of the need to write legibly and in continuous prose, where appropriate. In answering questions **1** and **2** you will be assessed on the quality of your written communication (QWC) including your use of appropriate legal terminology. These questions are marked with an asterisk (*).
- Candidates are reminded that they are able to use the information given in the sources to support their own knowledge and understanding, evaluation, analysis, and application of the law. Where candidates wish to extract from the source in this way they should use quotation marks or accurately cite lines of the source. Candidates who merely 'lift' information from the source materials without using it to support further knowledge, evaluation, analysis or application, will receive little or no credit. You are expected to demonstrate understanding of the area(s) of law and the development of law and to use legal methods and reasoning to analyse legal material, to select appropriate legal rules and apply these in order to draw conclusions.
- This document consists of **4** pages. Any blank pages are indicated.

You are reminded of the importance of including relevant knowledge from **all** areas of your course, where appropriate, including the English Legal System.

In answering questions use the source materials **and** your knowledge of the subject.

Answer **all** questions.

1* Discuss the significance of the case of *Adomako* [Source 2 page 3 Special Study Materials] to the development of involuntary manslaughter. **[16]**

2* In Source 3 [page 4 lines 8-9] the author refers to the judgment of Lord Atkin in *Andrews v DPP* [[1937] 2 AC 576 at 581] where he said: “[O]f all crimes manslaughter appears to afford most difficulties of definition, for it concerns homicide in so many and so varying conditions”

Discuss how accurately the above statement reflects how judges have developed the law on involuntary manslaughter. **[34]**

3 Discuss whether a conviction for manslaughter is possible in each of the following situations:

(a) Brett has a heroin habit. Brett’s friend, Chesney, fills a syringe with a large quantity of heroin. Brett is already too drunk on alcohol to inject himself so, at Brett’s request, Chesney injects Brett with the drug. Brett dies from an overdose of heroin. **(10)**

(b) Dalvinder supplies Ethan with several tablets of an illegal drug. Ethan then decides to take a large number of these tablets in one go. Ethan suffers from a massive reaction to the drug and dies as a result. **(10)**

(c) Fontella, a care assistant on night shift in a nursing home, is so engrossed by a book that she is reading that she ignores the buzzer from the room of a patient, Gladys, who has a serious heart condition. Gladys is actually suffering a heart attack at the time and she is found dead the next morning. **(10)**

[30]

[Total marks 80]

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