

Answer **three** questions.

- 1 'The prisons are overcrowded so it would be far better to impose community sentences.'

Critically discuss this statement and examine the circumstances in which a court might choose to impose a community sentence. [25]

- 2 There are many alternatives to a formal court hearing in civil cases. Describe these alternatives and assess their effectiveness compared to that of the courts. [25]

- 3 'Certainty in relation to substantive law is usually to be preferred to correctness since this at least enables the public to order their affairs with confidence' – Lord Donaldson MR in *Rickards v Rickards* [1989].

Consider critically this view of judicial precedent. [25]

- 4 Evaluate the protection given under the Police and Criminal Evidence Act 1984 and the Codes of Practice where a defendant is arrested by the police. To what extent do you think this protection is adequate? [25]

- 5 'The passage of the Human Rights Act 1998 was an important step in the development of the rights of individuals.'

Consider the validity of this statement using appropriate examples. [25]

- 6 Critically assess the extent to which untrained and unqualified members of the public are used in decision making in the criminal courts. [25]

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