



Name: _____

LEGAL STUDIES

Practice Written Examination

READING TIME: 15 MINUTES

WRITING TIME: 2 HOURS

QUESTION AND ANSWER BOOK

Structure of book

Number of questions:	Number of questions to be answered:	Number of marks:
11	11	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 name** 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.
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Instructions

Answer **all** questions in the spaces provided.

Question 1

Mr Robert Clark, Attorney General of Victoria said the following:

‘This bill will deliver on the government's election commitment to legislate to allow criminal bikie and similar organisations to be outlawed where they are used for serious criminal activity and the organisation's continued operation represents a serious threat to public order and safety. The bill will do so while ensuring these decisions are made by the courts, after a robust assessment of the evidence and with affected parties having the opportunity to be heard.’

Source: Hansard, 15th November 2012 page 5070.

- a.** Identify the stage that the bill is currently at.

1 mark

- b.** Provide two reasons to justify your selection.

2 marks

c. Explain what happens in the next stage of this bill.

2 marks

Question 2

The result of the recent VLRC report on Guardianship in Victoria stated that “the terms of reference were broad”.

Explain the phrase “terms of reference” and discuss how “terms of reference” link the Parliament and the VLRC.



5 marks

Question 3

The lobby group “GetUp!” currently have a range of petitions available covering issues from marriage equality to stopping coal seam gas.

Discuss the effectiveness of petitions in changing laws.



5 marks

Question 4

The division of law making powers is divided amongst exclusive, concurrent and residual powers. With reference to a specific referendum, discuss the way in which the division of powers are changed and the implications of that change.

5 marks

Question 5

Describe how the referendum process operates.

3 marks

Question 6

“Other countries do a much better job at protecting the rights of their citizens than Australia.”

To what extent do you agree with this statement? In your response refer to a country that you have studied.

[illegible]

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8 marks

Question 7

“Parliament and the Courts enjoy a mutually beneficial relationship.”

Discuss the relationship between these two law making bodies.

[illegible]

8 marks

Question 8

“Kyle has a fencing dispute with a neighbour. The fence has almost fallen down and Kyle can see clearly into his neighbour’s property.”

Discuss the dispute resolution options that available to Kyle. Make a recommendation to him about the best course of action.

5 marks

Question 9

“Pre-trial procedures should be abolished in both the criminal and civil jurisdiction.”

Evaluate this statement.

[illegible]

[illegible]

8 marks

Question 10

“Recent reforms to the legal system will make it far more effective.”

To what extent do you agree with this statement? Provide examples to support your response.

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8 marks

Question 11

Analyse the strengths and weaknesses of the jury system. In your response suggest a reform or alternative to the jury system and explain in detail how this reform could be formalised in law.



[illegible]

10 marks

END OF PAPER

Clearly number all responses in this space

[illegible]

[illegible]