

BTEC Applied Law



Welcome to BTEC Applied Law at Woking College!

During the course, we will be looking at the following topics:

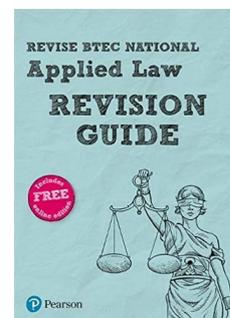
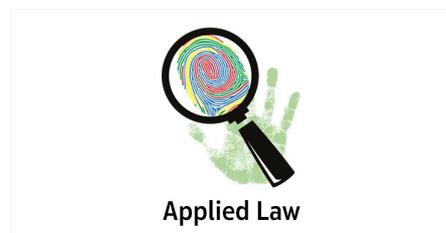
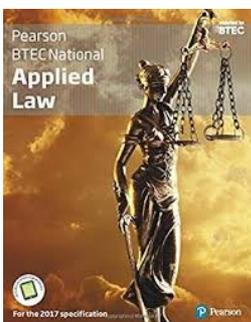
- Dispute Solving in Civil Law
- Investigating Aspects of Criminal Law and the Legal System

The specification can be found using the following link:

<https://qualifications.pearson.com/en/qualifications/btec-nationals/applied-law-2017.html>

This booklet will give you a 'taster' of some of the topics you will study during the course. You can complete the work in the space provided or on a separate document.

We would like you to bring your booklets/work to enrolment in August, but if you would like to get in touch about the work, get some feedback or find out more about the course, please email Leanne Gallagher at lga@woking.ac.uk



Section 1 – The Legal System & Classifications in law

TASK 1

Find 5 things about criminal law that are different to civil law. Take a look at the example in the first box to help you. Think about the following; courts, work done, legal people that work there.

You could consider the following websites:

<https://www.inbrief.co.uk/legal-system/difference-between-civil-criminal-law/>;

<https://www.britannica.com/story/what-is-the-difference-between-criminal-law-and-civil-law>

| <u>Criminal Law</u> | <u>Civil Law</u> |
|--|--|
| Aims to punish the person who committed the offence. | Aims to compensate the person who has lost in a civil trial. |

Civil law and the courts

Task 2

Your next task is to look in detail at the Civil Courts. You need to research the names of the different courts, what each of their roles is and what types of cases these courts hears. This video link should help you with the task:

- <https://www.youtube.com/watch?v=i77P1vcMdwc>

| | | |
|--|-----------------------|--------------------|
| Who are the parties to a claim? | | |
| What are pre-trial procedures? | | |
| How is a claim issued? | | |
| Type of Track | Value of claim | Explanation |
| Small claims track | | |
| Fast track | | |
| Multi track | | |

Task 3 – Alternative Dispute Resolution (ADR):**Research the following alternative ways of resolving a dispute without going to court?**

| Method of Alternative Dispute Resolution (ADR) | Research |
|---|-----------------|
| Arbitration | |
| Conciliation | |
| Mediation | |
| Negotiation | |

Criminal law and the courts

Task 4

Your next task is to research in detail at the Crown Court. You need to research who is there, what each of their roles is and what types of cases this court hears. These video links should help you with the task:

- https://www.youtube.com/watch?v=tZYvv_s5R-s
- <https://www.youtube.com/watch?v=yQGekF-72xQ>

Who is at a trial?

| | Person/people in courtroom | Role |
|---|----------------------------------|------|
| 1 | Judge | |
| 2 | Prosecution Barrister (advocate) | |
| 3 | Defence Barrister (advocate) | |
| 4 | Solicitors | |
| 5 | Jury | |
| 6 | Defendant | |
| 7 | Witnesses | |

Types of cases (can you include any examples?) -

Challenge – What do judges look at when deciding the sentence if the defendant is found guilty? A good place to start would be the sentencing council guideline

Criminal Offences

Task 5

Below are 10 criminal offences, you need to research which court they would be heard in and the possible sentence. This link can be used to help with this

<https://www.sentencingcouncil.org.uk/going-to-court/which-court-will-a-case-be-heard-in/>

| Offence | Place of trial | Possible sentence |
|-----------------------------------|----------------|-------------------|
| Murder | | |
| Theft | | |
| Speeding | | |
| GBH (Grievous Bodily Harm) | | |
| Rape | | |
| Possession of Cannabis | | |
| Criminal Damage | | |
| Burglary | | |
| Dealing Class A drugs | | |
| Driving without insurance | | |

Task 7

You need to read the following article and answer the questions below:

<https://www.bbc.co.uk/news/uk-49886053>

What changes have been suggested?

How are prison sentences decided?

What influences the sentence given by a judge?

What type of sentences may be given by a judge?

Why do most offences offer a range of options?

What is a life sentence?

When are most offenders released and what happens to them?

Section 2 – Working within the legal system

Case File Note

TASK 1

You are a solicitor at a firm in Woking and you have been asked to find out some information for a new newsletter for trainee solicitors. To help you, the senior partner has asked you the following questions which you need to answer.

1. What is a file note?
2. What information should be included in a file note?
3. Give 5 headings you would find in a standard file note.

Suggested starting point <https://www.studocu.com/en-gb/document/manchester-metropolitan-university/law-in-practice/how-to-prepare-a-file-note/11928422>

Letters to Client

TASK 2

You are a solicitor at a firm in Woking and have been asked to write a letter to your client, Susan, giving her some advice on how she might make a compensation claim. You should read the case of **Donoghue v Stevenson (1932)**, which you will find is similar. You can find this here: [Donoghue v Stevenson \(e-lawresources.co.uk\)](http://e-lawresources.co.uk/Donoghue_v_Stevenson) [Case Summary - Donoghue v Stevenson \(thelawtutors.co.uk\)](http://thelawtutors.co.uk/Case_Summary_-_Donoghue_v_Stevenson) [Donoghue v Stevenson \[1932\] Doctrine of negligence \(lawteacher.net\)](http://lawteacher.net/Donoghue_v_Stevenson_1932)

Lay the letter out in the way you think it should look with addresses (you can make this up), dates, references and headings. The information to include in your letter is detailed below.

Scenario:

1. Susan went for a drink with her friend Margaret. Margaret offered to go to the bar and buy them both a drink.
2. When the drinks arrived Susan's drink arrived in a brown glass bottle.
3. They both sat and drank their drinks and chatted about a holiday they had planned.
4. Susan drank most of the drink and, to her horror, when she got to the end of the bottle she realised that she had drunk and swallowed the remnants of a dead beetle that had climbed into the bottle.
5. She went home and was violently ill, having already digested some of the decomposed beetle.
6. She not only suffered from terrible stomach problems thereafter but also emotional trauma from the experience

Section 2 – How laws are made

Task 1 – Making the laws

Task 1

Using the information provided by Parliament, answer the following questions:

<https://www.parliament.uk/about/how/laws/> <http://www.legislation.gov.uk/>

<https://services.parliament.uk/bills/>

Why are new laws needed?

What is a draft bill?

What is an Act of Parliament?

Task 2

How does a Bill become an Act of Parliament? This website will help you find the information.

<https://www.parliament.uk/about/how/laws/passage-bill/>

Provide a description of each of the stages in the House of Commons and the House of Lords

First Reading

Second Reading

Committee Stage

Report Stage

Third Reading

Other House

Royal Assent

Task 3 - New Law and its Creation

Research 2 different Bills which are currently before Parliament and write a brief description of what the law is intending to cover, the same link as above will help you . <https://services.parliament.uk/bills/>

Bill 1

| | |
|--|--|
| What is the title of the bill? | |
| Who put the bill forward (sponsored the bill)? | |
| What law(s) is it trying to introduce? | |
| What stage in the process has it reached? | |

Bill 2

| | |
|--|--|
| What is the title of the bill? | |
| Who put the bill forward (sponsored the bill)? | |
| What law(s) is it trying to introduce? | |
| What stage in the process has it reached? | |

Challenge – What would you do

Come with your own idea for a Bill. You need to include:

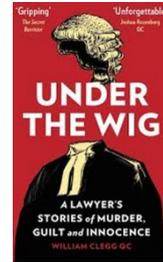
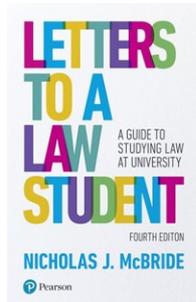
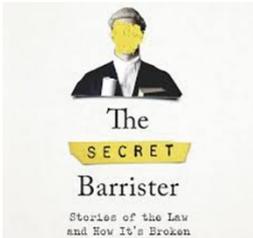
A title for your bill

What law it is changing or introducing?

Why it is needed?

Section 3 – what else could you do?

Reading:



Television:

Life and death row- <https://www.bbc.co.uk/iplayer/episode/b03zndw4/life-and-death-row-series-1-3-crisis-stage>

Disclosure- <https://www.bbc.co.uk/iplayer/episode/m0005yzn/disclosure-series-2-1-can-cannabis-save-my-child>

Crime: Are we tough enough?- <https://www.bbc.co.uk/iplayer/episode/m000dv36/crime-are-we-tough-enoughseries-1-5-the-trial>