

## AS Law revision list – G152 – Sources of law

### Source based paper – 1 hour

Topic	Content
Judicial precedence	<ul style="list-style-type: none"> <li>-Precedent as operated in the English Legal System; <i>stare decisis</i>; <i>obiter dicta</i>, <i>ratio decidendi</i>; hierarchy of the courts; original, binding and persuasive precedent; overruling; reversing; distinguishing.</li> <li>-Court of Appeal, rules and evaluation of extending rules.</li> <li>-Advantages and disadvantages of precedence.</li> </ul>
Law-making potential	<ul style="list-style-type: none"> <li>-Original precedent; the Practice Statement 1966; distinguishing; the role of the judges.</li> </ul>
Acts of Parliament	<ul style="list-style-type: none"> <li>Green Papers, White Papers, legislative stages in Parliament.</li> <li>Advantages and disadvantages.</li> </ul>
Delegated legislation	<ul style="list-style-type: none"> <li>Orders in Council; statutory instruments; bylaws; control of delegated legislation including Parliamentary Scrutiny Committees and Judicial Review; reasons for delegating legislative powers.</li> <li>Need for delegated legislation.</li> <li>Disadvantages.</li> <li>Evaluation of controls.</li> </ul>
Statutory interpretation	<ul style="list-style-type: none"> <li>Literal rule, Golden rule, Mischief rule, purposive approach; rules of language; presumptions; intrinsic and extrinsic aids; effects of membership of the European Union on interpretation.</li> <li>Advantages and disadvantages of each rule.</li> </ul>
Impetus for law reform	<ul style="list-style-type: none"> <li>The role of Parliament; the role of the judges; effect of public opinion and pressure groups.</li> </ul>
Law reform	<ul style="list-style-type: none"> <li>The role of the Law Commission; Royal Commissions and other agencies in outline.</li> </ul>

Past papers and mark schemes - <http://www.ocr.org.uk/qualifications/as-a-level-gce-law-h134-h534/>

Remember cases and examples and source!!!

## **Please see me for any help needed!**

Paper break down-

Q1 – 15m describe – 12 for content + 3 QWC.

Q2 – 3x5mQ –apply – State answer, say why and explain further, case and source.

Q3- 15m describe 15 content marks.

Q4 – 15m evaluate/discuss – 12 content marks + 3 QWC.