

Welcome to

# A Level Law

at Higham Lane Sixth Form



## Introductory Materials Objectives

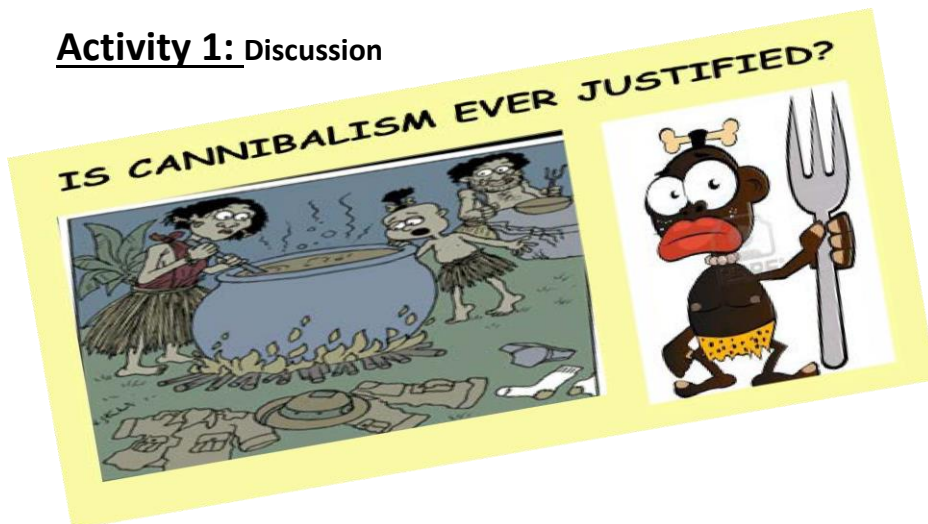
**As part of A Level Law and over the course of two years you will study the following types of law:**

- Law making
- Legal system
- Criminal law
- Tort law
- Contract law
- Jurisprudence

**The objective of this booklet is to:**

- give you a 'taster' of some areas of the law
- give you an idea of the benefits of studying Law at A Level

## Activity 1: Discussion



Have a quick discussion with two other people about this – try to find people of different ages to compare approaches.



## Activity 2: Carefully read the case below and answer the following questions.

### **R v Dudley & Stephens (1884)**

#### **Facts:**

Four sailors were sailing a yacht from Southampton to Australia to deliver it to its new owner. The yacht capsized and sank during a storm and the four man crew took to a small lifeboat. They had two tins of turnips but no water. They initially survived on the turnips and by eating a turtle they caught. After 15 days at sea, Parker (the cabin boy), was ill from drinking sea water. The other three crew members discussed drawing lots to decide who should be sacrificed and eaten by the others according to the Customs of the Sea (shipwrecked sailors would do this if they were stranded days from land). One of the crew members (Brooks) refused to be involved so Dudley and Stephens killed the unconscious cabin boy, Parker. All three ate him. After 24 days at sea they were rescued by a passing boat.

When they reached Cornwall all three men were arrested for murder. The charges were dropped against one of the defendant's Brooks so that he could give evidence for the prosecution. The remaining defendant's Dudley and Stephens argued that there was no case to answer due to the established Custom of the Sea. This was rejected and the Home Secretary and Attorney General decided to prosecute the defendants for murder. They argued that they had to kill Parker under the law of necessity.

#### **Held:**

The defendants were found guilty of murder. The court was not convinced that it was necessary to kill Parker to save themselves. The defendants avoided the death penalty but were granted a pardon and sentenced to six years imprisonment.

1. Identify the most important facts in this case.
2. What defence did they raise?
3. What was the verdict?
4. As a member of the jury in this case would you have found them guilty or not guilty?
5. What would you have done in their situation?



**Activity 3:** Carefully read the case below and answer the following questions. You might need to research some of the answers...

### **Donoghue v Stevenson (1932)**

Mrs Donoghue went to a café in Paisley with her friend to discuss her upcoming wedding arrangements. The friend bought Donoghue a bottle of ginger beer made by Stevenson's drinks company. Donoghue drank some of the ginger beer not knowing that there was a dead snail inside the opaque bottle. When she saw the snail, she sued Stevenson for negligence, claiming that she was entitled to compensation. Donoghue had been bought the drink by a friend and therefore, she could not make a claim under contract law.

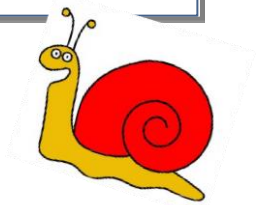
**Outcome:** For the claimant

**House of Lords held:**

Stevenson had been negligent and he owed a duty of care to Donoghue who was the ultimate consumer of their product.

**Lord Atkin said:**

*You must take reasonable care to avoid acts or omissions which you can reasonably foresee would be likely to injure your neighbour. Who then, in law, is my neighbour? The answer seems to be persons who are so closely and directly affected by my act/omission that I ought reasonably to have them in contemplation as being so affected when I am directing my mind to the acts or omissions which are called in question.'*



1. The case went up to the highest appellate court. Since 2009 what is this court now called?
2. Identify the most important facts in this case.
3. Who won the case?
4. What did the claimant want from the defendant?
5. What legal rule comes from this case?
6. How does this law affect you?

**Activity 4: Table of terminology – difference between criminal and civil law**

1. Which of these legal terms refer to criminal law, civil law or both?
2. Underline criminal terminology in one colour and civil terminology in a different colour.
3. Circle any terms that apply to both criminal and civil law.

Public law

Private law

Dispute

Prosecuted

Punishment

Liability

Fine

Guilty

Compensation

Sued

Sentence

Claimant

County Court

Defendant

High Court

Crown Court

Supreme Court

Victim

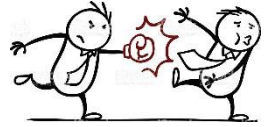
Court Appeal

Negligence

## Activity 5:

- State whether the criminal law, civil law or both, would deal with the following situations.
- State what offence, if any, has been committed?

1. James has an argument with John and punches him in the face and breaks his nose.



.....

.....

2. Sarah plays her music very loud into the night. Her neighbours want to get her to stop.



.....

.....

3. Simon buys a DVD player from a shop. When he plugs it in he receives an electric shock.



.....

.....

4. Victoria takes a bottle of wine from the supermarket and does not pay for it.



.....

.....

5. Natalie is late for work. She drives over the speed limit and knocks a cyclist off their bike.



.....

.....

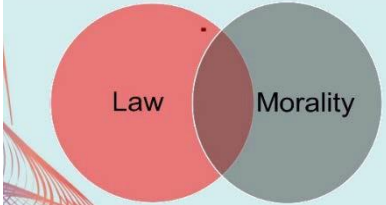
## **Activity 6: The connections between law, morality and justice**

The fundamental concepts of **morality** and **justice** are common themes that need to be considered when discussing all aspects of the law.

By understanding these terms you can start to consider and discuss the law from **different viewpoints**.

It is essential that a law student is able to give a **balanced argument** when **analysing** and **evaluating** the law within an essay style question.

**in the space provided below list four controversial legal v moral issues.**

Controversial issues	RELATIONSHIP BETWEEN LAW AND MORALITY
	

## **Activity 7 : Legalising cannabis oil for medicinal purposes**

Watch the video <https://www.youtube.com/watch?v=zb7XcHygRJA> (2 mins)

Discuss and record your arguments for/against legalising cannabis oil for medicinal purposes. Consider issues such as:

- Is legalising drugs **immoral**?
- Would legalising drugs serve **justice** to individuals?
- Will legalising drugs open the **'floodgates'** to abuse?
- Is there any difference between alcohol and drugs?

Legalising cannabis oil for medicinal purposes	
Arguments for	Arguments against



### **What else can you do?**

- ✓ If you are really interested in studying Law, then you could also take yourself along to a local criminal court to observe. Criminal courts are usually open to the public so don't feel apprehensive about going along on your own – you won't be on your own! It can be a really good way of seeing what a career in law is like and you might also find some really interesting cases to watch...
- ✓ Get back in touch with someone here at Higham Lane SFC if you have any other questions or want any further information on how you could prepare to start studying the law.