

Legal Studies marking guide and response

Sample external assessment 2020

Combination response (40 marks)

Assessment objectives

This assessment instrument is used to determine student achievement in the following objectives:

1. comprehend legal concepts, principles and processes of Australian human rights laws
3. analyse a legal issue involving human rights in Australia
4. evaluate a legal situation relevant to human rights in Australia.

Note: Objectives 2 and 5 are not assessed in this instrument.

Introduction

The Queensland Curriculum and Assessment Authority (QCAA) has developed mock external assessments for each General senior syllabus subject to support the introduction of external assessment in Queensland.

An external assessment marking guide (EAMG) has been created specifically for each mock external assessment.

The mock external assessments and their marking guides were:

- developed in close consultation with subject matter experts drawn from schools, subject associations and universities
- aligned to the external assessment conditions and specifications in General senior syllabuses
- developed under secure conditions.

Purpose

This document consists of an EAMG and an annotated response.

The EAMG:

- provides a tool for calibrating external assessment markers to ensure reliability of results
- indicates the correlation, for each question, between mark allocation and qualities at each level of the mark range
- informs schools and students about how marks are matched to qualities in student responses.

Mark allocation

Where a response does not meet any of the descriptors for a question or a criterion, a mark of '0' will be recorded.

Where no response to a question has been made, a mark of 'N' will be recorded.

External assessment marking guide (EAMG)

Short response

Question	The response	Mark
1	<ul style="list-style-type: none"> provides a valid description of two relevant human rights 	2
	<ul style="list-style-type: none"> provides a valid description of one relevant human right 	1
	<ul style="list-style-type: none"> does not satisfy any of the descriptors 	0
2	<ul style="list-style-type: none"> provides a valid and detailed explanation of the express right contained in s 116 and how it provides equality under the law 	2
	<ul style="list-style-type: none"> states the express right contained in s 116 <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> provides an example of the express right contained in s 116 	1
	<ul style="list-style-type: none"> does not satisfy any of the descriptors 	0
3	<ul style="list-style-type: none"> provides a valid and detailed explanation of the two relevant processes from the Act and how they contribute to the protection of human rights in Australia 	4
	<ul style="list-style-type: none"> provides a valid explanation of the two relevant processes from the Act and how they contribute to the protection of human rights in Australia <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> states the two relevant processes from the Act provides a valid and detailed explanation of how one of the stated processes contributes to the protection of human rights in Australia 	3
	<ul style="list-style-type: none"> states the two relevant processes from the Act makes a valid statement about the purpose of the Act in protecting human rights in Australia <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> explains how one relevant process from the Act contributes to the protection of human rights in Australia 	2

Question	The response	Mark
	<ul style="list-style-type: none"> states the two relevant processes from the Act <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> makes a valid statement about the purpose of the Act in protecting human rights in Australia 	1
	<ul style="list-style-type: none"> does not satisfy any of the descriptors 	0
4	Constructs a suitable diagram that shows correctly: <ul style="list-style-type: none"> three components of the International Bill of Human Rights two different features of each stated component 	4
	Constructs a suitable diagram that shows correctly: <ul style="list-style-type: none"> three components of the International Bill of Human Rights one feature of each stated component 	3
	Constructs a suitable diagram that shows correctly: <ul style="list-style-type: none"> two components of the International Bill of Human Rights one feature of each stated component <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> states, correctly, three components of the International Bill of Human Rights states correctly, two different features of each stated component 	2
	<ul style="list-style-type: none"> states, correctly, three components of the International Bill of Human Rights <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> states, correctly, two components of the International Bill of Human Rights states, correctly, one feature of each stated component 	1
	<ul style="list-style-type: none"> does not satisfy any of the descriptors 	0
5	<ul style="list-style-type: none"> provides a valid and detailed description of the process used by the ALRC makes an explicit link between the process described and the protection of human rights in Australia 	4
	<ul style="list-style-type: none"> describes the process used by the ALRC states a link to human rights in Australia 	3

Question	The response	Mark
	<ul style="list-style-type: none"> describes the role of the ALRC in the protection of human rights in Australia 	2
	<ul style="list-style-type: none"> describes the role of the ALRC <p style="text-align: center;">OR</p> <ul style="list-style-type: none"> states a link between the ALRC and protection of human rights in Australia 	1
	<ul style="list-style-type: none"> does not satisfy any of the descriptors 	0

Question 6: Extended response

The response, for one legal problem,	Mark	The response, for another legal problem,	Mark
<ul style="list-style-type: none"> identifies a valid legal problem associated with copyright provides a valid and detailed explanation of the identified problem <ul style="list-style-type: none"> based on credible evidence related to human rights supported by information from the stimulus 	6	<ul style="list-style-type: none"> identifies another valid legal problem associated with copyright provides a valid and detailed explanation of the identified problem <ul style="list-style-type: none"> based on credible evidence related to human rights supported by information from the stimulus 	6
<ul style="list-style-type: none"> identifies a valid legal problem associated with copyright provides an explanation of the identified problem that is <ul style="list-style-type: none"> based on credible evidence related to human rights supported by information from the stimulus 	5	<ul style="list-style-type: none"> identifies another valid legal problem associated with copyright provides an explanation of the identified problem that is <ul style="list-style-type: none"> based on credible evidence related to human rights supported by information from the stimulus 	5
<ul style="list-style-type: none"> identifies a valid legal problem associated with copyright explains the identified problem using credible evidence 	4	<ul style="list-style-type: none"> identifies a valid legal problem associated with copyright explains the identified problem using credible evidence 	4
<ul style="list-style-type: none"> identifies a valid legal problem associated with copyright explains the identified problem 	3	<ul style="list-style-type: none"> identifies another valid legal problem associated with copyright explains the identified problem 	3
<ul style="list-style-type: none"> identifies a relevant legal problem associated with copyright provides a broad statement about the identified problem 	2	<ul style="list-style-type: none"> identifies another relevant legal problem associated with copyright provides a broad statement about the identified problem 	2
<ul style="list-style-type: none"> states a legal problem associated with copyright 	1	<ul style="list-style-type: none"> states a legal problem associated with copyright 	1
<ul style="list-style-type: none"> does not satisfy any of the descriptors 	0	<ul style="list-style-type: none"> does not satisfy any of the descriptors 	0

The response, for one legal problem,	Mark	The response, for another legal problem,	Mark
<ul style="list-style-type: none"> • provides an insightful decision about the need for copyright law reform that <ul style="list-style-type: none"> – is linked to a relevant legal alternative based on the analysis – is supported by discerning use of relevant legal criteria – discusses a plausible implication of the decision 	6	<ul style="list-style-type: none"> • provides an insightful decision about the need for copyright law reform that <ul style="list-style-type: none"> – is linked to a relevant legal alternative based on the analysis – is supported by discerning use of relevant legal criteria – discusses a plausible implication of the decision 	6
<ul style="list-style-type: none"> • provides an appropriate decision about the need for copyright law reform that <ul style="list-style-type: none"> – is linked to a relevant legal alternative based on the analysis – is supported by use of relevant legal criteria – discusses a plausible implication of the decision 	5	<ul style="list-style-type: none"> • provides an appropriate decision about the need for copyright law reform that <ul style="list-style-type: none"> – is linked to a relevant legal alternative based on the analysis – is supported by use of relevant legal criteria – discusses a plausible implication of the decision 	5
<ul style="list-style-type: none"> • provides an appropriate decision about the need for copyright law reform that <ul style="list-style-type: none"> – is linked to a relevant legal alternative based on the analysis – refers to relevant legal criteria – states a plausible implication of the decision 	4	<ul style="list-style-type: none"> • provides an appropriate decision about the need for copyright law reform that <ul style="list-style-type: none"> – is linked to a relevant legal alternative based on the analysis – refers to relevant legal criteria – states a plausible implication of the decision 	4
<ul style="list-style-type: none"> • provides a decision about the need for copyright law reform that <ul style="list-style-type: none"> – is linked to the analysis – states an implication of the decision 	3	<ul style="list-style-type: none"> • provides a decision about the need for copyright law reform that <ul style="list-style-type: none"> – is linked to the analysis – states an implication of the decision 	3
<ul style="list-style-type: none"> • provides a decision related to the analysis 	2	<ul style="list-style-type: none"> • provides a decision related to the analysis 	2
<ul style="list-style-type: none"> • provides a personal opinion about copyright law 	1	<ul style="list-style-type: none"> • provides a personal opinion about copyright law 	1
<ul style="list-style-type: none"> • does not satisfy any of the descriptors 	0	<ul style="list-style-type: none"> • does not satisfy any of the descriptors 	0