Time allowed

- Perusal time: 10 minutes
- Working time: 3 hours

Examination materials provided

- Paper Two — Question book
- Paper Two — Response book

Equipment allowed

- QSA-approved equipment
- non-programmable calculator
- research task material completed during the year
  (for use when responding to Part A Section 2 — Consumers)

Directions

You may write in this book during perusal time.

Paper Two has two parts:

- Part A — You, the Law and Society
  Attempt two questions only, one from Section 1 — Jobs and one from Section 2 — Consumers
- Part B — Law in a Changing Society
  Attempt one question only

Suggested time allocation

- Part A Section 1 — Jobs: 60 minutes
  Section 2 — Consumers: 60 minutes
- Part B: 60 minutes

Assessment

Assessment standards are at the end of this book.

After the examination session

The research task material will be collected by the supervisor.
Take this book when you leave.
Planning space
Part A — You, the Law and Society

Section 1 — Jobs

Choose one question from Section 1 — Jobs and respond in essay form.
Your response should be approximately 600 words in length.
Write your response in the response book.
Suggested time allocation: 60 minutes.

Either

Question 1

Some industrial law practitioners have suggested that recent changes to industrial relations legislation have “moved too far in favour of employees”.

Evaluate this point of view. Ensure your response explains the conflicting/competing interests of employers and employees by referring to at least three aspects of current industrial relations law.

or

Question 2

Queensland’s anti-discrimination laws were enacted to reduce unfair treatment for a number of groups in society including the workplace.

From an employee’s perspective, evaluate whether the legislation has been effective in protecting the rights of employees.

or

Question 3

Evaluate how Queensland’s workplace health and safety laws fulfil their objective to “prevent a person’s death, injury or illness being caused by a workplace, by a relevant workplace area, by work activities, or by plant or substances for use at a relevant place.”

Determine if changes are necessary to improve the safety of workers. Include in your response the obligations of government, employers and employees. Provide relevant examples.

End of Section 1

Part A continues overleaf
Section 2 — Consumers

You were required to complete a research task during the year, and bring your research material into the examination room. The research material must be used in your response to one of the essay topics below. Although the research material itself will not be assessed by markers, it must be handed in to the supervisor at the end of the examination.

Choose one question from Section 2 — Consumers and respond in essay form.

Your response should be approximately 600 words in length.

Write your response in the response book.

Suggested time allocation: 60 minutes.

Either

Question 1

*The Credit Act 1987 (Qld) introduced a number of requirements in an attempt to protect consumers against the unethical practices of some credit providers.*

Identify at least three of these requirements and evaluate how well they protect consumers entering credit agreements.

Use an example, e.g. mobile phone plans, credit cards, to justify your response.

or

Question 2

*Section 53 of the Trade Practices Act 1974 (Cth) and section 40 of the Fair Trading Act 1989 (Qld) prohibit false and misleading representations.*

Identify at least three examples of how these sections of the Acts have been applied. Evaluate the strengths and weaknesses of the legislation and make recommendations on how the legislation could be improved.

End of Section 2

End of Part A
Part B — Law in a Changing Society

Choose one question from Part B — Law in a Changing Society and respond in essay form.
Your response should be approximately 600 words in length.
Write your response in the response book.
Suggested time allocation: 60 minutes.

Either

Question 1

“How effective can the law be if legislation is always one step behind changes in society!?”

Discuss the statement above, using relevant examples from specific areas of law.

or

Question 2

In 1963, John Button was wrongfully accused and convicted of the manslaughter of his girlfriend Rosemary Anderson and sentenced to 10 years in prison. Almost 40 years later, he was exonerated of the death after the actual offender, Edgar Cooke (a serial killer in Western Australia at the time) confessed to the murder and fresh evidence clearly showed that Button’s vehicle could not have been involved in the death. Although he was not automatically entitled to a compensation payment, Button received an ex gratia payment of $460000 from the Western Australian government.

Recent evidence reveals that a number of other people have been wrongfully convicted for a variety of offences. Justify why the wrongfully convicted should have an automatic right to statutory compensation.

or

Part B continues overleaf
Question 3

Does the law appropriately balance the rights and responsibilities of citizens?

Critically evaluate the above question in relation to one of the following topics:

a. Police powers
b. Freedom of speech

In responding to this question, you must:

• outline the rights of society and citizens
• outline the responsibilities placed on citizens
• evaluate whether the balance of rights and responsibilities between citizens and society is equitable
• use case examples and/or State or Commonwealth legislation to illustrate and justify your arguments.

Clearly indicate in the response book which topic you have chosen.

End of Part B

End of Paper Two
### Assessment standards from the senior external syllabus for Legal Studies

#### Paper Two

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<tbody>
<tr>
<td>Knowledge and understanding</td>
<td>The candidate's work has the following characteristics:</td>
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<td></td>
<td>• accurate and comprehensive information about key concepts, identifying links to significant aspects of law</td>
<td>• substantial information about most key concepts, identifying significant aspects of the law</td>
<td>• general information about key concepts, identifying relevant aspects of the law</td>
<td>• information about some legal concepts with tenuous links to aspects of the law</td>
<td>• information about some legal concepts</td>
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<td></td>
<td>• thorough explanation and recognition of legal issues, with links between knowledge and highly relevant examples.</td>
<td>• significant explanation and recognition of legal issues, illustrated with relevant examples.</td>
<td>• explanation of some legal issues with use of appropriate examples.</td>
<td>• inclusion of some examples related to legal issues.</td>
<td>• inclusion of some examples.</td>
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<td>Investigation</td>
<td>The candidate's work has the following characteristics:</td>
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<td>• analysis of legal issues and problems in significant detail</td>
<td>• analysis of legal issues and problems in considerable detail</td>
<td>• some analysis of legal issues and problems</td>
<td>• identification of some legal issues and problems</td>
<td>• occasional identification of some legal issues, problems, procedures or responses.</td>
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<td>• consistent selection and application of relevant legal principles and procedures</td>
<td>• in the main, selection and application of relevant legal principles and procedures</td>
<td>• selection and application of some relevant legal principles and procedures</td>
<td>• selection of some legal procedures</td>
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<td>• identification of a wide range of relevant legal responses to problems and issues.</td>
<td>• identification of a range of relevant legal responses to problems and issues.</td>
<td>• identification of some relevant legal responses to problems and issues.</td>
<td>• identification of some legal responses to problems and issues.</td>
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<td><strong>Evaluation</strong></td>
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<td>• comprehensive, well-informed critiques of legal issues</td>
<td>• informed critiques of legal issues</td>
<td>• critiques of legal issues</td>
<td>• description of legal issues</td>
<td>• occasional description of legal issues</td>
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<td>• valid and detailed conclusions about the suitability of legal outcomes</td>
<td>• valid conclusions about the suitability of legal outcomes</td>
<td>• some valid conclusions about the suitability of legal outcomes</td>
<td>• some conclusions about legal outcomes</td>
<td>• some conclusions about legal outcomes</td>
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<td>• detailed and convincing justification of reasoned stances on issues of law</td>
<td>• detailed justification of reasoned stances on issues of law.</td>
<td>• some justification of stances on issues of law.</td>
<td>• stances taken on issues of law.</td>
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<td><strong>Communication skills</strong></td>
<td>The candidate’s work has the following characteristics:</td>
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<td>• clear, concise and fluent organisation and presentation of information</td>
<td>• clear and concise organisation and presentation of information</td>
<td>• organisation and presentation of information with some clarity</td>
<td>• presentation of some information</td>
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<td>• proficient use of legal and law-related terminology, definitions and documents</td>
<td>• correct use of legal and law-related terminology, definitions and documents</td>
<td>• use of legal and law-related terminology, definitions and documents, with some inconsistencies</td>
<td>• some use of legal and law-related terminology, definitions and documents</td>
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<td>• proficient use of suitable forms and styles of written communication.</td>
<td>• effective use of suitable forms and styles of written communication.</td>
<td>• use of suitable forms and styles of written communication.</td>
<td>• some use of forms and styles of written communication.</td>
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Queensland Studies Authority
154 Melbourne Street, South Brisbane
PO Box 307 Spring Hill
QLD 4004 Australia
T +61 7 3864 0299
F +61 7 3221 2553
www.qsa.qld.edu.au

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