



GCE AS/A LEVEL – NEW

2150U20-1



S19-2150U20-1

LAW – AS unit 2
The Law of Tort

TUESDAY, 21 MAY 2019 – AFTERNOON

1 hour 30 minutes

ADDITIONAL MATERIALS

A WJEC pink 16-page answer booklet.

INSTRUCTIONS TO CANDIDATES

Use black ink or black ball-point pen.

Answer **all** questions.

Write your answers in the separate answer booklet provided.

INFORMATION FOR CANDIDATES

The number of marks is given in brackets at the end of each question or part-question.

The quality of your written communication, including appropriate use of punctuation and grammar, will be assessed in your answer to question 5.

Answer all questions.

Questions 1, 2 and 3 require you to demonstrate knowledge and understanding of legal rules and principles.

Question 4 requires you to apply legal rules and principles to the given scenario in order to present a legal argument using appropriate legal terminology.

Question 5 requires you to analyse and evaluate legal rules, principles, concepts and issues.

1. Explain, with relevant case law, the Caparo three-part test used to decide whether a duty of care is owed. [8]

2. Explain the principle of causation in the law of tort. [8]

3. Explain breach of duty of care. [8]

4. Cerys owns a pop-up food stall that she sets up at festivals and events. Noah, a freelance journalist, bought a chicken burger from Cerys' stall during a concert and became very unwell shortly after consuming the burger. Tests revealed that it was food poisoning and environmental health also discovered poor hygiene conditions in Cerys' stall. Noah has a stomach condition that means he is much more likely to suffer serious long-term conditions if he experiences food poisoning. As a result, he is hospitalised for a month and loses out on £3000 of work. In addition, he suffers long-term stomach pain which affects his ability to work and socialise.

Advise Noah as to whether Cerys is liable in the law of negligence for his injuries. [18]

5. Analyse and evaluate the different types of damages in the law of negligence. [18]

END OF PAPER