



GCE AS/A LEVEL – NEW

2150U20-1

TUESDAY, 21 MAY 2019 – AFTERNOON

LAW – AS unit 2

The Law of Tort

**1 hour 30 minutes plus your additional
time allowance**

ADDITIONAL MATERIALS

A WJEC pink 16-page answer booklet.

INSTRUCTIONS TO CANDIDATES

Use black ink, black ball-point pen or your usual method.

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.

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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.

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- 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