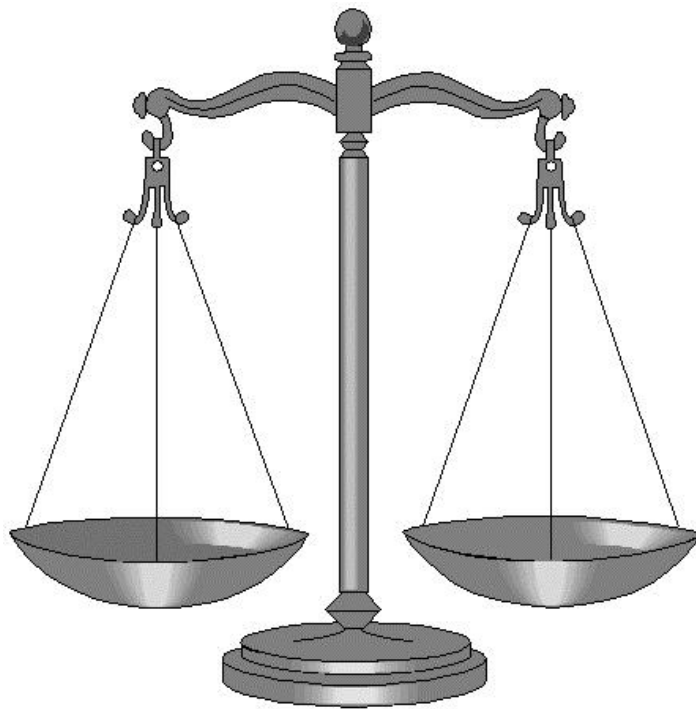




# Edexcel BTEC Subsidiary Diploma in Applied Law Student Handbook



Name:

Form:

Teacher(s):

# Welcome to BTEC Subsidiary Diploma in Applied Law

## **Unit 1 – Dispute Solving in the Legal System**

The aim of this unit is to give learners an understanding of the difference between civil and criminal law, how this determines in which courts disputes are resolved in the legal system, and the personnel, both lawyers and lay people, involved in the resolution process, together with a knowledge about the financing of advice and representation and alternatives to the courts.

## **Unit 2 – Understanding Law Making**

The aim of this unit is to provide learners with an understanding of the different ways in which laws are created and their importance, together with knowledge of how laws are interpreted, and the impact of European law and institutions.

## **Unit 3 – Aspects of Legal Liability**

The aim of this unit is to give learners an understanding of the tort of negligence and the principles of criminal liability, together with knowledge of damages and the aims of sentencing.

## **Unit 4 – Unlawful homicide + Police Powers**

The aim of this unit is to give learners skills to apply the law on murder, an understanding of the law on manslaughter, together with knowledge of police powers with respect to arrest and detention.

## **Unit 5 – Aspects of property offences + Police Powers**

The aim of this unit is to give learners knowledge, understanding and skills in the law relating to property offences, fraud, criminal damage, and police search powers.

## **Unit 8 – Aspects of the law of tort**

The aim of this unit is to provide learners with knowledge, understanding and skills in the law of tort. Learners will consider how the law on negligence and nuisance apply, protect people and provide compensation for loss.

YEAR 12		YEAR 13	
Sept – Dec	Unit 1	Sept – Nov	Unit 4
Jan – April	Unit 2	Dec – Jan	Unit 4&5
April – July	Unit 3	Jan – March	Unit 5
		March – May	Unit 8

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**Awarding Body:** Edexcel

**Specification:** BTEC Applied Law

**YOU GET AS MUCH OUT OF THIS COURSE AS YOU PUT IN.**

## **KEY SKILLS EXPECTATIONS FROM ALL STUDENTS**

### **Communication**

- Discussion groups
- Consultation with staff and others
- Critical appraisal of own work and others work
- Presentation to peer group
- Using a range of sources independently
- Critical reading and thinking

### **Information and communication technology**

- Use internet sources to research the work of others
- Use presentation packages to present information to peers
- Word process required assignments
- Use internet to research case law and keep up to date with the news

### **Improving own learning**

- Set targets and plan how these will be met
- Keep to a time schedule for producing homework
- Develop action points from tutorials

### **Problem Solving**

- Outline problems in written form
- Plan and implement ways of solving problems.
- Review and record your progress with a member of staff

### **Working with others**

- Make a contribution to group activity
- Review work with others and agree ways of improving
- Ask for and develop co-operation with others with regard to making progress.

## HANDING IN WORK AND DEADLINES

You will be set homework regularly by your subject teacher. It is your own responsibility to check this even if you are absent from the lesson. If the teacher is absent from the lesson, work will still be set for you to complete. It is **your responsibility** to organise your time, make sure you are able to access your work and get it handed in on time. To alleviate stress and to ensure enough time is given for completing and marking work, the procedures you **MUST** follow are outlined below:

- It is **your responsibility** to check that you understand the homework that has been set by the subject teacher. You must make sure you know how long the homework should take and the standard to which it should be completed.
- Your homework must be recorded in your planner.
- ALL work handed in must be given directly to the teacher responsible. Do not slip work under an office door or give to another teacher or student to pass on.
- Work must be named on each piece of paper handed in.
- A copy of the work handed in **MUST** be kept by the student on their user area or in their file and on their computer at home. This is for your protection if work is misplaced.
- Students need to pay careful attention to advice/feedback given whether verbally or written.
- Homework and coursework must be word processed unless your teacher informs you otherwise.
- In the case of absences from school on the day of a deadline, work must be sent by e-mail to your teacher. If the student is aware of the absence prior to the date, work needs to be handed in BEFORE the deadline or sent to the member of staff by e-mail.
- Work must be handed in at the start of the lesson on the day of the deadline.
- Work submitted must be the student's own work. **Plagiarism** or paraphrasing is illegal and could cost you your A level. Any quotations must be referenced.
- Research work does not mean JUST downloading from the internet.
- Computer and printer problems are **NOT** an acceptable reason for late work.

**You must:**

1. **Complete your homework to at least TARGET STANDARD.**
2. **Meet the homework deadline. Repeated failure to meet deadlines will result in referral to homework support.**
3. **Send your work in to your subject teacher if you are absent on the deadline day.**

## CALCULATION OF THE QUALIFICATION GRADE

### Qualification grades above pass grade

- Learners will be awarded a merit, distinction or distinction\* qualification grade by the aggregation of points gained through the successful achievement of eight individual units.

POINTS PER UNIT		
PASS	MERIT	DISTINCTION
70	80	90

### BTEC Level 3 Certificate - awarded at the end of the first year

PASS	MERIT	DISTINCTION	DISTINCTION*
210-229	230-249	250-259	260+

### BTEC Level 3 Subsidiary Diploma - awarded at the end of the second year

PASS	MERIT	DISTINCTION	DISTINCTION*
420-459	460-499	500-519	520+

## TIMELINE FOR LAW

This is a projected timeline and is flexible to respond to the needs of a class/individuals. If you miss a lesson either through a known absence or illness, it is your responsibility to catch up the work.

### YEAR 12

Week No	Areas of Study	Homework	Dates and Deadlines	TASK
1	Induction + legal system			
2	Criminal Courts + Magistrates	Video an interview of an application to be a magistrate		
3	Juries	Interview a juror & write article on their experiences		
4	Legal Professionals	Compile table comparing lay people + legal prof		<b>U1: T2 M1</b>
5	Civil Courts + Alternative Dispute Resolution	Compile a table comparing civil courts + ADR		<b>U1:T2 M2</b>
6	Independent task work			<b>U1:T1 P1/2/3/4</b>
7	Independent task work			<b>U1:T3 D1/2</b>
8	Parliamentary Law Making	Colour-coded diagram of stages		
9	Delegated Legislation	Table of 3 types of DL		
10	Influences on Pm + European Institutions	Law-making booklet		<b>U2:T5 P2/3/4/6 M2</b>
11	Statutory Interpretation – necessity + rules	Diagram showing necessity of SI		
12	Statutory Interpretation	Article explaining statutory interp.		<b>U2:T6 P5, M3</b>
13	Impact of EU Law	Evaluation impact EU law on UK law		<b>U2:T8 D2</b>
14	Independent task work			
15	Independent task work <b>FINAL SUBMISSION DEADLINE</b>			<b>ALL UNIT 1&amp;2</b>
16	Intro to Criminal Law + Actus Reus	AR theory essay		<b>U3:T1 (P3 part)</b>
17	Mens Rea + Coincidence of AR + MR	MR + transf. malice theory essay		<b>U3:T1 (P3 part)</b>
18	Causation + Strict Liability	Coincidence AR + MR theory essay		<b>U3:T1 (P3 part)</b>

19	Independent task work	Causation theory essay SL theory essay		U3:T1 (P3 part) U3:T1 (P3 part)
20	Non-fatal Offences	Table + explanation of NFOs		U3:T2 P4, P5
21	Scenario Solving Practice + Aggravating/Mitigating Factors	Apply knowledge to James + the controller scenario		U3:T3 M2/3/4
22	Evaluation of NFOs	Evaluation of NFOs		U3:T4 D2
23	Introduction to Tort Law + Duty of Care	Duty of Care theory essay		U3:T5 (P1 part)
24	Breach of Duty	Breach of Duty theory essay		U3:T5 (P1 part)
25	Damage	Damage theory essay		U3:T5 (P1 part)
26	Damages	Create a guide to damages		U3:T6 P2
27	Tort Scenario Solving	Apply knowledge to car mechanic scenario		U3:T7 M1
28	Evaluation of Damages	Evaluation of negligence claims in UK + USA		U3:T8 D1
29	Independent task work			
30	Independent task work <b>FINAL SUBMISSION DEADLINE</b>			<b>ALL</b>
31	Law-related Independent Research Project			
32	Presented in format of own choice			
33	Britain's Worst Killer Research			
34	Britain's Worst Killer Research	Case File		
35	Britain's Worst Killer Presentations + Awards Ceremony	Presentation		
36	Britain's Worst Killer DVDs			
37	Murder/Manslaughter Mock Trial - Research	Outline Murder AR+MR reqs AND defences		
38	Murder/Manslaughter Mock Trial – Preparation of evidence	Witness questions + responses prepared		
39	Mock Trial			

**YEAR 13**

<b>Week No</b>	<b>Areas of Study</b>	<b>Homework</b>	<b>Dates and Deadlines</b>	<b>Grade</b>
<b>1</b>	Murder	Essay outlining AR + MR murder		
<b>2</b>	Application of murder	Peter/Katie murder scenario		<b>Unit 4 T1</b>
<b>3</b>	Evaluate murder	Essay evaluating murder + reforms		<b>Unit 4 T4</b>
<b>4</b>	Voluntary Manslaughter –Loss of control	Outline loss of control + apply to Peter		<b>Unit 4 T2</b>
<b>5</b>	Voluntary Manslaughter – Diminished Resp.	Outline dim. resp. + apply to Peter		<b>Unit 4 T2</b>
<b>6</b>	Evaluate voluntary manslaughter	Essay evaluating vol. mans. + reforms		<b>Unit 4 T4</b>
<b>7</b>	Invol. manslaughter -Unlawful Act	Outline UA mans. + apply to Ant + Dec		<b>Unit 4 T3</b>
<b>8</b>	Invol. manslaughter -Gross Negligence	Outline GN mans. + apply to Ant + Dec		<b>Unit 4 T3</b>
<b>9</b>	Tort of nuisance, occupiers liability + Rylands v Fletcher	Make comprehensive notes on nuisance/occ. Liability/Rylands rule		
<b>10</b>	Tort of nuisance, occupiers liability + Rylands v Fletcher	Apply relevant tort law to cottagers		<b>Unit 8 T1</b>
<b>11</b>	Tort of nuisance, occupiers liability + Rylands v Fletcher	Apply relevant tort law to Ingrid		<b>Unit 8 T2</b>
<b>12</b>	Occupiers liability	Apply relevant law to Jon + Kylie		<b>Unit 8 T3</b>
<b>13</b>	Psychiatric Harm	Apply relevant law to Rachel		<b>Unit 8 T4</b>
<b>14</b>	Economic Loss + Negligent Misstatement	Apply relevant law to Selina		<b>Unit 8 T5</b>
<b>15</b>	Powers of arrest + detention of offenders	Explain law on powers of arrest + regulations on detention of offenders		<b>Unit4/5 T1 T2</b>
<b>16</b>	Evaluation of police powers	Essay evaluating powers search/arrest/detention		<b>Unit4/5 T4</b>
<b>17</b>	Theft			
<b>18</b>	Robbery Criminal Damage	Apply theft to Darren, Evan + the bike		



<b>19</b>	Burglary	Apply criminal damage to Will		<b>Unit 5 T3</b>
<b>20</b>	Fraud by false rep Obtaining Services	Apply theft, robbery + burglary to Tom		<b>Unit 5 T1</b>
<b>21</b>	Improve referred work	Apply false rep and services to Tom + Will		<b>Unit 5 T2</b>
<b>22</b>	Evaluation of property offences	Research one controversial case for each property offence		
<b>23</b>	Evaluation of property offences	Essay evaluating the property offences		<b>Unit 5 T4</b>
<b>24</b>	Evaluation of tort defences	Essay evaluating defences in occ. liability + Rylands rule		<b>Unit 8 T2</b>
<b>25</b>	Evaluation of recent cases in tort law	Research + analyse three recent negligence cases		<b>Unit 8 T6</b>
<b>26</b>	Complete/improve tasks to achieve max. potential			
<b>27</b>				
<b>28</b>				
<b>29</b>				
<b>30</b>				
<b>31</b>				
<b>32</b>				

## **UNIT 1 & 2**

- Parliament
- Delegated Legislation
- Statutory Interpretation
- Judicial Precedent
- Civil Courts
- Alternative Dispute Resolution
- Criminal Courts
- Magistrates + Juries
- Legal Profession
- Funding
- Judiciary

## **UNIT 3**

- **Criminal Law**
  - Actus Reus
  - Mens Rea
  - Causation
  - Strict Liability
  - Non Fatal offences
  - Sentencing
- **Tort Law**
  - Duty of Care
  - Breach of Duty
  - Damage
  - Damages

## **UNIT 4**

### **Murder**

- Actus reus
- Causation
- Mens rea
- Evaluation + reform

### **Voluntary manslaughter**

- Diminished responsibility
- Loss of Control
- Evaluation + reform

### **Involuntary manslaughter**

- Gross negligence manslaughter
- Unlawful act manslaughter
- Evaluation + reform

### **Police Powers**

- Search + arrest
- Detention of offenders

## **UNIT 5**

### **Property Offences**

- Theft
- Robbery
- Criminal Damage
- Burglary
- Fraud by False Representation
- Obtaining Services Dishonestly

## **UNIT 8**

### **Tort Liability**

- Economic loss
- Occupiers' liability
- Nuisance
- Rylands v Fletcher
- Psychiatric damage

## READING LIST

It is important that you extend your knowledge of this subject. The texts listed below are recommended; you are not expected to read them all. There are also several books as well as other resources available in the LRC– just ask your teacher or the librarian for advice.

### Several important cases to investigate are:

Smith v Hughes [1960] 1 WLR 830

LNER v Berriman (1946) 1 AC 278

Re Sigsworth [1935] Ch 89

R v Allen (1872) LR 1 CCR 367

Royal College of Nursing v DHSS [1981] AC 800 826

Eisenhower (1984) 78 Cr. App. R. 48.

Donoghue v Stevenson [1932] UKHL 100

Caparo Industries plc v Dickman [1990] 2 AC 605

Bolton v Stone [1951] AC 850, [1951] 1 All ER 1078

Hill v Chief Constable of West Yorkshire [1988] HL

The Wagon Mound Case [1961] A.C. 888

Rylands v Fletcher (1868)

### USEFUL WEBSITES/Apps

As the law is a fluid, ever changing subject, the internet is far more useful than any book will ever be. You must keep up to date with new case law and statutes as they come into effect. The following websites will not only be a source of new law, but also old case law which will help you understand the tests and theories which we study throughout the course. **You should certainly register with E-lawstudent.com to enable remote access from off-campus.**

<http://www.e-lawstudent.com/index.php>

<http://sixthformlaw.info/>

<http://www.lawobserver.co.uk/index.html>

<http://www.npia.police.uk/digest>

<http://www.peterjepson.com/law/LAW.HTM>

[http://www.bailii.org/openlaw/english\\_legal\\_system.html](http://www.bailii.org/openlaw/english_legal_system.html)

[http://a-level-law.com/aqa\\_page.htm](http://a-level-law.com/aqa_page.htm)

<http://www.legalmax.info/>

<http://www.helpwithlawexams.co.uk/>

<http://www.venables.co.uk/studentsresources.htm>

<http://www.vtstutorials.ac.uk/tutorial/law>

**GLOSSARY OF TERMS**

<b>Term</b>	<b>Definition</b>
Common law	
Statute	
Precedent	
Delegated legislation	
Statutory interpretation	
Liability	
Normative	
Pluralistic	
Positivism	
Natural Law	
Obiter dicta	
Nuisance	
Act of God	