



AMSPAR

June 2014 series - Examiner's Report
5519-336 Level 3 Legal Aspects of Medical Administration

Question	Syllabus ref	Examiner comments
1	1.1	The responsibilities of the Department of Health were well explained.
2	1.2	The reasons why the NHS may commission an episode of private health care were well understood by the majority of candidates.
3	2.1	Social care was very well understood and some excellent examples given.
4	2.2	Candidates gave good examples of support services.
5	3.1	The Mental Health Act was well known and candidates gave full answers, well done to everyone.
6	4.1	Legal duty of care was well explained.
7	4.2	Vicarious liability is well understood and some excellent answers were given.
8	4.3	Medical negligence is well understood and candidates understand the implications if negligence occurs.
9	4.4	The Tort of Trespass to the person was not so well known but the answers on consent were excellent with good examples used.
10	5.1	All candidates are aware of the importance of a written contract of employment.
11	5.2	A number of candidates used out of date legislation here and should have known that all discrimination legislation is contained in the Equality Act 2010 (Not in NI and they were marked accordingly).
12	5.3	Health and Safety legislation was well understood and good examples given.
13	6.1	Candidates gave good explanations around the patients right of choice.
14	6.2, 6.3	Quite a few gave the Freedom of Information Act as one piece of legislation that can protect patient information, this is not correct.
15	6.4	The current complaints procedure was well explained.

Overall comments on candidates' responses

The candidates wrote some excellent answers and had clearly revised. They wanted to show their knowledge and unfortunately there was not enough room on the paper for them to complete their answers. This resulted in work being squashed onto the available lines, making work look untidy and difficult to mark. Apologies to the candidates for this and it will be resolved for the next examination series.

Overall comments on the question paper

It was fair and covered the syllabus. There must be more room for candidates to write in future papers.