



AMSPAR

June 2015 series - Examiner's Report
5528-365 Level 3 Legal Aspects of Medical Administration

Question	Syllabus ref	Examiner comments
1a	1.1	The majority of candidates gave good examples of organisations but a small number gave out of date organisations or named types of care rather than actual organisations.
1b		The descriptions were good but if the candidate answered 1a incorrectly then this part of the question was also incorrect and lost the candidate valuable marks.
2	1.2	This was well answered and candidates were aware of how private health care can be accessed.
3	2.1	On the whole this question was well answered, a small number described role of the Community Psychiatric Nurse.
4	2.2	There were some wide variations of answers given for this question with some agencies described and some charities described but quite a few wrote about the community staff who give care, this is not what was asked for in the question.
5a 5b	3.1	Both sections of this question were well answered. All candidates gave excellent descriptions of the Mental Health Act, well done to all.
6	4.1	Legal duty of care was well answered.
7	4.2	The majority of candidates gave excellent answers to this question. A small number did not complete the question as they did not provide an example of its use as asked for in the question.
8a 8b 8c	4.3	Medical negligence was very well answered for all parts of this question.
9a 9b	4.4	The Tort of Trespass to the person was not so well known but the explanations of consent were excellent with good examples used.
10	5.1	This was fairly well known.
11a 11b	5.2	There were a number of out of date examples given for the first part of the question which then impacted on the answers for the second part. Candidates must research for up to date legislation.

12a 12b	5.3	Health and safety legislation was well known and some excellent examples were given.
13	6.1	Some good examples given for this question, can tutors please refer to the range in the City & Guilds handbook in order to guide the candidates on how this question should be answered.
14a 14b	6.2, 6.3	This was well answered. The majority of candidates gave excellent examples in their answer but a few did not read the question properly and gave answers that did not relate to electronic information.
15a 15b	6.4	This was quite patchy, some gave excellent answers and some gave poor answers.

Overall comments on candidates' responses

This paper was well answered but some out of date information given regarding the structure of the NHS and discrimination legislation.

Overall comments on the question paper

The candidates gave good responses to the questions but they must take time to read the questions and plan their answers, valuable marks are being lost as for some candidates it is quite clear they did not read the whole question and ploughed on writing information that was not actually asked for. Also if a certain number of answers are asked for then only that number of answers should be written, some candidates are writing far in excess of what is asked for thereby wasting their time. Giving extra answers may use valuable time and cannot gain extra marks. Only the first requisite number of answers will be marked even if they are incorrect.

The majority of candidates lost valuable marks because they did not give sufficient correct information in their answers. Tutors should stress that the words 'explain' and 'describe' require more than a couple of words in their answer.

Quite a few candidates used extra sheets of paper - very rarely was this indicated on the actual script and the markers were left guessing that there may be more information somewhere else in the paper. This needs to be cascaded to the centres as a major problem for marking. Can the centres please discourage candidates from using extra sheets but if they really need extra paper it should be clearly indicated to the marker by writing "continued on extra sheet".