

Section A: Source-based Study

THE UNITED NATIONS AND INTERNATIONAL LAW

1 Read the Sources and then answer the question that follows.

Source A

The General Assembly established several conventions that addressed specific terrorist acts – such as aircraft hijacking, the kidnapping of diplomats and the taking of hostages – and considered such acts as criminal offences. It favoured a domestic law enforcement approach that obligated states to either prosecute or extradite those accused of terrorist acts. The changing nature of terrorism in the 1990s – in particular, its more global reach – exposed this approach as less than effective...As terrorism became increasingly seen as a threat to international peace and security, states started to favour a firmer approach that allowed for the use of economic sanctions and military force. The Security Council's resolutions in the 1990s codified this approach. Sanctions made support of terrorist activities more costly, and the state sponsors of terrorists, such as Libya and Iran, more responsive.

Adapted from an academic article, "The UN and the Campaign against Terrorism", 2004.

Source B

Evaluation of the ICJ frequently dwelled on its relatively light case load due to the reluctance of states to submit disputes, but other opinions stress its contributions to the process of systematizing, consolidating, codifying and progressively developing international law...the ICJ has contributed to peaceful settlement of disputes of several different kinds, most particularly involving land and maritime boundaries, and to restoring peace between parties, although governments still prefer to use political methods in many cases.

Adapted from an academic book on the history of international organisations, 2004.

Source C

The Palestinians' near-monopoly on terrorism during the 1960s led the UN to treat the problem as a local issue. High-profile acts of terrorism did not extend beyond these bounds until July 1968, when members of the Popular Front for the Liberation of Palestine hijacked El Al Flight 426, which carried scores of non-Israeli citizens – an incident that effectively laid the foundation for al-Qaeda's September 11 attacks decades later. Yet even after a series of plane hijackings in September 1970 and the murder of eleven athletes during the 1972 Munich Olympics, the UN Security Council (UNSC) still refrained from passing a resolution to crack down on terrorist groups. Not until the end of the Cold War, the drafting of the Oslo Accords, and the rise of al-Qaeda in the 1990s did the UN begin to view terrorism as something more than an Arab-Israeli issue...the UNSC Resolution 1267 (1999) had already imposed targeted sanctions on al-Qaeda and its supporters, as well as the Taliban. Yet this resolution has proven limited because groups or individuals must be designated as terrorists, before member states can take action against them.

Adapted from comments by a researcher based in an American Middle East policy think-tank, 2010.

Source D

I want to ask the question whether the 1982 UN Convention on the Law of the Sea has lived up to our hopes and aspirations. I hope I do not sound boastful when I say that the convention has achieved our shared vision. The convention has made a contribution to international peace and security by replacing a plethora of conflicting claims, with universally agreed limits on the territorial sea, the contiguous zone, the exclusive economic zone and the continental shelf. The world community's interest in the freedom of navigation has been well served by the delicate compromises contained in the convention on the status of the exclusive economic zone, the regime of innocent passage through the territorial sea, the regime of transit passage through straits used for international navigation and the regime of archipelagic sea-lanes passage.

From a speech made by Professor Tommy Koh during the commemoration of the 20th anniversary of the signing of the UNCLOS, 2002.*

* Professor Tommy Koh was the President of the 3rd UN Conference on the Law of the Sea held in 1982.

Source E

Beijing's claim to the South China Sea takes away the maritime entitlements of the Philippines, Vietnam, Malaysia, Brunei, and Indonesia to exclusive economic zones and extended continental shelves, which is in gross violation of UNCLOS. The Philippines ratified the UNCLOS in 1984, while China signed it in 1996. By ratifying UNCLOS, member-states bound themselves, and gave their consent in advance on all UNCLOS standards and mechanisms. China's claim converts the South China Sea into an internal Chinese lake, allowing China to unilaterally appropriate for itself what belongs to other sovereign coastal states, in defiance of UNCLOS. UNCLOS does not provide any enforcement mechanism for decisions handed down. The best recourse for the Philippine government is to appeal to world opinion.

From a speech by a Filipino senior legal advisor, 2013.

Now answer the following question.

How far do Sources A-E support the view that the United Nations was largely effective in developing and implementing international law from 1945 to 2000?

Assessment Rubrics

Level 1	Writes about assertion, no use of sources	(1-5m)
Level 2	Uses information taken from sources to support OR challenge the assertion	(6-8m)
Level 3	Uses information taken from sources to support AND challenge the assertion	(9-13m)
Level 4	By interpreting/evaluating sources in context, finds evidence to support OR challenge the assertion	(14-16m)
Level 5	By interpreting/evaluating sources in context, finds evidence to support AND challenge the assertion	(17-21m)
Level 6	Must reach Level 5 first, then Either a) explains why evidence to support or challenge is better or preferred (i.e. comparative judgement on why some sources are better than others)	(22-25m)

Or b) explains why evidence points to an alternative assertion and restructures the assertion to fit the sources

Section B: Essays

2 To what extent was the Cold War in Europe primarily caused by the defensive actions of the USA and the USSR?

Band	Marks	Descriptors
1	21-25	<ul style="list-style-type: none"> ✓ Essays will be focused consistently on the demands of the question, in analysing whether the Cold War was caused fundamentally by the USA and the USSR taking defensive actions against each other. ✓ The approach will be consistently analytical or explanatory rather than descriptive or narrative. ✓ Essays will be fully relevant and accurate in analysis and factual substantiation. ✓ The argument will be structured coherently and supported by appropriate factual material. ✓ At the lower end of the band, there may be some weaker sections to the answer, but the overall quality will show that the candidate is in control of the argument.
2	18-20	<ul style="list-style-type: none"> ✓ Essays will be focused clearly on the demands of the question but there will be some unevenness, in analysing whether the Cold War was caused fundamentally by the USA and the USSR taking defensive actions against each other. ✓ The approach will be mostly analytical or explanatory rather than descriptive or narrative. ✓ The answer will be mostly relevant and accurate in analysis and factual substantiation. ✓ Most of the argument will be structured coherently and supported by largely appropriate factual material. ✓ The impression will be that a good solid answer has been provided.
3	16-17	<ul style="list-style-type: none"> ✓ Essays will reflect a clear understanding of the question, and constitute a fair attempt to analyse whether the Cold War was caused fundamentally by the USA and the USSR taking defensive actions against each other. ✓ The approach will contain analysis or explanation, but there may be some heavily narrative or descriptive passages. ✓ The answer will be largely relevant and generally accurate in analysis and factual substantiation. ✓ Essays will achieve a genuine argument but may lack balance or depth of factual knowledge. ✓ Most of the answer will be structured satisfactorily but some parts may lack coherence.
4	14-15	<ul style="list-style-type: none"> ✓ Essays will indicate attempts to argue relevantly, though often only implicitly, in analysing whether the Cold War was caused fundamentally by the USA and the USSR taking defensive actions against each other. ✓ The approach will depend more on some heavily descriptive or narrative passages than on analysis or explanation, which may be limited to introductions and conclusions. ✓ Factual material, sometimes very full and generally accurate, will be used to impart information or describe events rather than to address directly the requirements of the question.

Band	Marks	Descriptors
		✓ The structure of the argument could be organized more effectively.
5	11-13	<ul style="list-style-type: none"> ✗ Essays will offer some appropriate elements but there will be little attempt generally to analyse whether the Cold War was caused fundamentally by the USA and the USSR taking defensive actions against each other. ✗ The approach will lack analysis and the quality of the description or narrative, although sufficiently accurate and relevant to the topic if not the particular question, will not be linked effectively to the argument. ✗ The structure will show weaknesses and the treatment of topics within the answer will be unbalanced. ✗ The writing may show some accuracy but there will also be frequent errors.
6	8-10	<ul style="list-style-type: none"> ✗ Essays will not be properly focused on the requirements of the question i.e. to analyse whether the Cold War was caused fundamentally by the USA and the USSR taking defensive actions against each other. ✗ There may be many unsupported assertions and commentaries which lack sufficient factual support. ✗ The argument may be of limited relevance to the topic and there may be confusion about the implications of the question. ✗ The writing will show significant weaknesses.
7	0-7	<ul style="list-style-type: none"> ✗ Essays will be characterized by significant irrelevance or arguments which do not begin to make significant points about whether the Cold War was caused fundamentally by the USA and the USSR taking defensive actions against each other. ✗ The answers may be largely fragmentary and incoherent. ✗ The writing will show very significant weakness. ✗ Marks at the bottom of this band will be given very rarely because even the most wayward and fragmentary answer usually makes at least a few valid points.

3 “The collapse of the USSR in 1991 was both abrupt and long in the making.” Discuss.

Band	Marks	Descriptors
1	21-25	<ul style="list-style-type: none"> ✓ Essays will be focused consistently on the demands of the question, in evaluating the reasons and nature of the Soviet collapse in 1991. ✓ The approach will be consistently analytical or explanatory rather than descriptive or narrative. ✓ Essays will be fully relevant and accurate in analysis and factual substantiation. ✓ The argument will be structured coherently and supported by appropriate factual material. ✓ At the lower end of the band, there may be some weaker sections to the answer, but the overall quality will show that the candidate is in control of the argument.
2	18-20	<ul style="list-style-type: none"> ✓ Essays will be focused clearly on the demands of the question but there will be some unevenness, in evaluating the reasons and nature of the Soviet collapse in 1991. ✓ The approach will be mostly analytical or explanatory rather than descriptive or narrative.

Band	Marks	Descriptors
		<ul style="list-style-type: none"> ✓ The answer will be mostly relevant and accurate in analysis and factual substantiation. ✓ Most of the argument will be structured coherently and supported by largely appropriate factual material. ✓ The impression will be that a good solid answer has been provided.
3	16-17	<ul style="list-style-type: none"> ✓ Essays will reflect a clear understanding of the question, and constitute a fair attempt to evaluate the reasons and nature of the Soviet collapse in 1991. ✓ The approach will contain analysis or explanation, but there may be some heavily narrative or descriptive passages. ✓ The answer will be largely relevant and generally accurate in analysis and factual substantiation. ✓ Essays will achieve a genuine argument but may lack balance or depth of factual knowledge. ✓ Most of the answer will be structured satisfactorily but some parts may lack coherence.
4	14-15	<ul style="list-style-type: none"> ✓ Essays will indicate attempts to argue relevantly, though often only implicitly, in evaluating the reasons and nature of the Soviet collapse in 1991. ✓ The approach will depend more on some heavily descriptive or narrative passages than on analysis or explanation, which may be limited to introductions and conclusions. ✓ Factual material, sometimes very full and generally accurate, will be used to impart information or describe events rather than to address directly the requirements of the question. ✓ The structure of the argument could be organized more effectively.
5	11-13	<ul style="list-style-type: none"> ✗ Essays will offer some appropriate elements but there will be little attempt generally to evaluate the reasons and nature of the Soviet collapse in 1991. ✗ The approach will lack analysis and the quality of the description or narrative, although sufficiently accurate and relevant to the topic if not the particular question, will not be linked effectively to the argument. ✗ The structure will show weaknesses and the treatment of topics within the answer will be unbalanced. ✗ The writing may show some accuracy but there will also be frequent errors.
6	8-10	<ul style="list-style-type: none"> ✗ Essays will not be properly focused on the requirements of the question i.e. to evaluate the reasons and nature of the Soviet collapse in 1991. ✗ There may be many unsupported assertions and commentaries which lack sufficient factual support. ✗ The argument may be of limited relevance to the topic and there may be confusion about the implications of the question. ✗ The writing will show significant weaknesses.
7	0-7	<ul style="list-style-type: none"> ✗ Essays will be characterized by significant irrelevance or arguments which do not begin to make significant points about evaluating the reasons and nature of the Soviet collapse in 1991. ✗ The answers may be largely fragmentary and incoherent. ✗ The writing will show very significant weakness. ✗ Marks at the bottom of this band will be given very rarely because even the most wayward and fragmentary answer usually makes at least a few valid points.

4 How far do you agree with the view that “the problems in the global economy in the 1970s were rooted in the weaknesses of the Bretton Woods system”?

Band	Marks	Descriptors
1	21-25	<ul style="list-style-type: none"> ✓ Essays will be focused consistently on the demands of the question, in evaluating the weaknesses of the BWS as the fundamental cause of the global economic problems in the 1970s. ✓ The approach will be consistently analytical or explanatory rather than descriptive or narrative. ✓ Essays will be fully relevant and accurate in analysis and factual substantiation. ✓ The argument will be structured coherently and supported by appropriate factual material. ✓ At the lower end of the band, there may be some weaker sections to the answer, but the overall quality will show that the candidate is in control of the argument.
2	18-20	<ul style="list-style-type: none"> ✓ Essays will be focused clearly on the demands of the question but there will be some unevenness, in evaluating the weaknesses of the BWS as the fundamental cause of the global economic problems in the 1970s. ✓ The approach will be mostly analytical or explanatory rather than descriptive or narrative. ✓ The answer will be mostly relevant and accurate in analysis and factual substantiation. ✓ Most of the argument will be structured coherently and supported by largely appropriate factual material. ✓ The impression will be that a good solid answer has been provided.
3	16-17	<ul style="list-style-type: none"> ✓ Essays will reflect a clear understanding of the question, and constitute a fair attempt to evaluate the weaknesses of the BWS as the fundamental cause of the global economic problems in the 1970s. ✓ The approach will contain analysis or explanation, but there may be some heavily narrative or descriptive passages. ✓ The answer will be largely relevant and generally accurate in analysis and factual substantiation. ✓ Essays will achieve a genuine argument but may lack balance or depth of factual knowledge. ✓ Most of the answer will be structured satisfactorily but some parts may lack coherence.
4	14-15	<ul style="list-style-type: none"> ✓ Essays will indicate attempts to argue relevantly, though often only implicitly, in evaluating the weaknesses of the BWS as the fundamental cause of the global economic problems in the 1970s. ✓ The approach will depend more on some heavily descriptive or narrative passages than on analysis or explanation, which may be limited to introductions and conclusions. ✓ Factual material, sometimes very full and generally accurate, will be used to impart information or describe events rather than to address directly the requirements of the question. ✓ The structure of the argument could be organized more effectively.
5	11-13	<ul style="list-style-type: none"> ✗ Essays will offer some appropriate elements but there will be little attempt generally to evaluate the weaknesses of the BWS as the fundamental cause of the global economic problems in the 1970s. ✗ The approach will lack analysis and the quality of the description or narrative, although sufficiently accurate and relevant to the topic if not the particular question, will not be linked effectively to the argument.

Band	Marks	Descriptors
		<ul style="list-style-type: none"> ✗ The structure will show weaknesses and the treatment of topics within the answer will be unbalanced. ✗ The writing may show some accuracy but there will also be frequent errors.
6	8-10	<ul style="list-style-type: none"> ✗ Essays will not be properly focused on the requirements of the question i.e. to evaluate the weaknesses of the BWS as the fundamental cause of the global economic problems in the 1970s. ✗ There may be many unsupported assertions and commentaries which lack sufficient factual support. ✗ The argument may be of limited relevance to the topic and there may be confusion about the implications of the question. ✗ The writing will show significant weaknesses.
7	0-7	<ul style="list-style-type: none"> ✗ Essays will be characterized by significant irrelevance or arguments which do not begin to make significant points about whether weaknesses of the BWS were the fundamental cause of the global economic problems in the 1970s. ✗ The answers may be largely fragmentary and incoherent. ✗ The writing will show very significant weakness. ✗ Marks at the bottom of this band will be given very rarely because even the most wayward and fragmentary answer usually makes at least a few valid points.

5 Critically examine the significance of the Cold War in the development of the Japanese economy from 1945 to the end of the 1970s.

Band	Marks	Descriptors
1	21-25	<ul style="list-style-type: none"> ✓ Essays will be focused consistently on the demands of the question, in evaluating the role played by the Cold War in shaping Japanese economic development from 1945 to end of 1970s. ✓ Essays will focus in a balanced way on the period of the Japanese miracle and the developments of the 1970s. ✓ The approach will be consistently analytical or explanatory rather than descriptive or narrative. ✓ Essays will be fully relevant and accurate in analysis and factual substantiation. ✓ The argument will be structured coherently and supported by appropriate factual material. ✓ At the lower end of the band, there may be some weaker sections to the answer, but the overall quality will show that the candidate is in control of the argument.
2	18-20	<ul style="list-style-type: none"> ✓ Essays will be focused clearly on the demands of the question but there will be some unevenness, in evaluating the role played by the Cold War in shaping Japanese economic development from 1945 to end of 1970s. ✓ Essays will focus in a balanced way on the period of the Japanese miracle and the developments of the 1970s. ✓ The approach will be mostly analytical or explanatory rather than descriptive or narrative. ✓ The answer will be mostly relevant and accurate in analysis and factual substantiation. ✓ Most of the argument will be structured coherently and supported by

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		<p>largely appropriate factual material.</p> <ul style="list-style-type: none"> ✓ The impression will be that a good solid answer has been provided.
3	16-17	<ul style="list-style-type: none"> ✓ Essays will reflect a clear understanding of the question, and constitute a fair attempt to evaluate the role played by the Cold War in shaping Japanese economic development from 1945 to end of 1970s. ✓ Essays will focus in a balanced way on the period of the Japanese miracle and the developments of the 1970s. ✓ The approach will contain analysis or explanation, but there may be some heavily narrative or descriptive passages. ✓ The answer will be largely relevant and generally accurate in analysis and factual substantiation. ✓ Essays will achieve a genuine argument but may lack balance or depth of factual knowledge. ✓ Most of the answer will be structured satisfactorily but some parts may lack coherence.
4	14-15	<ul style="list-style-type: none"> ✓ Essays will indicate attempts to argue relevantly, though often only implicitly, in evaluating the role played by the Cold War in shaping Japanese economic development from 1945 to end of 1970s. ✓ Essays will focus in a balanced way on the period of the Japanese miracle and the developments of the 1970s. ✓ The approach will depend more on some heavily descriptive or narrative passages than on analysis or explanation, which may be limited to introductions and conclusions. ✓ Factual material, sometimes very full and generally accurate, will be used to impart information or describe events rather than to address directly the requirements of the question. ✓ The structure of the argument could be organized more effectively.
5	11-13	<ul style="list-style-type: none"> ✗ Essays will offer some appropriate elements but there will be little attempt generally to evaluate the role played by the Cold War in shaping Japanese economic development from 1945 to end of 1970s. ✗ Essays will focus largely on the period of the Japanese miracle and address cursorily the developments of the 1970s. ✗ The approach will lack analysis and the quality of the description or narrative, although sufficiently accurate and relevant to the topic if not the particular question, will not be linked effectively to the argument. ✗ The structure will show weaknesses and the treatment of topics within the answer will be unbalanced. ✗ The writing may show some accuracy but there will also be frequent errors.
6	8-10	<ul style="list-style-type: none"> ✗ Essays will not be properly focused on the requirements of the question i.e. to evaluate the role played by the Cold War in shaping Japanese economic development from 1945 to end of 1970s. ✗ Essays will focus only on the period of the Japanese miracle and ignore the developments of the 1970s. ✗ There may be many unsupported assertions and commentaries which lack sufficient factual support. ✗ The argument may be of limited relevance to the topic and there may be confusion about the implications of the question. ✗ The writing will show significant weaknesses.
7	0-7	<ul style="list-style-type: none"> ✗ Essays will be characterized by significant irrelevance or arguments which do not begin to make significant points in evaluating the role played by the Cold War in shaping Japanese economic development

Band	Marks	Descriptors
		<p>from 1945 to end of 1970s.</p> <ul style="list-style-type: none"> ✗ Essays will focus only on the period of the Japanese miracle and ignore the developments of the 1970s. ✗ The answers may be largely fragmentary and incoherent. ✗ The writing will show very significant weakness. ✗ Marks at the bottom of this band will be given very rarely because even the most wayward and fragmentary answer usually makes at least a few valid points.

6 How important was the Palestinian issue in the development of the Arab-Israeli Conflict from 1948 to 2000?

Band	Marks	Descriptors
1	21-25	<ul style="list-style-type: none"> ✓ Essays will be focused consistently on the demands of the question, in evaluating the significance of Palestinian issue in development of Arab-Israeli conflict. ✓ The approach will be consistently analytical or explanatory rather than descriptive or narrative. ✓ Essays will be fully relevant and accurate in analysis and factual substantiation. ✓ The argument will be structured coherently and supported by appropriate factual material. ✓ At the lower end of the band, there may be some weaker sections to the answer, but the overall quality will show that the candidate is in control of the argument.
2	18-20	<ul style="list-style-type: none"> ✓ Essays will be focused clearly on the demands of the question but there will be some unevenness, in evaluating the significance of Palestinian issue in development of Arab-Israeli conflict. ✓ The approach will be mostly analytical or explanatory rather than descriptive or narrative. ✓ The answer will be mostly relevant and accurate in analysis and factual substantiation. ✓ Most of the argument will be structured coherently and supported by largely appropriate factual material. ✓ The impression will be that a good solid answer has been provided.
3	16-17	<ul style="list-style-type: none"> ✓ Essays will reflect a clear understanding of the question, and constitute a fair attempt to evaluate the significance of Palestinian issue in development of Arab-Israeli conflict. ✓ The approach will contain analysis or explanation, but there may be some heavily narrative or descriptive passages. ✓ The answer will be largely relevant and generally accurate in analysis and factual substantiation. ✓ Essays will achieve a genuine argument but may lack balance or depth of factual knowledge. ✓ Most of the answer will be structured satisfactorily but some parts may lack coherence.
4	14-15	<ul style="list-style-type: none"> ✓ Essays will indicate attempts to argue relevantly, though often only implicitly, in evaluating the significance of Palestinian issue in development of Arab-Israeli conflict. ✓ The approach will depend more on some heavily descriptive or narrative passages than on analysis or explanation, which may be

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		<p>limited to introductions and conclusions.</p> <ul style="list-style-type: none"> ✓ Factual material, sometimes very full and generally accurate, will be used to impart information or describe events rather than to address directly the requirements of the question. ✓ The structure of the argument could be organized more effectively.
5	11-13	<ul style="list-style-type: none"> ✗ Essays will offer some appropriate elements but there will be little attempt generally to evaluate the significance of Palestinian issue in development of Arab-Israeli conflict. ✗ The approach will lack analysis and the quality of the description or narrative, although sufficiently accurate and relevant to the topic if not the particular question, will not be linked effectively to the argument. ✗ The structure will show weaknesses and the treatment of topics within the answer will be unbalanced. ✗ The writing may show some accuracy but there will also be frequent errors.
6	8-10	<ul style="list-style-type: none"> ✗ Essays will not be properly focused on the requirements of the question i.e. to evaluate the significance of Palestinian issue in development of Arab-Israeli conflict. ✗ There may be many unsupported assertions and commentaries which lack sufficient factual support. ✗ The argument may be of limited relevance to the topic and there may be confusion about the implications of the question. ✗ The writing will show significant weaknesses.
7	0-7	<ul style="list-style-type: none"> ✗ Essays will be characterized by significant irrelevance or arguments which do not begin to make significant points in evaluating the significance of Palestinian issue in development of Arab-Israeli conflict. ✗ The answers may be largely fragmentary and incoherent. ✗ The writing will show very significant weakness. ✗ Marks at the bottom of this band will be given very rarely because even the most wayward and fragmentary answer usually makes at least a few valid points.