

CTSI Professional Competency Framework (CPCF) written examination

Unit 2: Business & Consumer Legal Framework

May 2021

Guidance for this examination

Please ensure that you indicate, on the front of your answer booklet, the law viewpoint from which you will be answering: English, Scottish or Welsh.

The examiners may expect candidates to show knowledge of legislation which is in place but not in force (i.e., has been enacted) and regulations which have been made but are not yet in force, if they are directly relevant to the subject-matter of the examination.

Examination structure

There are two sections to the examination paper:

Section A Consists of six questions.
Candidates should attempt to answer three questions.
Total allocation of marks is 30 marks.
Suggested time allocation is 30 minutes.

Section B Consists of four questions.
Candidates should attempt to answer two questions.
Total allocation of marks is 70 marks.
Suggested time allocation is 90 minutes.

Total time allowed – two hours (plus ten minutes' reading time).

Note:

The Business & Consumer Legal Framework paper is a **closed book**; no materials are permitted to be taken into the examination room.

*The examination paper has **four** pages, including this front sheet.*

Section A

Candidates should attempt to answer three questions.

Each question carries ten marks.

Total: 30 marks.

1. Briefly describe public health safeguarding issues that may be relevant in the course of the work for regulators. (10 marks)
2. Briefly describe how regulation benefits business. (10 marks)
3. Describe why economic operators may fail to comply with the law. (10 marks)
4. What do we mean by risk in a regulatory setting and what are the benefits of taking a risk-based approach to trading standards' activities? (10 marks)
5. Why are voluntary controls good things for businesses? (10 marks)
6. Drawing on the enforcement policy of a Trading Standards Service, explain the alternatives to prosecution and discuss two examples when other legal disposals may be more appropriate. (10 marks)

Section A total of 30 marks.

End of Section A.

Section B
Candidates should attempt to answer two questions.
Each question carries 35 marks.
Total: 70 marks.

7. Regulatory authorities have a duty to understand the economic impact that they have on their local area. What codes of practice or pieces of legislation lay out these duties and how can regulatory enforcement bring a positive economic impact?
(35 marks)
8. What are the functions of National Trading Standards [Trading Standards Scotland] and how do they assist the work of local authority departments?
(35 marks)
9. In recent times, traditional Chambers of Commerce have evolved into a number of different types of organisations which provide support for both new and growing local businesses.
- (a) Explain, with examples, how you feel that these organisations can support their business members.
(10 marks)
- (b) Your local organisation has requested a presentation to their members about how Trading Standards can work with their members.
Draft a comprehensive presentation, clearly detailing how Trading Standards can work with these business members.
(15 marks)
- (c) Consider what impact your presentation may have on these businesses and discuss how you will prepare for any difficult questions that may be asked.
(10 marks)
(total of 35 marks)

Section B continues over the page.

10. A complaint has been received from a councillor, Eileen Stubbs, that a local convenience store near to her home had sold a packet of cigarettes to a 15-year-old boy. Stubbs recognised the boy as the son of her neighbour. She gave the name of the shop, and its location.

On the same day that she had visited the shop, there were a small group of youths outside dressed in the uniform of Newham Secondary School. Some of the youths were smoking and one or two appeared to be exhibiting the effects of drunkenness.

(a) What would be your actions in following up this complaint?

(25 marks)

(b) When you checked your records, it showed that the business has been open for 11 months but no visit had taken place from your department. Would this make any difference to the follow-up action that you might take? If so, explain why / why not.

(10 Marks)

(total of 35 marks)

Section B total of 70 marks.

END OF EXAMINATION PAPER.