

Title	Evaluate a concept of justice in relation to a specific situation		
Level	3	Credits	4

Purpose	People credited with this unit standard are able to evaluate a concept of justice in relation to a specific situation.
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Classification	Social Science Studies > Legal Studies
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Available grade	Achieved, Merit, and Excellence
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Criteria for Merit	<p>Comparison of differing viewpoints about the application of a concept of justice is developed by including relevant supporting detail in relation to the specific situation. Supporting detail may include but is not limited to any one of:</p> <ul style="list-style-type: none"> • media reports • case commentary • expert commentary.
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Criteria for Excellence	The evaluation justifies a position about the application of a concept of justice, by weighing up the arguments and counter-arguments related to the specific situation.
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Guidance Information

1 Definitions

Concepts of justice refer to the theories or principles that inform how we judge the fairness of the application of law.

Specific situation relates to an actual significant case from past, present, New Zealand or overseas law, or to a particular area of law or piece of legislation.

Significance will be determined by the case's legal and/or social and/or political impact.

Viewpoints represent the opinions of individuals, organisations, governments or commentators. Viewpoints can derive from a variety of sources including media, social media, textbook sources. *Differing viewpoints* refers to such viewpoints as the dissenting, minority, or alternative viewpoints of involved parties or external commentators.

2 Examples of balancing competing claims include: name suppression; law of defamation. Examples of impartiality include: judge and jury system; inadmissibility of evidence of prior convictions. Examples of equity include: judicial discretion at sentencing; relationship property division.

- 3 This unit standard can be awarded with an Achieved, Merit, or Excellence grade. For the Achieved grade to be awarded, all outcomes must be achieved as specified in the outcome statement(s). For Merit or Excellence grades to be awarded, the candidate must meet the Merit or Excellence criteria specified above.
- 4 Teaching and learning guidelines that inform legal studies as it is taught in New Zealand can be found at <http://seniorsecondary.tki.org.nz/Social-sciences/Legal-studies>. Assessment support material for these standards can be found at <http://www.nzqa.govt.nz/legalstudies>.

Outcomes and performance criteria

Outcome 1

Evaluate a concept of justice in relation to a specific situation.

Performance criteria

- 1.1 A concept of justice is evaluated in relation in terms of its application to the specific situation.
- Range concepts of justice may include – utilitarian; retributive; restorative; distributive; marae; balancing competing claims; impartiality; equity.
- 1.2 Evaluation compares differing viewpoints in relation to the application of a concept of justice.

Planned review date	31 December 2022
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Status information and last date for assessment for superseded versions

Process	Version	Date	Last Date for Assessment
Registration	1	14 December 2012	31 December 2019
Review	2	23 November 2017	N/A

Consent and Moderation Requirements (CMR) reference	0226
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This CMR can be accessed at <http://www.nzqa.govt.nz/framework/search/index.do>.

Comments on this unit standard

Please contact NZQA National Qualifications Services nqs@nzqa.govt.nz if you wish to suggest changes to the content of this unit standard.