

UNIVERSITY OF SWAZILAND
INSTITUTE OF DISTANCE EDUCATION
DEPARTMENT OF LAW
SUPPLEMENTARY EXAMINATION, JULY 2006

TITLE OF PAPER : ADMINISTRATIVE LAW

COURSE CODE : DL 033

TIME ALLOWED : THREE (3) HOURS

INSTRUCTIONS :

- 1. ANSWER ANY FOUR (4) QUESTIONS**
- 2. ALL QUESTIONS CARRY EQUAL MARKS**

THIS PAPER SHOULD NOT BE OPENED UNTIL PERMISSION HAS BEEN GIVEN BY THE INVIGILATOR

QUESTION 1

Discuss the sources of Administrative Law.

[25 MARKS]

QUESTION 2

Outline the terms and discuss the different Administrative Acts.

[25 MARKS]

QUESTION 3

Discuss the nature and scope of judicial review

[25 MARKS]

QUESTION 4

Discuss the rule against unreasonableness as applied by the courts in South Africa and Swaziland.
[25 marks]

QUESTION 5

Discuss the **maxim *nemo debet esse iudex in propria sua causa***

[25 MARKS]

QUESTION 6

Write short on the following:

- i) Interdict *de libero homine/habeas corpus*
- ii) appeal and review
- iii) Abuse of power
- iv) **WOOD V ONDANGWA TRIBAL AUTHORITY 1975 (2) SA (A)**
- v) An outster clause

[25 MARKS]

QUESTION 7

Discuss the criminal liability of state officials.

[25 MARKS]