

UNIVERSITY OF SWAZILAND
INSTITUTE OF DISTANCE EDUCATION
DEPARTMENT OF LAW
FINAL EXAMINATION PAPER

TITLE OF PAPER : CRIMINAL LAW

COURSE CODE : IDE- DL 013

TIME : TWO (2) HOURS

- INSTRUCTIONS :
1. THERE ARE FIVE (5) QUESTIONS IN THIS PAPER, EACH QUESTION CARRIES 25 MARKS.
 2. QUESTION ONE (1) IS COMPULSORY.
 3. AFTER ANSWERING QUESTION ONE (1), ATTEMPT ANY OTHER TWO QUESTIONS TO BRING THE TOTAL NUMBER OF QUESTIONS ANSWERED TO THREE (3)

THIS PAPER IS NOT TO BE OPENED UNTIL PERMISSION HAS BEEN GRANTED BY THE INVIGILATOR.

QUESTION NO. 1

Write short notes on the following:

- (a) The contemporaneity principle [9]
- (b) *Delirium tremens* [8]
- (c) The doctrine of common purpose [8]

[25]

QUESTION 2

- (a) Highlight and explain the differences between the Plea of provocation in Swaziland and the same Plea in South Africa.

[10 Marks]

- (b) Briefly examine the concept of an "ordinary person of the same class of the community" under the Homicide Act 44 of 1959.

[15 Marks]

[25 Marks]

QUESTION 3

State and discuss the differences between a crime and a delict.

[25 Marks]

QUESTION 4

(a) What is a completed attempt in Criminal law [10 Marks]

(b) What is an uncompleted attempt in Criminal Law [10 Marks]

(c) What is the difference between the two [5 Marks]

[25 Marks]

QUESTION 5

Discuss the specific intent rule with particular reference to the defence of intoxication.

[25 Marks]