UNIVERSITY OF SWAZILAND

INSTITUTE OF DISTANCE EDUCATION

DEPARTMENT OF LAW

SUPPLEMENTARY EXAMINATION PAPER, JULY 2009

TITLE OF PAPER	:	ADMINISTRATIVE LAW
COURSE CODE	:	DL 033
TIME ALLOWED	:	THREE (3) HOURS
TOTAL MARKS	:	100

INSTRUCTIONS:

1. ANSWER ANY FOUR (4) QUESTIONS.

2. ALL QUESTIONS CARRY EQUAL MARKS.

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QUESTION 1

(i) How would you define Administrative Law in view of the diverse definitional attempts?

[5 marks]

(ii) Discuss the doctrine of separation of powers as contained in the Constitution of Swaziland Act 1 of 2005.

[20 marks]

QUESTION 2

Our modern Administrative Law would not exist without the sources of law. Discuss.

[25 marks]

QUESTION 3

Discuss each of the following:

(i) Laying before Parliament   [5 marks]

(ii) Mandament *van spolie*   [5 marks]

(iii) *Ouster* clauses   [5 marks]

(iv) Review and appeal   [5 marks]

(v) Interdict   [5 marks]

[25 marks]

QUESTION 4

The *audi alteram partem* rule is the corner stone of the principle of natural justice. Discuss.

[25 marks]

QUESTION 5

Discuss the notion of "ulterior motive".

[25 marks]

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