

UNIVERSITY OF SWAZILAND
INSTITUTE OF DISTANCE EDUCATION
DEPARTMENT OF LAW
SUPPLEMENTARY EXAMINATION PAPER, JULY 2010

TITLE OF PAPER	:	LAW OF EVIDENCE
COURSE CODE	:	DL031
TIME ALLOWED	:	THREE (3) HOURS
TOTAL MARKS	:	100
INSTRUCTIONS	:	ANSWER ANY FOUR (4) QUESTIONS

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

Question 1

How does the legal professional privilege apply in respect of documents on which a person is claiming the privilege? (25 marks)

Question 2

- (a) Under what circumstances is an informal admission admissible? (10 marks)
- (b) Discuss the term “without prejudice”? (10 marks)
- (c) What is the order of evidence? (5 marks)
- (Total marks = 25)

Question 3

- (a) Is the evidence of a single witness sufficient for conviction? (10 marks)
- (b) Is a confession on its own sufficient for conviction? (4 marks)
- (c) When and how may an identification parade be conducted? (11 marks)
- (Total marks = 25)

Question 4

Discuss “exceptions to the similar-fact” rule. (25 marks)

Question 5

(a) Discuss the term “evidence on commission” in criminal cases. (17 marks)

(b) Discuss the term “evidence on affidavit”? (8 marks)

(Total marks = 25)