

UNIVERSITY OF SWAZILAND
DEPARTMENT OF LAW

114

SUPPLEMENTARY EXAMINATION, JULY 2011

TITLE OF PAPER : **INTERPRETATION OF STATUTES
AND LEGAL DRAFTING**

COURSE CODE : **L201**

TIME ALLOWED : **THREE (3) HOURS**

TOTAL MARKS : **100**

INSTRUCTIONS : **ANSWER FOUR (4) QUESTIONS**

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

Question 1

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(a) What is analogical interpretation?

(5 marks)

(b) In the interpretation of statutes do judges have the power to “re-enact” statutes?

(20 marks)

(Total marks= 25)

Question 2

What is restrictive interpretation?

(25 marks)

Question 3

Discuss the presumption that “statute law is not invalid or purposeless”.

(25 marks)

Question 4

How does the law-making process begin?

(25 marks)

Question 5

(a) How does delegated legislation relate to original legislation?

(5 marks)

(b) When does a statute come into force?

(20 marks)

(Total marks= 25)