

UNIVERSITY OF SWAZILAND

INSTITUTE OF DISTANCE EDUCATION

DIPLOMA IN LAW

MAIN EXAMINATION PAPER – MAY 2013

TITLE OF PAPER : ADMINISTRATIVE LAW II

COURSE CODE : IDE – DL042

TIME ALLOWED : THREE (3) HOURS

INSTRUCTIONS : 1. ANSWER ANY FOUR (4) QUESTIONS
2. ALL QUESTIONS CARRY EQUAL MARKS.

TOTAL MARKS : 100

QUESTION 1

Outline the nature and scope of judicial review.

[25 marks]

QUESTION 2

Discuss the principles upon which the courts are able to review administrative action.

[25 marks]

QUESTION 3

Discuss each of the following topics:-

- i. The interdictum de libero homine ixhibendo [5 marks]
- ii. Public bodies [5 marks]
- iii. The right to present and controvert evidence [5 marks]
- iv. Interdict [5 marks]
- v. Ultra vires [5 marks]

[25 marks]

QUESTION 4

Discuss the rule of natural justice “nemo debet esse iudex in sua propria causa or the bias rule.

[25 marks]

QUESTION 5

What are the requirements for locus standi in judicio at common law?

Discuss

[25 marks]