

UNIVERSITY OF SWAZILAND  
INSTITUTE OF DISTANCE EDUCATION  
DEPARTMENT OF LAW  
MAIN EXAMINATION PAPER, MAY, 2014.

54

TITLE: CONSTITUTIONAL LAW 11  
COURSE CODE: DL028  
TIME ALLOWED: TWO (2) HOURS.  
INSTRUCTIONS: 1. THERE ARE FIVE QUESTIONS IN THIS  
EXAMINATION PAPER AND FOUR  
QUESTIONS MUST BE ANSWERED.  
2. QUESTION ONE IS COMPULSORY AND  
ALL QUESTION CARRY 25 MARKS EACH.  
TOTAL MARKS: 100

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

**QUESTION ONE (COMPULSORY)**

55

In your own view, can the current constitution of Swaziland be said to be autochthonous and reflect the wishes of the people? State in detail the reasons for your answer.

(25 marks)

**QUESTION TWO**

Swaziland has adopted a constitution that is modelled on the Westminster model. Discuss the key set up of government based on this model.

(25 marks)

**QUESTION THREE**

The Supremacy of the Constitution demands that the Courts should hold void any exercise of power which does not comply with the prescribed manner and form or which is otherwise, not in accordance with the constitution from which the power derives. Discuss.

(25 marks)

**QUESTION FOUR**

Critically discuss the powers and privileges of parliament in Swaziland.

(25 marks)

**QUESTION FIVE**

The doctrine of separation of powers entails that each arm of government should exercise its functions independently of the other arm. Is this doctrine practical in Swaziland? Discuss in details.

(25 marks)