

UNIVERSITY OF SWAZILAND

INSTITUTE OF DISTANCE EDUCATION

DEPARTMENT OF LAW

MAIN EXAMINATION PAPER – DECEMBER 2015

TITLE OF PAPER : ADMINISTRATIVE LAW

COURSE CODE : DL 041

TIME ALLOWED : THREE (3) HOURS

TOTAL MARKS : 100

INSTRUCTIONS

- 1. ANSWER ANY FOUR (4) QUESTIONS**
- 2. ALL QUESTIONS CARRY EQUAL MARKS**

DO NOT OPEN THIS PAPER UNTIL PERMISSION HAS BEEN GRANTED BY THE INVIGILATOR.

QUESTION ONE

a) Why does Parliament delegate its legislative power?
Discuss.

[15 marks]

b) Discuss the principle *delegatus non potest delegare*.

[10 marks]

Total [25 marks]

QUESTION TWO

Sources of Administrative law are a mainstay of our legal system. Do you agree?
Discuss.

[25 marks]

QUESTION THREE

Discuss the following:-

a) The rule of law,

[5 marks]

b) *Ne bis in idem*,

[5 marks]

c) Publication,

[5 marks]

d) Separation of powers and

[5 marks]

e) Laying before parliament.

[5 marks]

Total [25 marks]

QUESTION FOUR

Swaziland's Supreme Constitution Act No.1 of 2005 has improved the *Tinkhundla* system of governance. Do you agree?
Discuss.

[25 marks]

QUESTION FIVE

Classify and discuss administrative acts.

[25 marks]

END OF QUESTION PAPER