

UNIVERSITY OF SWAZILAND
FACULTY OF SOCIAL SCIENCE
DEPARTMENT OF LAW
RE-SIT EXAMINATION, JULY 2016

TITLE OF PAPER: ROMAN LAW

COURSE CODE: LAW107

TIME ALLOWED: THREE HOURS

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

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GRANTED BY THE INVIGILATOR.**

QUESTION ONE

Discuss the three important elements of the Republican Constitution under early Roman law.

(25 Marks)

QUESTION TWO

What were the sources of early Roman law? Are those source still relevant to the emergence of Roman Dutch Common law today? Discuss.

(25 Marks)

QUESTION THREE

The development of early Roman law was a result of the struggle for equality between the Patricians and the Plebeians. Do you agree? Discuss how, if at all the Plebeians were finally allowed a share in the matters of governance in early Roman law.

(25 Marks)

QUESTION FOUR

Critically evaluate the development of Roman law through the era of the Monarchy, the Republic and the Empire era. Illustrate your answer with examples.

(25 Marks)

QUESTION FIVE

Compare and contrast the functions of the *praetor urbanus*, *praetor peregrinus* and the Censors under early Roman law.

(25 Marks)