

**UNIVERSITY OF SWAZILAND
FACULTY OF SOCIAL SCIENCE
DEPARTMENT OF LAW**

FINAL EXAMINATION PAPER, MAY 2017

TITLE OF PAPER: LEGAL SYSTEMS

COURSE CODE: LAW 102

TIME ALLOWED: THREE (3) HOURS

INSTRUCTIONS: ANSWER ANY FOUR (4) QUESTIONS OF YOUR CHOICE.

DO NOT BE OPEN THE QUESTION PAPER UNTIL PERMISSION HAS BEEN GIVEN
BY THE CHIEF INVIGILATOR.

QUESTION ONE

Distinguish public law from private law, indicating the parties involved in each case, and their relationships with each other.

[25 marks]

QUESTION TWO

Using the technique of reading a court cases, give a summarized version of the case of *R v Betty Motsa 1970 – 76 SLR 200 (HC)*. In your answer, ensure that you follow the format of providing the facts, the legal issue, and the *ratio decidendi*.

[25 marks]

QUESTION THREE

Roman-Dutch common law, which is a source of law in Swaziland, has both a historical and legal heritage or birthright on how it ended with us. Discuss this inheritance by tracing the history and law that brought it about.

[25 marks]

QUESTION FOUR

Briefly discuss the following:

- a) Criminal matter. [5 marks]
- b) Substantive law. [5 marks]
- c) International law. [5 marks]
- d) Civil matter. [5 marks]
- e) Adjective law. [5 marks]

[Total marks:25]

QUESTION FIVE

Draw a diagram depicting the classifications or divisions of national law.

[25 marks]