

UNIVERSITY OF SWAZILAND
FACULTY OF SOCIAL SCIENCE
DEPARTMENT OF LAW
FINAL EXAMINATION, DECEMBER 2016

TITLE OF PAPER: ROMAN LAW

COURSE CODE: LAW107

TIME ALLOWED: THREE (3) HOURS

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

Discuss the role of the praetor in Roman civil litigation involving Roman citizens and litigation involving foreigners.

(25 Marks)

QUESTION TWO

Compare and contrast the *legis actiones* and the formulary system of Roman litigation. Which of the two procedures are preferable and why?

(25 Marks)

QUESTION THREE

The Twelve Tables were Rome's comprehensive code of public and private law which had no relevance to the *ius honorarium*. Do you agree? Critically evaluate the validity of this statement and support your answer with examples.

(25 Marks)

QUESTION FOUR

"The Constitution of Rome underwent extensive metamorphosis during the monarchical and Republican era." Critically evaluate the validity of this statement.

(25 Marks)

QUESTION FIVE

Write short notes on the following

- (a) *Comitia centuriata* (5Marks)
- (b) *Legis action sacramento* (10 Marks)
- (c) Senate (10 Marks)