RESIT Examination Paper

(COVER PAGE)

Session : December 2003

Programme : Certificate In Law

Course : LAW 141 : CONSTITUTIONAL & ADMINISTRATIVE LAW

Date of Examination : 29 April 2004

Time : 9.00a.m. – 12.00ncon Reading Time : Nil

Duration : 3 Hours

Special Instructions :

This paper consists of SIX (6) questions. Answer any FOUR (4) questions in the answer booklet provided. All questions carry equal marks.

Materials permitted : Nil

Materials provided : Nil

Examiner(s) : Kanchana Chandran

Moderator : Mt Russell Hewitson

This paper consists of 3 printed pages, including the cover page.
INTI COLLEGE
MALAYSIA

CERTIFICATE IN LAW
LAW 141: CONSTITUTIONAL & ADMINISTRATIVE LAW
RESIT EXAMINATION: DECEMBER 2003 SESSION

This paper consists of SIX (6) questions. Answer any FOUR (4) questions in the answer booklet provided. All questions carry equal marks.

1. To what extent does English law protect freedom of expression? What reforms, if any, would you advocate in relation to these areas of the law?
   (25 marks)

2. Discuss, with reference to decided cases, the legal status of European Community law within the United Kingdom and its priority in relation to provisions in domestic Acts of Parliament.
   (25 marks)

3. "It is undeniable that electoral reform is required in order to ensure a truly representative government. However detailed consideration of the constitutional consequence of such reform is necessary before it is undertaken". Discuss.
   (25 marks)

4. Brian is a Member of Parliament. A constituent sent Brian a letter, accusing the management of a local power station of negligence concerning safety standards. Brian, who is employed as a consultant by a company involved in the power industry, passes on the letter to the minister responsible. The manager of the power station is informed about the letter and issues writs of libel against the constituent and against Brian. Brian also receives a letter from his company, notifying him that his services as a consultant are no longer required. During the debate in the House of Commons, Brian states that some safety inspectors, whom he names, have accepted bribes from the managers of power stations, an allegation which is entirely unfounded. Discuss.
   (25 marks)
5. Critically consider the extent to which and the means by which judicial review of administrative action upholds the will of Parliament.  

(25 marks)

6. Assess the importance of the Human Rights Act 1998 to the better protection of individual rights in the United Kingdom.  

(25 marks)

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