

THE OPEN UNIVERSITY OF SRI LANKA
FACULTY OF HUMANITIES AND SOCIAL SCIENCES
DEPARTMENT OF LEGAL STUDIES
LL.M IN CRIMINAL JUSTICE ADMINISTRATION – LEVEL 10- 1st Year
FINAL EXAMINATION – 2017/2018
LLPA 301/LWP2101 - PENOLOGY I
DURATION –03 HOURS

10

00059



Date: 17th November 2018

Time: 09.30 a.m. – 12.30 p.m.

Total number of questions 07.

Answer four (04) questions only.

Candidates will be penalized for illegible handwriting.

1. 'Crime is relative and diverse chronologically and geographically, encompassing many kinds of behavior of human beings which can be considered as a mirror image of moral value of a society'

Discuss the above statement in the light of socio-legal aspects of crime including the definition of crime, its nature, characteristics and explain the relationship between typology of crimes, criminal law and criminology.

(25 marks)

2. Write a critical note on growing concern for protection of the rights of the suspect/accused and the victims of crime in criminal justice administration of Sri Lanka.

Discuss to what extent the criminal justice system in Sri Lanka has incorporated the standards of international human rights treaty law relating to those rights.

(25 marks)

3. Evaluate the sociological theories of crime causation under Positivists School of criminology in the context of Sri Lanka.

(25 marks)

4. Identify the main features of the Neo-Classical School of criminology and compare that with physical and psychological theories of crime causation under Positivist School of Criminology

(25 marks)

5. Describe the main characteristics of rehabilitation, retribution and incapacitation theories of punishment and analyze whether imprisonment as a mode of punishment in Sri Lanka successfully achieved the key objectives of rehabilitation theory.

(25 marks)

6. Wide sentencing disparity in similar offences undermines the principles of rule of law, and necessarily calls for a fair balance between the two concepts which are applicable in sentencing.

Do you agree with above statement?

Give reasons for your answer in the light of sentencing policy and guidelines which are currently adopted in Sri Lanka.

(25 marks)

7. Explain the alternative methods for custodial punishment that are being used by the Sri Lankan Courts today.

Analyze whether those alternatives have successfully achieved the main objectives of the criminal justice system in the country.

(25 marks)

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