

THE OPEN UNIVERSITY OF SRI LANKA
BACHELOR OF SCIENCE DEGREE PROGRAMME
FINAL EXAMINATION – 2019/2020
LEVEL -03
LLU3261/LWU1161- UNDERSTANDING LAW
DURATION – TWO (02) HOURS



DATE: 20th DECEMBER 2019

TIME: 2.00 p.m-4.00 p.m.

Answer 04 FOUR questions only.

Candidates will be penalized for illegible handwriting.

01. i). What are the types of Writ and their functions? (10 Marks)
- ii). Briefly discuss the importance of Legislation, the Courts, Customs, Writings of Jurists and Equity as sources of law in Sri Lanka. (15 Marks)
02. i). Compare and contrast the Concept of Supremacy of Parliament in England and Sri Lanka.
 Support your answer with suitable examples. (15 Marks)
- ii). Briefly discuss the concept of Separation of Powers and its importance. (10 Marks)
03. i). Explain the hierarchy of existing system of Courts in Sri Lanka and their functions. (15 Marks)
- ii). Explain the differences between the powers of District Court and High Court. (10 Marks)
04. i). Rajesh is a Tamil who was born in Chennai, South India in 1960. When he was two years old his parents moved to Jaffna and he had his school education there. He left school when he was 18 years old and found a job in Colombo as a teacher. He visited his parents every weekend. In year 1990 he married Chaya, a Tamil lady in Colombo and lived in her parental home. Rajesh bought a plot of land in Jaffna and started building a new house. He visited Jaffna and stayed there whenever he could obtain leave. Although he wanted to get a transfer to Jaffna and live there, Chaya refused to leave Colombo and reside in Jaffna permanently. Rajesh met with an accident and died in 2018.
 Discuss which law is applicable to the property of Rajesh. (15 Marks)
- ii). Briefly discuss the difference between territorial law and personal law. (10 Marks)

05. i). Naveen hired his car to Micro Cab & Co. which provides cab services in Colombo. Naveen maintained the car, and his payment was calculated on the basis of the hires undertaken during the month. He had to paint the car in the company's colours with the logo of the company. He was required to wear company's uniform. He had to use the car exclusively for company's service.

Micro Cab & Co. terminated the contract with Naveen without giving any reasons.

Advise Naveen. **(15 Marks)**

- ii). Explain the effectiveness of Labour Tribunal as a method of dispute resolution.

(10 Marks)

06. Write notes on any **Two** of the following.

i) Valuable consideration and *justa causa*

ii) Restrictions on Fundamental Rights

iii) Different types of offer

iv) Classification of Constitutions

(25 Marks)

07. "The Sri Lankan government has successfully implemented several laws to protect employers' rights and secure their welfare."

Discuss the above statement with relevant statutes.

(25 Marks)

08. i) Dayal and Gayani went to Katharagama to spend their April vacation. They decided to stay in hotel "Grand Royal". They paid room charges for four days and went to their room. When they entered the room they saw a notice which stated "The hotel management is not responsible for goods that are stolen or lost". When they were about to leave in their fourth day, Dayal noticed that his gold ring was missing. Dayal wishes to sue the hotel.

Advise Dayal.

(15 Marks)

- ii). Briefly explain the elements that need to be satisfied in order to create a legally enforceable contract.

(10 Marks)