

THE OPEN UNIVERSITY OF SRI LANKA
 FACULTY OF HUMANITIES AND SOCIAL SCIENCES
 DEPARTMENT OF LEGAL STUDIES
 BACHELOR OF LAWS (HONOURS) – LEVEL 3
 CONTINUOUS ASSESSMENT TEST II - 2023/2024
 LLU 3604 - CONSTITUTIONAL LAW 1
 DURATION - ONE (01) HOUR



DATE : 06th January 2025

TIME : 1.30 p.m – 2.30 p.m

Answer ONLY ONE (01) question.

Candidates will be penalised for illegible handwriting.

1. 'The concept of separation of powers serves as one of the pillars of a constitutional democracy which advocates that the major principal institutions of state which includes the executive, the legislature and the judiciary should function independently and that no individual should have powers that span these offices.'

J. Alder, Constitutional & Administrative Law (10th Ed, Palgrave Law Master 2015) 136.

Evaluate the above statement by taking relevant examples from the United Kingdom and Sri Lanka.

(20 marks)

2. The concept of the ' rule of law ' is fundamental to any democratic society and it also provides an orderly method for a society to change and evolve through addressing issues such as inequality and prejudice.

contemporary interpretations and understandings of the concept of the rule of law have been developed, in significant ways, from the Diceyan formulation of the concept.

Do you agree ? Critically examine the above statement with reference to recent expositions of the concept of the rule of law along with the appropriate examples.

(20 marks)