

THE OPEN UNIVERSITY OF SRI LANKA
LL.B DEGREE PROGRAMME - LEVEL 3
1st CONTINUOUS ASSESMENT TEST -2006/2007
PRINCIPLES OF EQUITY - LWU 1202
DURATION - 40 MINUTES



Date: 4th September 2006

Time: 11.30 a.m. – 12.10 a.m.

Answer ONE question only.

Illegible handwriting will be penalized.

- (1) “The Judicature Act clearly “fused” the administration of law and equity by the creation of the High Court of Judicature exercising both law and equity. A disputed question is whether that Act, or the development of law and equity in the century which has followed, should be regarded as having effected the fusion of Law and equity themselves.”

Hanbury and Maudsley, *Modern Equity*, 11th Edition, p.21.

Explain.

- (2) Equitable remedies have had a greater impact on development of equity.

Critically explain the given statement.