

THE OPEN UNIVERSITY OF SRI LANKA

LL.B. DEGREE PROGRAMME – LEVEL 5

SECOND CONTINUOUS ASSESSMENT TEST 2007

ADMINISTRATIVE LAW LWU 3311

DURATION - 40 MINUTES



Date: 13th December 2007

Time: 10.00 a.m. – 10.40 a.m.

Illegible handwriting will be penalized

Answer ONE question only.

1. 'There is no concept called unfettered or unlimited discretion in Administrative Law. Exercise of discretion, even wide discretion, is subject to limitations'.

Discuss this statement with reference to different principles developed by courts to control discretionary powers of administrative authorities.

2. Rules of natural justice are considered as an integral part of administrative justice. They are considered so important in administrative law that they have become a branch of the principle of ultra vires. These rules are considered as natural because they are not confined to judicial power and extend to every part of administrative decision making...

Discuss this statement in the light of the audi alterem partem rule.

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