

THE OPEN UNIVERSITY OF SRI LANKA
LL.B. DEGREE PROGRAMME – LEVEL 6
1st ASSIGNMENT TEST – 2008 / 2009



LAW OF DELICT– LWU 3326 / 4326

DURATION - 40 MINUTES

Date: 17th October 2008 Time: 11.30 am – 12.10 pm

Candidates will be penalised for illegible handwriting.

Answer **one** question only.

1. *In the modern law of delict in Sri Lanka, South Africa and England, negligence means more than the absence of due care. The term is used to denote conduct which is legally wrongful rather than merely careless.*

Discuss this statement explaining how, and under what circumstances, courts would hold that careless conduct is legally wrongful.

2. *Actions in delict have become an outdated method of obtaining compensation for loss which a person may have suffered. There are now more efficient methods of obtaining such compensation, which are also available to more people.*

Do you agree with this statement? Discuss, giving reasons for your answer.

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