00116

THE OPEN UNIVERSITY OF SRI LANKA
FACULTY OF ENGINEERING TECHNOLOGY
BACHELOR OF/ DIPLOMA IN ENGINEERING TECHNOLOGY
FINAL EXAMINATION -2013/2014
OPEN BOOK TEST
LWJ 3160 – INTRODUCTION TO THE LAWS OF SRI LANKA
LEVEL- 03
DURATION: TWO HOURS

DATE: 25-08-2014 **TIME: 09.30 hrs -11. 30 hrs**

Total Number of questions: 07
Number of Questions to be answered: 05
Candidates will be penalized for illegible handwriting.

1.

(i) You have asked to write a short article on the importance of sources of law to the magazine runs by the student union of your University. Elaborate the points which you are going to address in this article?

(10 Marks)

(ii) Briefly discuss about the various powers vested to the Supreme Court in Sri Lanka.

(10 Marks)

2. Senaviratne offers to sell his new van to Liyanage for Rs.2.5 million by letter dated 1st December 2013. The letter reached Liyanage on 5th December 2013. However Senaviratne revoked the above offer on 3rd December 2013 and the letter of revocation reached Liyanage on 8th December 2013. Liyanage accepted the offer and posted the letter of acceptance on 9th December 2013 and it reached Senaviratne on 13th December 2013. On 12th December 2013 Senaviratne sold his van to Srimal.

Discuss. (20 Marks)

3. Nilushi was a probationary employee in the XYZ Company. After 6 months of her service, her service was terminated due to disciplinary grounds.

What are the remedies available to her in industrial law? Discuss the legal status of her employment.

(20 Marks)

4. (i) What is the difference between human rights and fundamental rights? (08 Marks)

(ii) Identify the relevant article in the fundamental rights chapter of the 1978 Constitution for the following situations.

(a) A was not allowed to enter in to a government university due to his religious belief.

(b) B was brutally assaulted by a police officer during his custody in a police station.

(c) C is a government employee and his superior did not allow him to join the trade union of his employment.

(d) Government has enacted a law which prohibits changing one's religion.

(e) D was arbitrary arrested by the police officers.

(f) Government has introduced a law to band public meetings. (12 Marks)

5. Discuss whether a valid contract has been formed in the following situations.

(i) Dinesh offered to sell his newly purchased mobile phone to Amal for Rs. 30,000.00. Amal replied that he would have bought the phone if Dinesh had reduced the price for Rs.25,000.00. Dinesh agreed to this price.

(ii) Devinda, an Attorney-at-law persuaded Manel, his client to sell her car to Devinda's wife at an extremely low price.

(iii)Seetha offers to sell her old car to Janith, but Janitha thinks that Seetha is referring to her new car.

(iv)Saman agrees to pay Rs.100,000.00 to Nihal if he would steel and bring him the gold necklace of his cousin.

(20 Marks)

6. Identify at least four main statutes that deal with the welfare of employees and discuss the main features of them.

(20 Marks)

7. Write notes on any **FOUR (04)** of the followings.

(a) Collective Agreement
(b) Procedural law and Substantive law
(c) Rule of law
(d) Labour Tribunal
(e) Separation of power

(20 Marks)

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