

UNIVERSITY OF LONDON

265 0020 ZB

269 0020 ZB

277 0102 ZB

DIPLOMA IN LAW
LLB EXAMINATION
for External Students

INTERMEDIATE EXAMINATION (Scheme A)
FIRST AND SECOND YEAR EXAMINATIONS (Scheme B)
GRADUATE ENTRY LEVEL I (Route A)
GRADUATE ENTRY FIRST YEAR (Route B)

BSc DEGREES
for External Students

MANAGEMENT WITH LAW, LAW WITH MANAGEMENT, ACCOUNTING
WITH LAW AND LAW WITH ACCOUNTING FOR STUDENTS IN THE
EXTERNAL PROGRAMME

Public Law

Friday 15 May 2009 : 10.00 - 1.15pm

Candidates will have **fifteen minutes** during which they may read the paper and make rough notes **ONLY** in their answer books. They then have the remaining **THREE HOURS** in which to answer the questions.

Candidates should answer **FOUR** of the following **EIGHT** questions.

Candidates should answer all parts of a question unless otherwise stated.

1. Discuss the advantages and disadvantages of an unwritten constitution.
2. 'Parliamentary privilege protects Parliament from outside interference. Abuse of privilege in recent years suggests that Parliament should now be regulated by an independent outside body.'

Discuss.

3. To what extent do committees of the House of Commons ensure that government policy and administration are subject to detailed scrutiny?
4. 'The transfer by the States from their domestic legal system to the Community legal system of the rights and obligations arising under the Treaty carries with it a permanent limitation of their sovereign rights, against which a subsequent unilateral act incompatible with the concept of the Community cannot prevail.' (*Costa v ENEL* (1964), European Court of Justice)

Discuss, with reference to the case law of the United Kingdom courts.

5. Write a memorandum to the Secretary of State for Justice outlining the constitutional advantages and disadvantages of making the House of Lords:
 - (a) fully elected;
 - (b) partially elected.
6. Explain the simple majority system of electing Members of the House of Commons, giving your views on the relative advantages and disadvantages of alternative voting systems for elections to a legislature.
7. With reference to case law, critically assess the view that, since the enactment of the Human Rights Act 1998, the judiciary has assumed far more power than Parliament intended.
8. Compare and contrast, with reference to case law, the concepts of 'reasonableness' and 'proportionality' in administrative law.

END OF PAPER