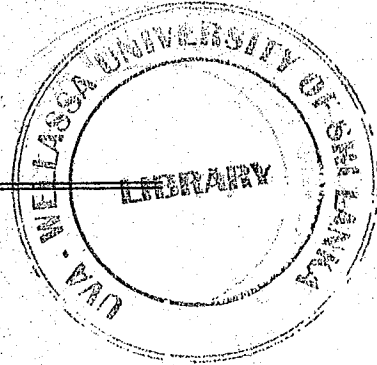


Uva Wellassa University

1ST YEAR 2ND SEMESTER REPEAT EXAMINATION – JUNE 2008

ART -103-3 MORAL STUDIES ETHICS & ETHICS AND LAW BASICS

Time : One hour
Answer four questions only



Part A – Law Basics

Part B – Law Basics

01. In the year 2008 services of Mr. Silva were suspended under and in terms of establishment code Act on disclosure of his salary details to a newspaper. The argument on which Mr. Silva based his case is that his right to express his ideas supersedes the establishment code Act.

- I Is the argument of Mr. Silva true in accordance with the provisions of prevailing law? Give reasons to your answer.
- II Would be there a difference in your answer if the suspension of work took place in 1975.

(25 marks)

02. In the Presidential Elections of Naziland Mr. G.O.O.D. GOVERNANCE came in to power defeating Mr. GOBELS. There is a necessity to change the existing constitution of Naziland and to introduce a new Constitution..

Assume Mr. T.E.D. TORENSON the constitutional affairs advisor of the President G.O.O.D. GOVERNANCE is on leave, you have been appointed to advise on the process of constitution making.

The Hon. President needs your advice to decide on the Nature and form of the executive branch of the Government that suits for Naziland.

Advice the new President of Naziland, take in to consideration the provisions of 1972 and 1978 constitutions of Sri Lanka.

(25 marks)

03. Mr. YOU-MA has won the primaries of the HUSSAIN party of Montanaland to obtain Nomination of the HUSSAIN party to contest in the Presidential election of the Montanaland.

He is aiming to win the Presidential election.
Montanaland is a multi ethnic/ Racial and multi religious country.

Mr. YOU-MA plans to incorporate proposals in the HUSSAIN Party Manifesto to reform the laws of the country to suit for the multi ethnic/ Racial and Multi religious society of the Montanaland.

Vying for election victory HUSSAIN party requested you to submit a report on special laws of Sri Lanka that shall be adopted to reform the laws of Montanaland.

Prepare the report requested.

Mr. YOU-MA appreciates the changes and proposals for the special laws in your report in Sri Lankan Context. (25 marks)

04. CASCALAND which was a Monarchy and a state without a legal system has become a Democratic Republic under the leadership of CASIUS.

As there is not a judiciary in the CASCALAND, your friend and newly elected President CASIUS invited you to tour in CASCALAND as a State guest and to deliver a speech in the Parliament of CASCALAND on the Judiciary of Sri Lanka with on special attention to supreme court.

But before you deliver the speech you must submit it in written form to the Hanzard Department of the Parliament. Draft your speech. (25 marks)

05. BRUTUS and ANTONY who are your room mates have been engaged in a debate over "what is a writ ?"

BRUTUS contended - that a writ is an enforcement of an order of a court.

ANTONEY contended - that BRUTUS is wrong and his opinion is ambitious and argued that a writ is an order of the court issued in the exercising of administrative Law Jurisdiction.

As you are studying for Law Basic fina. examination this debate is a nuisance for you

- I. Based on the opinions of BRUTUS and ANTONEY explain and clarify the correct law on writs.
- II. If the Cleopatra Minister of state under the Caesar Administration is going to appoint couple of her supporters to public service as officers of state Department in the Violation of procedure establish by law, is there a possibility to challenge such appointments invoking the writ Jurisdiction of the Judiciary ?

i. (25 marks)

06. Mr. D.E.M.O. CRACY has arrived at in Sri Lanka. He tells you that he cannot see a difference between the constitutions of 1972 and 1978 of Sri Lanka.

Make him aware the differences of two above mentioned constitutions if any are there according to your knowledge.

(25 marks)

