



جامعة السلطان الشريف علي الإسلامية
UNIVERSITI ISLAM SULTAN SHARIF ALI
SULTAN SHARIF ALI ISLAMIC UNIVERSITY

Faculty of Shariah and Law
Semester III, 2016/2017 Academic Session

Examination Question Paper

Course Code : LB 1305
Course Name : Legal System of Brunei and ASEAN
Course Level : LLB/BSL Programme
Time : 3 hours

Note(s):

- (1) Answer **four** of the following questions.
- (2) Support your answers with relevant statutory provisions and decided cases.

Does this indicate that Malaysia is an Islamic state? Discuss and support your answer with relevant cases.

Question 4 (15 marks)

- a) Discuss the basic law of Brunei before the coming of the British and state three (3) examples of its implementation.
(5 marks)
- b) State one (1) written law in Brunei before the coming of the British and discuss its content and status after the coming of the British.
(8 marks)
- c) State, in order of prominence, the hierarchical structure of civil courts in Brunei.
(2 marks)

Question 5 (15 marks)

- a) Explain briefly the history of Common law and state the defects of Common law.
(5 marks)
- b) Define ratio decidendi and obiter dicta and state three (3) of their differences.
(5 marks)
- c) Discuss the case of *Donoghue v Stevenson* [1932] AC 562.
(5 marks)

بالتوفيق والنجاح