



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

Faculty of Shariah and Law
Semester I, 2020/2021 Academic Session

Final Examination
Question Paper

Course Code : SD0301
Course Name : Perlembagaan dan Undang-Undang
Pentadbiran I < Constitutional and
Administrative Law I >
Course Level : Higher National Diploma
Time : 3 hours

Instructions:

Answer any **four** of the following questions.

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

QUESTION 1 (15 Marks)

(a) Conventions are important in the British Constitution than any other state.
Discuss.

(7½ Marks)

(b) Define prerogative power and conventions according to AV Dicey and explain the relationship between prerogative power and conventions. Support your answer with **three (3)** examples.

(7½ Marks)

QUESTION 2 (15 Marks)

(a) Discuss the case of *Donoghue v Stevenson* [1932] AC 562 and explain the principle that can be extracted from this case.

(6 Marks)

(b) Discuss the case of *Marbury v Madison* (1803) and explain **three (3)** important principles that can be extracted from this case.

(9 Marks)

QUESTION 3 (15 Marks)

Write short notes on any **three (3)** of the following: -

(a) Classifications of constitutions

(5 Marks)

(b) Separation of powers

(5 Marks)

(c) Constitutionalism and its importance

(5 Marks)

(d) Parliamentary sovereignty

(5 Marks)

QUESTION 4 (15 Marks)

“The idea of the “Rule of Law” was not invented by AV Dicey, but he popularized it in the late 19th century.”

Discuss the above statement and explain AV Dicey’s concept of the Rule of Law, as well as the dynamism of rule of law in today’s broader concept.

QUESTION 5 (15 Marks)

Discuss the history and development of the Constitution in Brunei Darussalam with special reference to the following: -

- (a) 1888 Britain-Brunei Protectorate Agreement
- (b) The British Residential System
- (c) The Constitution of Brunei Darussalam 1959 and **two (2)** provisions in the Constitution

بالتوفيق والنجاح