Introduction au droit anglais

Introduction to UK Public Law

Mme Peggy Ducoulombier

Répondez à ces deux questions en anglais:

Question 1 : What are the criticisms raised against the formal conception of the Rule of Law ? (10 points)

Question 2 : Is the Scottish Parliament supreme ? (10 points)

Durée : 1 heure

Document(s) autorisé(s) : aucun

Matériel autorisé : Dictionnaire bilingue (langue maternelle/français) pour les étudiants ERASMUS
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Répondez à ces deux questions en anglais:

Question 1 : Do you agree with the idea that the traditional view of parliamentary supremacy is « out of place in the modern United Kingdom » ? (12 points).

Question 2 : What are the legal issues raised by the proposed referendum on Scottish independence ? (8 points).

Durée : 1 heure

Document(s) autorisé(s) : aucun

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INTRODUCTION TO ENGLISH LAW

Cours : C. Bader-Keller
Année universitaire 2009-2010
Licence Droit et Études Européennes,
Deuxième année - Semestre 4

SESSION de MAI 2010

Documents autorisés : Aucun
Durée de l'épreuve : une heure
INTRODUCTION AU DROIT ANGLAIS

Durée de l'épreuve : 1 heure.

Traitez les deux questions suivantes :

1) To what extent is a judicial decision binding and when is a judge justified in not following a precedent ? (8 points)

2) What is the jurisdiction of the Queen's Bench Division ? (12 points)
Please answer the two questions below:

1. **Short essay question**

   In the space provided below, please explain the legal reasoning and principles applied when dealing in negligence with an issue of psychological harm/nervous shock.

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2. **Short problem question**

   James, who studies creative writing, wrote a story about a very bright female student who has money issues. To pay for her tuition fees, she escorts men and she writes other students' essays. James receives a very high mark for his work and the university decides to publish the essay in its newspaper. James is very proud and gives his consent for publication.

   The following week, Emma, who is James' flatmate, gets an e-mail from Arthur: "You better read page 3 of the university newspaper – it looks that James wrote your biography!" She gets a copy of it and as she reads James' essay she almost has a heart attack. She feels betrayed by him. All students on campus know that Emma accepts to write essays in exchange for a fee of £150. Now they also think that she is a prostitute! Please advise Emma.
Durée de l'épreuve : 1 heure.

Traitez les questions suivantes :

1. Explain stare decisis in the Court of Appeal. (12 points)

2. What is judicial review? What are its remedies and which court is competent to grant them? (8 points)
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Répondez à ces deux questions en anglais:

Question 1 : Does the United Kingdom need a codified constitution ?

Question 2 : Are Acts of the Scottish Parliament immune from judicial review ?

Durée : 1 heure

Document(s) autorisé(s) : aucun

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