

**THE OPEN UNIVERSITY OF SRI LANKA**  
**FACULTY OF ENGINEERING TECHNOLOGY**  
**DEPARTMENT OF MATHEMATICS AND PHILOSOPHY OF ENGINEERING**  
**BACHELOR OF SOFTWARE ENGINEERING HONOURS – LEVEL 03**  
**FINAL EXAMINATION (OBT) – 2023/2024**  
**LLT3265 – INTRODUCTION TO LAWS OF SRI LANKA**  
**DURATION – TWO HOURS**



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**Date: 18th January 2025**

**Time: 09.30 a.m. – 11.30 a.m.**  
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**Total Number of Questions: 06**

**Answer four (04) questions only.**

**Each question carries 25 Marks.**

**Candidates will be penalized for illegible handwriting.**

1. (a). 'Among the sources of law, legislation is considered as the most important source of law.'

Do you agree with the above statement? Briefly explain.

**(5 Marks)**

(b). Rajaratnam is a Tamil person who was born in Colombo. Later, He chose Jaffna for his permanent residence and started a business there. He, seeks your advice on whether the Tesawalamai law applies to him.

Advise him with the support of relevant legal authorities.

**(10 Marks)**

(c). Sudath and Nayani are a couple who have entered into a legal marriage under the general law of Sri Lanka. A few years later, Sudath developed a love affair with Fathima, who worked at his own workplace. As a result, Sudath converted to Islam and married Fathima without divorcing Nayani.

Examine the validity of the marriage between Sudath and Fathima with the support of relevant case laws.

**(10 Marks)**

2. (a). Advise the following individuals on which court of law they should file action in the following situations. You are expected to give reasons for your answer.

(1). Sumana finds out that her husband Mithuna is involved in an extra marital relationship with Gayani. She seeks a divorce and also claims custody of their only son. Advise Sumana.

(2). Kusal was the president of a university student union and was arrested by a group of police officers from the Borella police station without informing any reason. He has been hospitalized after being brutally assaulted during the police custody. Advise Kusal.

**(5 x 2= 10 Marks)**

(b). 'The Court of Appeal holds an important place in the judicial hierarchy of Sri Lanka.'

Examine the validity of the above statement in the light of the judicial powers of the Court of Appeal.

**(15 Marks)**

3. (a). Explain the importance of the following main concepts of the constitutional law.

(1). Independence of the judiciary

(2). Separation of powers

(3). Rule of law

**(5 x 3 = 15 Marks)**

(b). 'All fundamental rights included in chapter III of the 1978 Constitution of Sri Lanka are not subjected to any restrictions.'

Do you agree with the above statement? Explain your answer with relevant legal authorities.

**(10 Marks)**

4. (a). Explain the difference between Strict liability and Vicarious liability.

**(5 Marks)**

(b). Malan and Sumith are brothers from the same family. Malan owned a large piece of land, about an acre. Sumith had threatened to shoot and kill Malan, if he didn't agree to sell the land to sumith. Malan, who knows his elder brother's behavior well, agrees to an agreement to sell the land to sumith for a very low price, out of fear of him.

Examine the validity of the contract between Malan and Sumith in the light of the vitiating factors of contract.

**(10 Marks)**

(c). Explain the difference between 'conditions' and 'warranties' that may be included in a contract with examples.

**(10 Marks)**

5. (a). Briefly explain what you identify as consumers' rights.

**(5 Marks)**

(b). Explain the five main functions of the Consumer Affairs Authority.

**(10 Marks)**

(c). (1). What is the main objective of Payment of Gratuity Act No. 12 of 1983?

(2). According to the Employees Provident Fund Act No 15 of 1958 (EPF), what are the Percentages contributed by the employer and employee.

**(5 x 2 = 10 marks)**

6. (a). What are the methods of settling industrial disputes under the provisions of the Industrial Disputes Act No. 43 of 1950?

**(5 Marks)**

(b). Identify and briefly explain at least Two (02) of the basic legal principles of Environmental law.

**(10 marks)**

(c). Explain the main functions of the National Environmental Authority of Sri Lanka.

**(10 Marks)**

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