



THE UNIVERSITY OF THE WEST INDIES

EXAMINATIONS OF DECEMBER 2006

CODE AND NAME OF COURSE: LAW2510 - JURISPRUDENCE

DATE AND TIME:

DURATION: 2 HOURS

INSTRUCTIONS TO CANDIDATES: This paper has 1 page and 4 questions.

Answer **ANY TWO (2)** of the four questions.

1. Discuss the relevance of natural law theory, if any, to West Indian constitutional theory and the interpretation of the Bill of Rights.

2. It is submitted that a signal failure of legal positivism as articulated by Austin and Hart is that it renders an inadequate answer to the question of legal obligation.

Discuss.

3. Critically assess the approaches to adjudication and interpretation represented by the American Legal Realists and Ronald Dworkin.

4. Does Kelsen provide an adequate explanation of the continuity/discontinuity of law and revolutionary legality?

Discuss with reference to the *Andy Mitchell* case.

END OF PAPER . . .