

**UNIVERSITY OF SWAZILAND
FACULTY OF SOCIAL SCIENCE
DEPARTMENT OF LAW
FINAL EXAMINATION, MAY 2016**

TITLE OF PAPER: ROMAN LAW II

COURSE CODE: LAW108

TIME ALLOWED: THREE HOURS

**INSTRUCTIONS: 1. ANSWER ANY FOUR QUESTIONS
2. ALL QUESTIONS CARRY EQUAL MARKS**

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INVIGILATOR.**

QUESTION ONE

In Roman law a slave was everything that a citizen was not. Do you agree? Critically analyse the validity of this statement. Give examples to illustrate your answer.

[25 Marks]

QUESTION TWO

The functions of the *heres* under ancient Roman law were similar to the functions of the Executor under English Common law and in Roman-Dutch Common law. Is this an accurate statement of the law? Discuss.

[25 Marks]

QUESTION THREE

The Roman law concept of the *paterfamilias* was relevant in the Roman law of succession and the Roman law of the family as well as that of the Roman law of property. Do you agree? Critically examine the concept of the *Paterfamilias* and illustrate your answer with examples.

[25 Marks]

QUESTION FOUR

Guardianship under Roman law had different connotation to guardianship under English common law. Do you agree? Critically evaluate the validity of this statement. Cite examples where appropriate.

[25 Marks]

QUESTION FIVE

Write short notes on the following:-

Manummissio vindicta

[5 Marks]

Traditio longa manu

[10 Marks]

Adrogatio

[10 Marks]

Total

[25 Marks]