



***LL.B Degree Programme  
Level 05  
Academic Year-2022/2023***

**Timetable & Course Plan**



*Department of Legal Studies  
Faculty of Humanities and Social Science  
The Open University of Sri Lanka*

Dear Student,

You are welcome to Level 05 of the LL.B Degree Programme. There are four courses in Level 05 as given in table below.

**Courses of Level 05**

<b>Name of the course</b>	<b>Course code</b>
<b>Administrative Law</b>	<b>LWU 3311/LLU 5709</b>
<b>Land Law</b>	<b>LWU 3312/LLU 5810</b>
<b>Environmental Law</b>	<b>LWU 3314/LLU 5811</b>
<b>Public International Law</b>	<b>LWU 3315/LLU 5712</b>

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Dr. W.A.S.S Wijesinghe  
Head  
Department of Legal Studies

**LL.B DEGREE PROGRAMME LEVEL 05**  
**ACADEMIC YEAR 2022/ 2023**  
**DAY SCHOOL DATES VIA ZOOM**

<b>No.</b>	<b>Month</b>	<b>Saturday</b>	<b>Sunday</b>
<b>1<sup>st</sup></b>	July 2023	22 <sup>nd</sup>	23 <sup>rd</sup>
<b>2<sup>nd</sup></b>	August 2023	05 <sup>th</sup>	06 <sup>th</sup>
<b>3<sup>rd</sup></b>	August 2023	19 <sup>th</sup>	20 <sup>th</sup>
<b>4<sup>th</sup></b>	September 2023	02 <sup>nd</sup>	03 <sup>rd</sup>
<b>5<sup>th</sup></b>	September 2023 October 2023	30 <sup>th</sup>	01 <sup>st</sup>
<b>6<sup>th</sup></b>	October 2023	14 <sup>th</sup>	15 <sup>th</sup>
<b>7<sup>th</sup></b>	November 2023	04 <sup>th</sup>	05 <sup>th</sup>
<b>8<sup>th</sup></b>	November 2023	18 <sup>th</sup>	19 <sup>th</sup>
<b>9<sup>th</sup></b>	December 2023	09 <sup>th</sup>	10 <sup>th</sup>
<b>10<sup>th</sup></b>	January 2024	13 <sup>th</sup>	14 <sup>th</sup>

## LL.B. Degree Programme – Academic Year 2022/2023

### LEVEL 5 – Day Schools via Zoom

#### Sinhala Medium

Day	Course	Time	Day School Academic
Saturday	Public International Law <b>LLU 5712</b>	8.00 am –10.00am	Ms. Sandya Hewameealla / Ms. Eranga Dissanayaka
	Administrative Law <b>LLU 5709</b>	10.30 am- 12.30pm	Ms.Niluka Damayanthi
Sunday	Land Law <b>LLU 5810</b>	8.00 am –10.00am	Ms. Prineetha Bandaranayake
	Environmental Law <b>LLU 5811</b>	10.30 am –12.30pm	Mr. Ruchira Rosa / Mr. W.D Manoj / Ms D.M.N.M Jayarathna

#### English Medium

Day	Course	Time	Day School Academic
Saturday	Public International Law <b>LLU 5712</b>	8.00 am –10.00am	Dr. Sanath Wijesinghe / Ms. Pramoda Vithanage/ Ms. J. Selvaras
	Land Law <b>LLU 5810</b>	10.30 am -12.30pm	Ms. Darshani Jayakody
Sunday	Administrative Law <b>LLU 5709</b>	8.00 am –10.00am	Dr. Yasodara Kathirgamathamby
	Environmental Law <b>LLU 5811</b>	10.30 am -12.30pm	Prof. Camena Gunaratne

#### Tamil Medium

Day	Course	Time	Day School Academic
Saturday	Administrative Law <b>LLU 5709</b>	8.00 am -10.00 am	Mr. A.S. Punithasegaram
	Public International Law <b>LLU 5712</b>	10.30 am -12.30pm	Ms. J. Selvaras
Sunday	Land Law <b>LLU 5810</b>	8.00 am –10.00m	Ms. S. Janani
	Environmental Law <b>LLU 5811</b>	10.30 am -12.30pm	Ms. J. Selvaras/ Ms. P. Kirishanthan

**LL.B. Degree Programme - Academic Year 2022/2023**  
**Level 5 – Dates and Time Table for CAT Test**

**CAT I**

<b>Date</b>	<b>Subject</b>	<b>Time</b>	<b>Lessons to be studied</b>
22.09.2023	Administrative Law <b>LLU 5709</b>	1.30 pm-2.30pm	Lessons 1-4
22.09.2023	Land Law <b>LLU 5810</b>	3.30 pm -4.30pm	Lessons 1-7
24.09.2023	Environmental Law <b>LLU 5811</b>	1.30 pm-2.30pm	Lessons 1-5
24.09.2023	Public International Law <b>LLU 5712</b>	3.30 pm -4.30pm	Lessons 1-4

**CAT II**

<b>Date</b>	<b>Subject</b>	<b>Time</b>	<b>Lessons to be studied</b>
01.12.2023	Administrative Law <b>LLU 5709</b>	1.30 pm-2.30pm	Lessons 1-6
01.12.2023	Land Law <b>LLU 5810</b>	3.30 pm -4.30pm	Lessons 1-14
03.12.2023	Environmental Law <b>LLU 5811</b>	1.30 pm-2.30pm	Lessons 1-10
03.12.2023	Public International Law <b>LLU 5712</b>	3.30 pm -4.30pm	Lessons 1-6

**Submission of TMA & Project Report**

<b>Take Home Assignments</b>	04 <sup>th</sup> October 2023
<b>Oral Presentation for Land Law</b>	08 <sup>th</sup> - 15 <sup>th</sup> January 2024
<b>Environmental Law Project Report</b>	18 <sup>th</sup> December 2023

**Tentative dates for the Final Examination:**

Final Examination will be held from March 2024



## **COURSE PLAN**

### **PUBLIC INTERNATIONAL LAW –LWU 3315/LLU5712**

### **(ACADEMIC YEAR 2022/2023)**

#### **AIMS OF THE COURSE**

This course aims to provide an understanding of the fundamentals of Public International law and through it enables the students to appreciate its internalization in the domestic context.

#### **COURSE CONTENT**

The following areas will be covered in this course.

1. The definition, application & history of international law
2. Sources of international law
3. International law and its application in domestic courts
4. International legal personality
5. Territory
6. Jurisdiction
7. Immunity from jurisdiction
8. State Responsibility
9. International personality - Organizations
10. International Organizations
11. Law of Treaties
12. The use of force
13. Pacific settlement of dispute

#### **DELIVERY MODE**

Ten-day schools of two hours duration will be held during academic year. Though day schools are not compulsory, The Department of Legal Studies advice all of you to attend day schools as it provides an opportunity to discuss problems you encounter in studying your course materials with your teacher. LLU5712/LWU 3315 is being offered through Moodle as a supplementary course.

## **METHOD OF ASSESSMENT**

Course assessment is formative and consists of continuous assessments as well as an end of year final examination. While your performance at the end of year examination will make a 70% contribution towards your final overall mark the balance 30% comes from your performance at the continuous assessments, which comprise of two closed-book assignment tests and a Take Home Assignment.

## **LESSONS NEED TO BE STUDIED FOR CONTINUOUS ASSESSMENT TESTS (CAT)**

1<sup>st</sup> CAT – Lessons 1-4 2<sup>nd</sup> CAT – Lessons 1-6

Take Home Assignment – All lessons

## **DURATION OF CONTINUOUS ASSESSMENT TESTS (CAT) AND FINAL EXAMINATION**

- **Duration for Assignment Tests** - One hour each
- **Duration for Final Examination** – Three hours.

## LEARNING OUTCOMS OF THE COURSE

At the end of this course students are expected to be able to;

- Identify the sources and actors of international law
- Identify the organization, structure and the work of the United Nations and the relevant importance of the methods and the work of the International Court of Justice
- Identify the international treaty making process, interpretation of the provisions and the termination of treaties.
- Explain historical developments, definitions, nature, and functions of public international law
- Examine the inter relationship between international law and municipal law
- Apply principles and concepts related to territory, jurisdiction, immunity, and state responsibility to the cases between and among the States.
- Describe the existing law governing the use of force and dispute settlement

## RECOMMENDED READINGS

In addition to the Course Material, the following texts are recommended for research and further reading:

- International Law- Malcom N. Shaw 6th ed. (Cambridge University Press) (2008) ISBN-10:0521728142 | ISBN-13: 978-0521728140
- Public International Law in a Nutshell (In a Nutshell (West Publishing) - Thomas Buergenthal; Sean D. Murphy 4th ed. (2006) ISBN-10: 031417169X | ISBN-13: 978-0314171696
- Akehurst's Modern Introduction to International Law – Peter Malanczuk, 7th ed. ISBN-10:041511120X | ISBN-13: 978-0415111201





**COURSE PLAN**  
**ENVIRONMENTAL LAW- LLU 5811**  
**ACADEMIC YEAR 2022/2023**



**OBJECTIVE OF THE COURSE**

The aim of this course is to provide students with a wide knowledge of environmental and development issues, in Sri Lanka and globally. Students will be studying environmental laws and policies contained in Sri Lankan legislation as well as in international agreements. After completing this course students should have a knowledge of national and global environmental problems, the fundamental principles of environmental law, and the linkages between environment and development. These will be taught in the context of a range of environmental issues, both national and global.

**DELIVERY MODE**

**Day Schools**

Ten day schools of two hours duration each will be held during this academic year. The time table for day schools has already been given to you together with the registration package. Although day schools are not compulsory, you are strongly advised to attend them, as it provides you an opportunity to discuss any issues and problems with your day school academic.

**METHOD OF ASSESSMENT**

The method of assessment is made up of the following components:

- Two Continuous Assignment Tests
- Environmental Law Project Report (Compulsory)
- Final Examination

**CONTINUOUS ASSIGNMENTS TESTS**

These tests will be held under examination conditions. Please note that since this is a self-study programme you will be tested on the assigned lessons even if they have not been discussed in the day school.

1st Assignment test	(you will be tested on Lessons 1 – 5
2nd Assignment test	(you will be tested on Lessons 1 – 10)

### **ENVIRONMENTAL LAW PROJECT REPORT**

You are expected to submit a Project Report as a Take Home Assignment in this course. It is important to note that the Environmental Law Project Report is a compulsory component of the course and students must obtain a pass mark in the project report to be eligible to sit the final examination. You will be notified of the guidelines and question for the project report.

The last date of submission for the project report is 18<sup>th</sup> and 19<sup>th</sup> of December 2023. Please note that any project report submitted after the deadline will not be accepted by the department, for any reason whatsoever. Your project report should be enclosed in the folders provided. You could fix it at the beginning of the report.

### **FINAL EXAMINATION**

Confirmed dates will be notified later.

**Note - Any changes in the mode of test will be informed to the students in advance.**

### **SUPPLEMENTARY MATERIALS AND RECOMMENDED READINGS**

This course has two blocks of written study materials and power point presentations which will be posted to students on the Moodle platform. You will be issued with instructions at registration on how to register for Moodle and log in. There is a discussion forum on Moodle which we hope you will use to keep in touch with your fellow students and your teachers. In particular this will help students in the centers to keep in touch with teachers. A recommended list of reading will be available at the Moodle platform.



## **COURSE PLAN**

### **ADMINISTRATIVE LAW - LLU5709/LWU3311**

### **ACADEMIC YEAR 2022/2023**

#### **OBJECTIVE OF THE COURSE**

Administrative law deals with administrative bodies and the legal framework that governs the operation of public administration. It is a fundamental and interesting area in the field of public law. This area of law deals with the conduct expected from public officials in performing their duties and the rights available to ordinary citizen when they are affected by arbitrary decisions of public authorities. The scope of judicial review and access to judicial review are given particular focus in this course.

#### **COURSE CONTENT:**

The course will cover the following areas:

1. An Introduction to Administrative Law
2. Legal Nature of Powers
3. Judicial Control of Administrative Action
4. Doctrine of Ultra Vires
5. Control of Discretionary Powers
6. Natural Justice
7. Remedies
8. Writ of Mandamus
9. Statutory Restriction of Judicial Review.
10. Effect of the Interpretation Ordinance
11. Delegated Legislation
12. Declaratory order

#### **DAY SCHOOLS AND COURSE MATERIALS**

Ten-day schools of two hours duration will be held during this academic year. Your course material consists of two blocks. Block I contain 6 sessions from 1-6 and the Block II also contains 6 sessions from 7-12. Although day schools are not compulsory, please attend day schools as you will find it very difficult to understand the fundamental principles of Administrative Law without the help of a teacher.

## METHOD OF ASSESSMENT

Course assessment is formative and consists of continuous assessment as well as an end of year final examination. While your performance at the end of year examination will make a 70% contribution towards your final overall mark, the remaining 30% comes from your performance at the continuous assessments, which comprise of two closed-book assignment tests and a take home assignment. The students must secure a minimum average of Overall Continuous Assessment Mark (OCAM) of 40 % for the two best Continuous Assessment Tests to be eligible to sit the final examination.

According to Section 5.2 of the Regulation No.1.5.3.1. (c) for the award the Degree of Bachelor of Laws with effect from the academic year 2020/2021, the Overall Assessment Mark (Z%) of a student in respect of a course in Level 5 and 6 shall be based on the Overall Continuous Assessment Mark (X%) and the mark obtained at the Final Examination (Y%) and shall be computed as follows:

if $Y \geq 40$ and $X \geq 40$ ,	then	$Z = (0.3 X + 0.7Y)$
if $Y \geq 35$ and $<40$ , and $X \geq 40$ , maximum of 40	then	$Z = (0.3X + 0.7Y)$ ; subject to a
If $Y < 35$ ,	then	$Z=Y$

## DETAILS OF THE CA TEST AND FINAL EXAMINATION

Name of the Test	Number of sessions to be studies	Time duration	Number of questions
CAT I	1-4	One hour	2
CAT II	1-6	One hour	2
TMA	Question will upload	Will be informed	1
Final Examination	1-12	Three hours	8

Note – Based on the nature the assessments changes may occur in the above schedule. Any changes in the schedule will be informed in advance. If you have not received your admission card for the Assignment test and the Final examination please contact the department/Assistant Registrar (0112881377) – Faculty of HSS /Senior Assistant Registrar Examination (0112881350) at least one week prior to the test.

## **LEARN OUSL**

LLU5709/LWU3311 is being offered through Learn OUSL as a supplementary course. Please read case law and legislation through this on-line facility. This will be useful to update your knowledge and obtain higher grades in the examination.

## **LEARNING OUTCOMES**

Upon completion of this course, you will be able to

- Define the fundamental concepts in Administrative law
- Explain the concept of judicial review
- Critically evaluate the application of the concepts in Administrative Law

## **RECOMMENDED READING**

- Administrative Law, Cane Peter, 5th edition Oxford University Press 2011
- Principles of Administrative Law in Sri Lanka, Vol I, II Sunil F.A Cooray 3<sup>rd</sup> edition, 2012
- Administrative Law – H. W.R Wade, Oxford University Press, USA; 10th edition, 2009
- Principles of Administrative Law Jain M.P, Jain S.N Haryana Lexis Nexis, 6th edition



## **COURSE PLAN**

### **LAND LAW- LLU 5810 /LWU 3312**

### **(ACADEMIC YEAR 2022/2023)**

#### **OBJECTIVE OF THE COURSE**

This course investigates some basic principles and concepts pertaining to the mode of acquisition of property rights, classification of property and modifications of these principles by judicial decisions and legislature. This course focuses on the relevancy and suitability of such principles in addressing the socio-economic realities of the contemporary Sri Lankan community.

#### **COURSE CONTENT**

Land Law Course Material – Lessons 1-21

1. Foundation of Land Law in Sri Lanka
2. Customary and Tenure
3. Meaning of Land and Rights in Land
4. Ownership and Possession
5. Acquisition and Transfer of Ownership in Land: Formalities
6. Remedies for Defects in Title to Land
7. Setting aside a Land Transfer for fraud: The Paulian Action
8. Prescription: Period of Time
9. Prescription (Contd): Nature of Possession
10. Protection of Titles and Land Rights Registration of Land Transfers
11. The Effect of Registration of Documents Pertaining to Land: Priority
12. Priority (Contd): Facts to be proved and Loss of Priority
13. Remedies for Interference- Possessory Actions
14. Remedies for Interference (Contd): The Rei Vindicatio Action
15. Remedies for Interference (Contd): The Action for Definition of Boundaries
16. Non-Owner's Right to Claim Compensation for Improvements
17. State Lands
18. Mortgage
19. Co-Owners
20. Prescription among Co-Owners
21. Servitude

## METHOD OF ASSESSMENT

The method of assessment of the land law subject consists of Continuous Assessment and the final examination. The Continuous Assessment component will have three assessments: CAT 1, CAT 2, and oral presentation. In the oral presentation students are required to make a presentation based on the given question and the examination board will pose some questions following the presentation. **This oral presentation is a compulsory component of your course.**

It should be noted that under the governing Regulation for the award of the Degree of Bachelor of Laws No.1.5.3.1. (c) with effect from the academic year 2020/2021 those students who obtain

- a minimum of 40% marks for the Oral Presentation AND
- a minimum average of 40% for the Oral Presentation and the better of the two other continuous assessment tests will only be permitted to sit the end of year final examination for the course LLU5810 Land Law.

## NUMBER OF LESSONS TO BE STUDIED

CAT 1	Lessons 1-7
CAT 2	Lessons 1-14
Oral Presentation	This will depend on the given question. However, students should have good knowledge of all the study areas to answer the questions posed by the panel.
Final Examination	All study material (Lesson 1-21)

❖ Nature and the other instructions for the CAT tests and oral presentation will be provided in due course through the Moodle page. Due to the ongoing online learning method, it is very much vital that the students continuously log in to the respective Moodle page to get updates. Moodle page login details and other necessary information will be shared on the Department website after the student registration.

### **DELIVERY MODE**

This time the Day-schools will be held using the Zoom platform. There will be ten-day schools of a 2-hour duration which will be held during the academic year. Though day schools are not compulsory, we advise you to attend day schools as it provides an opportunity to discuss problems you encounter in studying your course materials with your teacher. In due course, relevant Zoom links and other details will be shared with you through the Moodle page.

### **SUPPLEMENTARY MATERIALS**

Supplementary material will be made available as necessary.

### **RECOMMENDED READING**

- Law of Property – Vol
- 
- I, II & III, by Prof. G.L. Peris
- The Law of Property - Vol I, II & III, by Wijedasa Rajapakse
- Some Aspects of The Law of Unjust Entrenchment in South Africa, by Prof. G.L. Peris, Stamford Lake Publication
- Civil Procedure in Sri Lanka - Vol 1, 2 & 3, by Kalinga Indatissa



## Contact Details for students

Position/Division	Name	Contact No	Email
Head/Law	Dr. W.A.S.S Wijesinghe (Senior Lecturer)	011-2881574	<a href="mailto:hdlaw@ou.ac.lk">hdlaw@ou.ac.lk</a>
Course Coordinators	Ms. H.N.Damayanthi (Administrative Law)	011- 2881432/ Ext:648	<a href="mailto:hndam@ou.ac.lk">hndam@ou.ac.lk</a>
	Ms. Prineetha Bandaranayake (Land Law)	011-2881432/ Ext:648	<a href="mailto:bmban@ou.ac.lk">bmban@ou.ac.lk</a>
	Ms. J. Selvaras (Environmental Law)	011-2881432/ Ext:574	<a href="mailto:sjana@ou.ac.lk">sjana@ou.ac.lk</a>
	Ms. S.Hewameealla (Public Public International Law)	011-2881432/ Ext:319	<a href="mailto:shewa@ou.ac.lk">shewa@ou.ac.lk</a>
Project Assistant	Ms. U.H Tharindi	011-2881422	<a href="mailto:uhtha@ou.ac.lk">uhtha@ou.ac.lk</a>
Lecturer/IT (Problem related to Moodle page)	Ms. Geetha Kulasekara	011-2805675	<a href="mailto:dgkul@ou.ac.lk">dgkul@ou.ac.lk</a>
Department Student Counselor	Mr. R.L. Perera	011-2881432/ Ext:574	<a href="mailto:rlper@ou.ac.lk">rlper@ou.ac.lk</a>
Assistant Registrar /HSS (For continuous assessment issue)	Ms. E.P.I.Premarathna	0112881232/ 377	<a href="mailto:arhss@ou.ac.lk">arhss@ou.ac.lk</a>
Senior Assistant Registrar /Examination Division (For final Exam issues related matter)		0112881350/ 208/461	<a href="mailto:sarexam@ou.ac.lk">sarexam@ou.ac.lk</a>
Senior Assistant Registrar /Student affairs Registration issue/Personal Information Changes)		0112881205/ 655	
Colombo Regional Centre (Inquiry for day school details of Colombo Centre)		011-2881420	
Finance Division		0112881016	
Library		0112881254/ 419	