

Level: 3rd year Public Law

Module: English Language.

Model Answer for the Exam

Activity One: Is the following statement True or False? Explain your answer for each one (6pts).

Grading Note: Only these answers are accepted. Students need to provide only one reason / explanation.

-Islamic Sharia applies to all areas of Algerian law. **False (0.5)**

Explanation: (01)

-Sharia applies primarily to personal status / family matters

-Areas like criminal law, commercial law, administrative law follow codified civil law

-International treaties (ratified) are superior to ordinary laws. **True (0.5)**

Explanation: (01)

-After ratification, treaties become part of domestic law

-Article 150 of Constitution: “Treaties ratifiedare superior to law”.

-Algeria’s Constitution is the supreme source of law. **True (0.5)**

Explanation: (01)

-Constitution is at the top of legal hierarchy

-All other laws must conform to Constitution

-No law can contradict the Constitution

-Foundation of entire legal system

-Custom can override legislation in Algeria. **False (0.5)**

Explanation: (01)

- Custom is a secondary source
- Legislation is a primary source
- Custom is only used when law is silent
- Custom can not contradict written law.

Activity Two: Identify –Right, Duty, or Obligation? Mark each as R(Right), D (Duty), or O (Obligation): (5pts)

- 1- O Aymen must deliver car to Fatima by Saturday (sales contract).
- 2- R Freedom of religion.
- 3- D .Being kind to elderly neighbours.
- 4- D Respecting your teachers.
- 5- O Parents must support minor children (Family code).

Activity Three: Translate the following words to Arabic (5pts)

- Constitution: الدستور
- Constitutional Law : القانون الدستوري
- Moral Duties: الواجبات الأخلاقية
(تم قبول: الواجبات المعنوية)
- Labour Law: قانون العمل
(تم قبول: تشريع العمل)
- Administrative Courts : المحاكم الادارية
(تم قبول: القضاء الاداري)

Activity Four : Scenario (4pts)

“A factory dumps toxic waste into a river. Local residents suffer health problems. Environmental NGO wants to take action.”

Questions:

- 1- Public or Private law (or both)?
✓ Both Public and private law
- 2- Which branches? (just mentioned them)
Multiple Branches

- ✓ Environmental Law
- ✓ Administrative Law
- ✓ Criminal Law
- ✓ Civil Law

3- What types of legal action possible?

Legal actions possible

-Administrative (Environmental inspectors investigate, Order factory to stop dumping)

-Criminal (crime: illegal dumping toxic waste (Law 03-10)

-Civil (Residents sue for damage – health problems-

4. Which courts?

-Administrative Violation \Longrightarrow Administrative Court

-Criminal charges \Longrightarrow Criminal Court

-Damages claims \Longrightarrow Civil Court