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ML 900

LL.M. DEGREE (SEMESTER) EXAMINATIONS, JANUARY 2023.

(For the candidates admitted from 2017-2018 onwards)

First Year – Second Semester

BRANCH II — CONSTITUTIONAL LAW AND HUMAN RIGHTS

PAPER VIII : COMPARATIVE CONSTITUTIONAL LAW	CODE :	PHU
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Time : Three hours

Maximum : 60 marks

**PART A** — (3 × 12 = 36 marks)

Answer **THREE** of the following.

1. "The state shall endeavour to foster respect for international law and treaty obligations in the dealings of organised people with one another". Evaluate this statement referring to the treaty making power of parliament in the UK, USA and India for giving effect to international agreements.
2. "The Division and Distribution of power is an essential feature of a federation". Do you agree? substantiate your answer referring to how far distribution of legislative power makes an impact on the cooperative federalism and competitive Federalism and cite relevant constitutional Articles of the USA and Indian constitution.
3. "The proclamation of emergency creates problems to the constitution and adversely affects the rights of the people at all level". Do you agree? Evaluate this statement referring to the grounds for declaration of emergency and constitutional safeguards against emergency in the United States of America and India.
4. Critically analyse the Parliamentary Supremacy in U.K. and Compare it with the powers of Indian Parliament.
5. "Internal threats to national security have assumed centre - stage in the debates as Indian security". Substantiate referring to the role of federal constitutions in sharing the responsibilities for maintenance of law and order.

[P.T.O.]

**PART B — (4 × 6 = 24 marks)**

Answer FOUR of the following in about 250 words each.

6. Analyse the features of Cooperative Federalism and how it differs from competitive federalism.
7. Comment upon Brown v. Board of Education.
8. Write a note on Residuary powers.
9. Analyse the working of the Constitutional Council in France.
10. Explain the interstate trade and commerce powers in the Constitution of Australia.
11. Describe the salient features of the Constitution of Canada.