

College Name: Faculty of Law.  
Course No: LWEN1305  
Course Title: Constitutional Law  
Instructor Name: MoaminAljaro  
Date: / / 2019  
Time: 2hours

University of Palestine  
  
FinalExam  
First Semester – 2018/2019

Student Name: \_\_\_\_\_  
Student No.: \_\_\_\_\_  
No. of Questions: (7)  
Using Dictionary (No)

### Question One:

Q1: Decide whether the following statements are (false) or (true) with analyzing your answer:

1. Judicial Review functions against Executive Power only.
2. Separation of Powers is not mentioned expressly nor impliedly in the Palestinian Basic Law.
3. Thanks to Grotius, the concepts of Public Law and Private Laws exists today.
4. Separation of Powers is a way of protecting the Rule of Law.
5. A constitution can play a role not only in preserving rights and providing security and equality, but it can even develop a country as well.
6. Palestinian Constitution is concerned with contemporary and modern international norms; thus, it neglects any historical effects on it.
7. Separation of Powers relate to power being diffused between three separate bodies exercising separate functions with no overlaps in function or personnel.
8. The United Kingdom's Constitution is considered unwritten yet codified.
9. The distinguished Rousseau introduced the concepts of General Will, Social Contract, and Separation of Powers as well.
10. The Founding Fathers of the United States created a living constitution. This is a disadvantage of it since it can be interpreted in many ways.

Make sure to choose two out of the four "Optional Questions" in the following sections,  
you should answer 5 questions in total

### Question Two: (Optional)

Q2: There are three classification for Judicial Review, name the three, but analyze one of them.

### Question Three:

Q3: Palestinian Basic Law states in its Article 9: "Palestinians shall be equal before the law and the judiciary, without distinction based upon race, sex, color, religion, political views or disability."

And Article 119 states: "All legal provisions that contradict the provisions of this Amended Basic Law are repealed."

What is the significance of both of these articles? What distinguished concepts are

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well reserved in them? Analyze them according to your readings.

#### **Question Four: (Optional)**

Q4: Define the three institutions or authorities that functions in any contemporary state, their role, and provide at least three examples of their 'checks and balances.'

#### **Question Five: (Optional)**

Q5: The governing system in Palestine is a democratic parliamentary system. If that's the case of our country, there must be other political systems that govern other countries. Name three and analyze them.

#### **Question Six:**

Q6: Despite its importance and significance, Rule of Law falls under criticism, how can that be?!

#### **Question Seven: (Optional)**

Q7: There are many classifications for a constitution, name five, and choose two classifications to compare between them.

*End of Questions*  
*Best of Luck*