2024

LAW

Legislative Drafting

(Honours Paper-VII)

Paper - 903

(NEW SYLLABUS)

Full Marks : 80 Time : 3 Hours

The figures in the right-hand margin indicate marks.

Candidates are required to give answers in their own words as far as practicable.

Answer **Q. No. 1** and any **five** from the rest.

1. Answer any **ten** questions : 2×10=20

a) What do you mean by the term 'Legislative Drafting'?

b) What is 'Delegated legislation'?

c) What is 'Saving Clause'?

d) What is 'Bill'?

e) What is 'Marginal Notes'?

f) What do you understand by 'Drafting Process'?

g) What do you understand by 'Scrutiny of Drafting'?

h) What do you mean by 'Principles of Legislation'?

i) Whether 'Drafting Techniques' and 'Drafting Style' are same?

j) What do you mean by the 'Schedule'?

k) What do you mean by 'Rule-making power'?

l) What do you understand by 'ambiguity clause'?

2. a) What is meant by 'Legislation'? Explain.

b) Discuss briefly the main principles of legislation. 4+8=12

3. a) Discuss the basic concepts which have played key role in development of legislation.

b) What are the main types of legislation? 8+4=12

4. a) Discuss the importance of legislative drafting.

b) What are the advantages and disadvantages of legislative drafting? 4+8=12

5. a) What are the responsibility of the legislative draftsmen and their present problems? Discuss briefly.

b) "Legislation' as tool of social change" – Explain. 8+4=12

6. a) Explain the general rules of legal drafting.

b) Explain the differences between order and rules. 6+6=12

7. a) Explain the principle of utility.

b) "Legislation is the main force of use of power of a state." – Discuss. 4+8=12

8. a) How is an existing legislation amended?

b) Describes briefly the legislative procedure for such amendment of an enactment. 4+8=12

9. Write short notes on any **two** : 6+6=12

a) Interpretation Clause,

b) Long title and short title,

c) Commencement, and

d) Explanations.
