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**BRAINWARE UNIVERSITY****Term End Examination 2024-2025****Programme – LLM-2024****Course Name – Comparative Federalism****Course Code - LLM202B****(Semester II)**

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SCHOOL OF LAW
Barasat, Kolkata- 700125

Full Marks : 60**Time : 2:30 Hours**

[The figure in the margin indicates full marks. Candidates are required to give their answers in their own words as far as practicable.]

Group-A**(Multiple Choice Type Question)****1 x 15=15**

1. Choose the correct alternative from the following :

- (i) According to A.V. Dicey, which of the following is NOT a characteristic of a fully developed federal system.
- | | |
|--|---|
| a) Distribution of powers among government bodies | b) Supremacy of the Constitution |
| c) Authority of courts to interpret the Constitution | d) Complete subordination of regional governments to the central government |
- (ii) Recall the nominal head of the executive branch in any Government with reference to India.
- | | |
|-----------------------------|-----------------------|
| a) The Speaker of the House | b) The Prime Minister |
| c) The President | d) The Chief Justice. |
- (iii) Name one branch or part of the government.
- | | |
|---------------------|-------------------|
| a) State government | b) Legislative |
| c) Parliament | d) United Nations |
- (iv) Recall the first amendment to the Constitution of the USA.
- | | |
|------------------------------------|----------------------------|
| a) The Articles of Confederation. | b) The inalienable rights. |
| c) The Declaration of Independence | d) The Bill of Rights |
- (v) Name one power from the followings belong to the states under US Constitution.
- | | |
|--------------------|-------------------------------------|
| a) Make treaties | b) Provide schooling and education. |
| c) Create an army. | d) Coin or print money |
- (vi) Recall the the Commander in Chief of the Military.
- | | |
|------------------|------------------------|
| a) The President | b) The Vice-President. |
|------------------|------------------------|

- c) The Secretary of Defense. d) The Attorney General.
- (vii) Which country has a federal government system ?
- a) France b) United States
c) China d) United Kingdom
- (viii) Choose the primary characteristic of a federal government system.
- a) Power is centralized with the central government b) Power is divided between the central government and local governments
c) Power is shared between the executive and legislative branches d) Power is concentrated in the hands of a single individual
- (ix) Identify the level of government responsible for issues such as defense and foreign policy in a federal government system.
- a) The local government b) The state or provincial government
c) The federal government d) The executive branch
- (x) Identify countries which is not a federal government system.
- a) Germany b) France
c) Australia d) Brazil
- (xi) Choose the right answer from the following that the Power to interpret the constitution is vested in the hands of which authority.
- a) Central Government b) Judiciary
c) State government d) none of these
- (xii) Select the right answer from who can make laws relating to the subjects mentioned in the Union list.
- a) Local Government b) State Government
c) Union Government d) State and Union
- (xiii) Select the right answer from the following that which among the following are examples of 'Coming together federations'.
- a) India, Spain and Belgium b) India, USA and Spain
c) USA, Switzerland and Australia d) Belgium and Sri Lanka
- (xiv) Select the right one: In India's federal system, the state governments have the power to legislate on all those subjects which are included in the:
- a) Union list b) State list
c) Concurrent list d) Residuary subjects
- (xv) Select the right answer from the following that in case of a clash between the laws made by the centre and a state on a subject in the concurrent list.
- a) the Supreme Court has to intervene to decide. b) the central law prevails.
c) the state law prevails. d) both the laws prevail within their respective jurisdictions.

Group-B

(Short Answer Type Questions)

3 x 5=15

2. Explain the concept of the Supremacy of Constitution. (3)
3. Explain the nature of Presidential form of Government. (3)
4. Explain the nature of Parliamentary form of Government. (3)
5. Explain the limitations of the power ombudsman in India. (3)
6. Analyze appointment of ombudsman in India and the qualifications required for the position. (3)

OR

Analyze the benefits of having an ombudsman in India.

(3)

Group-C

(Long Answer Type Questions)

5 x 6=30

7. Compare Presidential and Parliamentary form of Government. (5)
8. Examine the significance of the Parliamentary Democracy in India. (5)
9. Analyze a simple majority and a special majority required to amend the Constitution of India. (5)
10. Define External and Internal Separation of Powers. (5)
11. Explain the relationship between legislature and Executive in the Presidential form of government. (5)
12. Evaluate the role of the Judiciary under the Federal Constitution critically. (5)

OR

Explain the Division of Powers under Indian Constitution.

(5)

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