

THE INSTITUTE OF COMMERCIAL MANAGEMENT

SUBJECT SYLLABUS



Constitutional law

The Nature of Constitutional & Administrative Law:

- Scope
- Administrative Law
- Public Law
- The Functions of Government
- Doctrine of the Separation of Powers

General Characteristics of the British Constitution:

- Unitary
- Unwritten
- Flexible
- Conventions
- No Distinct System of Administrative Law
- The Rule of Law

Parliamentary Supremacy:

- Authentication of Acts of Parliament

The United Kingdom & the European Communities:

- Sources of Domestic Law
- European Communities Act 1972
- Impact of Community Law

Constitutional Conventions:

- Judicial Acknowledgement
- Purpose
- Observance – Royal Prerogative & the Cabinet System
- Lords & Commons
- UK & Commonwealth

The High Court of Parliament:

- The House of Lords
- The House of Commons
- Procedure on Legislation

The Royal Prerogative:

- Domestic Affairs
- Foreign Affairs

The Cabinet & the Privy Council:

- Legal Status

Delegated Legislation:

- Nature & Purpose
- Sub-Delegation
- Safeguards

Administrative Tribunals:

- Reasons For Them
- Ministerial Decisions & Inquiries

Judicial Control of Public Authorities:

- Liability & Remedies

Appeals to the Privy Council

Reading List

Main Text:

Constitutional Law – O Hood Phillips & P Jackson (Sweet & Maxwell)

Cases:

Davy v Spelthorne BC (1984)
Bowles v Bank of England (1913)
Congreve v Home Office (1976)
Waddington v Miah (1984)
Cheney v Conn (1968)
McCarthy v Smith (1979)
Prince v Secretary of State for Scotland (1985)
Garden Cottage Foods v Milk Marketing Board (1984)
EC Commission v UK (1982)
Malone v Metropolitan Police Commissioner (1979)