**ARRUPE COLLEGE**

Jesuit School of Philosophy and Humanities

**Masters in Philosophy**

**LEGAL PHILOSOPHY MPA 510**

**DECEMBER 2015**

**THREE (3) HOURS**

**ANSWER ONLY THREE QUESTIONS ONE FROM EACH SECTION. ALL QUESTIONS CARRY EQUAL MARKS.**

**SECTION A**

1. Critically discuss the theory of Social Contract in either Hobbes, Locke or Rousseau and its significance for the formation of the modern state.
2. What are the significance and roles of Natural Law Theory for contemporary political thought? Make a critical discussion and assessment.

**SECTION B**

1. Critically discuss and assess Aquinas’ definition of law as “an ordinance of reason for the common good promulgated by the one who has the care of the community.”
2. Discuss what you believe to be the main three topics in Legal Philosophy, giving critical comments on each. What is the significance of R. Dworkin’s third theory in respect of analytic jurisprudence?

**SECTION C**

1. Critically discuss and evaluate the claim that “democracy is a political concept founded on three ideas: as a value, as a process, and as a practice.” How is this relevant for Africa today?
2. “Indeed, Africa is one of the homes of advanced legal institutions. Perhaps the most famous of these institutions are the courts still found among the Bantu states of the southern third of the continent” (Bahannan, 1968: 199). Critically discuss this claim.

**END OF QUESTION PAPER**