L.N. 99 of 1988

EDUCATION ACT, 1988

(ACT XXIV OF 1988)

Regulations for the Degree of Doctor of Laws (LL.D.) and for the Diploma of Notary Public (N.P.)

IN exercise of the powers conferred upon him by section 29 of the Education Act, 1988, the Chancellor of the University of Malta has promulgated the following regulations made by the Senate of the University of Malta in virtue of the powers conferred upon it by section 33 of the said Act.

Citation

These regulations may be cited as the Regulations for the Degree of Doctor of Laws (LL.D.) and for the Diploma of Notary Public (N.P.) and shall apply only to the courses commencing in February, 1983.

REGULATIONS FOR THE DEGREE OF DOCTOR OF LAWS (LL.D.)

Admission

1. To be eligible for admission to the Degree of Doctor of Laws (LL.D.) a candidate must:

(i) comply with the provisions of Section 37 of the Education Act 1974;

(ii) satisfy the Entry Requirements in accordance with Regulation 3 below; and

(iii) complete the course of studies, qualify in the examinations, and satisfy any other requirements prescribed in these Regulations.

Duration of Course

2. The course of studies leading to the Degree of Doctor of Laws extends over a period of six years, as specified in Regulation 5 hereunder.

Entry Requirements

3. A candidate may apply for admission to the Course of Law if in possession of:

I. Three passes at Advanced Level (two passes of which at Grade C or better, and one pass at Grade D or better) in:

English
Maltese (Advanced Matriculation)
Italian (Advanced Matriculation) or
French or Latin or Economics or
Philosophy (Advanced Matriculation).

II. Five passes at Ordinary Level, or equivalent.

The subjects offered must include;

(a) Mathematics

(b) One pass at 'O' Level in Italian and in either French or Latin

(c) Any other two or three subjects from the approved list.

Note: A candidate possessing the required pass at Advanced Level in Italian or French or Latin shall not be required to have a pass at 'O' Level in these subjects.

N.B. A candidate in possession of the 'A' Level pass in English may offer English Language at 'O' Level.

No subject may be offered at both 'A' and 'O' levels.

Division of Groups

4. (a) To enable worker/students to alternate periods of work at their place of work with periods of study at the University in terms of the Education Act, 1974, each year of the Course shall be divided into two semesters, one devoted to study and one devoted to work.

(b) Students and worker/students registered for the Course shall, wherever possible, be divided into two groups of roughly equal size, and each semester shall be attended by one or other of the two groups.

Course Curriculum

5. The subjects of the Course of Law shall be the following:

First Year (Academic Semester I)
Criminal Law
Constitutional Law
Philosophy of Law

Second Year (Academic Semester II)
Administrative Law
Roman and Civil Law
Criminal Law

Third Year (Academic Semester III)
Civil Law
Public International Law
Commercial Law
Industrial and Fiscal Legislation

Fourth Year (Academic Semester IV)
Civil Law
Private International Law
Commercial and Maritime Laws

Fifth Year (Academic Semester V)
Laws of Organization and Civil Procedure
Commercial Law and Procedure
Criminal Procedure
Forensic Medicine

Sixth Year (Academic Semester VI)
Thesis studies, production and examination
Professional practice

Assessment

6. (a) Students and worker/students shall be assessed in every subject taught during an academic semester in accordance with criteria established by the Senate on the recommendation of the Faculty Board.

Additionally, written and oral examinations in every subject taught during the year shall be held at the end of each academic semester for students and worker/students listed to attend that particular semester.

(b) In the fifth and sixth years of the Course for the Degree of Doctor of Laws the final examination shall be held in two parts:

(i) Part One, which shall consist of the assessments and examinations referred to in Regulation 6(a), shall be held in the fifth year;

(ii) Part Two, which shall consist of the submission of a thesis, and a final examination on the subject of the thesis for all students and worker/students attending that Course, shall be held in the sixth year.

Results

7. The results for each academic semester are consolidated and published as one result, graded A, B, C, D or Fail for each student.

The grade allocated to different subjects will be available to students at their request and in confidence.

Thesis

8. (a) The subject of the thesis referred to in Regulation 6(b)(ii) shall be submitted by a candidate for the approval of the Faculty Board at any time after the candidate has been approved in the examinations held in every subject at the end of the second year of the course but in any event not later than the end of the fourth year of the course.

(b) A candidate may submit his thesis for the approval of the Faculty Board in the sixth year of the course after he has been approved in all subjects of the course.

(c) A candidate who for a reason considered justified by the Faculty Board does not or is unable to submit the thesis during the Sixth Year of the Course, may submit it for the approval of the Faculty Board within a period of twelve months following the final year.

9. On approval of the subject of the thesis, the Faculty Board shall appoint a tutor to direct and supervise the work of the candidate.

10. The thesis is to be an original work or other contribution to the knowledge of the approved subject showing that the candidate has carried out research thereon. It shall consist of at least 100 double-spaced type-written pages A4 size with a margin of not more than 1½ inches, and shall be accompanied by (a) a table of contents, (b) a table of laws and rules cited, (c) a table of cases cited, and (d) a bibliography. The original shall be accompanied by twenty copies similarly typewritten.

11. The candidate when submitting his thesis shall sign a declaration stating that it is his own personal work and whether it has been previously submitted or is concurrently being submitted in candidature for another degree, in which case the candidate shall state how much of it has or is being submitted.

12. The thesis shall be examined by the tutor and two examiners appointed for the purpose by the Faculty Board.

13. The examiners shall within such time as may be determined by the Faculty Board of Laws submit a report to the said Faculty on the merits of the thesis as to whether it satisfied the requirements of Regulation 10.

14. If the Examiners' Report is favourable, the candidate shall be required to undergo a final oral examination, which shall last not less than thirty and not more than forty-five minutes, before the Faculty Board of Laws and he shall be required to answer any questions concerning the approved subject. A tutor or an examiner who is not a member of the Faculty Board shall have to attend any meeting or meetings of the said Board at which the said examination takes place.

15. A final Report by the Faculty Board of Laws shall be submitted to the Rector not later than fifteen days after the holding of the final oral examination, stating whether the candidate should be admitted to the Degree of Doctor of Laws.

COURSE LEADING TO THE DIPLOMA OF NOTARY PUBLIC (N.P.)

The Regulations for the Degree of Doctor of Laws shall apply to students and worker/students in the Faculty of Laws who take the course leading to the Diploma of Notary Public, provided that the Course of Notary Public shall only extend over the first four years of the LL.D. Course.

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