

UGANDA MARTYRS UNIVERSITY

NKOZI

UNIVERSITY EXAMINATION

March 2021

FACULTY OF LAW

**BACHELOR OF LAWS (LLB) YEAR 1 END OF SEMESTER ONE FINAL
ASSESSMENT ACADEMIC YEAR 2019/2020**

INTRODUCING LAW

LLB 1101

DATE: Thursday, 10th December, 2021

TIME: 9:30 AM– 1: 00 PM

DURATION: 3 & HALF HRS

Instructions:

1. Carefully read through ALL the questions before attempting
2. **This examination is composed of two sections: A and B. ANSWER ONLY TWO QUESTIONS FROM EACH SECTION. All questions carry equal marks, (25)**
3. No **names** should be written anywhere on the examination book.
4. Ensure that your **Registration number** is indicated on all pages of the examination answer booklet.
5. Ensure your work is **clear** and **readable**. Untidy work shall be penalized
6. **Clarity of expression, provision of relevant authorities/examples and logical arguments will earn you extra marks**
7. Any type of examination Malpractice will lead to automatic disqualification
8. Do not write anything on the questions paper.
9. Use the exam answer booklet for all your rough work

SECTION A

QUESTION ONE

Critically analyze the concept of law in terms of its Definition, Characteristics and Functions in the society you are familiar with and assess the Effectiveness of the law in the society you have identified. **(25marks)**

QUESTION TWO

It is generally acknowledged that Law has an important role to play in society. Identify and critically discuss exhaustively the factors that usually prevent the Legal System from achieving the objectives of its existence and recommend the necessary reforms to eradicate and/or minimize the impact of those factors in the society at large. **(25marks)**

QUESTION THREE

Write brief notes on the following terms to show that you clearly understand what they stand for:

- 3.1 The difference between international law and national or domestic law **(5marks)**;
- 3.2 Sources of Public International Law **(5marks)**;
- 3.3 The “tree” of law **(5marks)**;
- 3.4 The important role- players in international law **(5marks)**;
- 3.5 The important characteristics of International law as recognized and provided for in the Ugandan Constitution of 1995 **(5marks)**

SECTION B

QUESTION FOUR

You have been given a holiday job after your end of Semester One Exams in **Pakasa & Co. Advocates**, a reputable Law Firm in Kampala to assist the firm in its day to day running of the firm. The Partners are aware that you have reasonable knowledge of the law. Before you warm the chair, the Office Clerk hands you a communication from the Senior Partner that he is going to court the following day to represent one of the Firm’s biggest clients. He demands you to find the authorities he will need to support his arguments in court.

How and where will you get the authorities he has demanded for? **(25marks)**

QUESTION FIVE

In your study of the Introducing law have been taken through some principles, and new terminologies as used in the law profession and which you must be accustomed to by now. Please explain what you understand by the following terms giving relevant examples:

- 1) Ratio decidendi **(5marks)**
- 2) Obiter dictum **(5marks)**
- 3) Stare decisis **(5marks)**
- 4) Common law and Courts of Equity **(5marks)**
- 5) Plaintiff and Defendant **(5marks)**

QUESTION SIX

Discuss the hierarchy, composition and structure of courts in Uganda starting with the highest court on land. **(25marks)**