

UGANDA MARTYRS UNIVERSITY

NKOZI

UNIVERSITY EXAMINATION

July 2022

FACULTY OF LAW

BACHELOR OF LAWS (LLB) YEAR 1 END OF SEMESTER 2 FINAL ASSESSMENT  
ACADEMIC YEAR 2022

LEGAL METHODS

LLB 1212

DATE: Friday 15<sup>th</sup>/July/2022

TIME: 9:30 AM– 1: 00 PM

DURATION: 3 & HALF HRS

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**Instructions:**

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1. Carefully read through ALL the questions before attempting
2. This examination is composed of two sections: A and B. **ANSWER A TOTAL OF FOUR QUESTIONS selecting at least ONE QUESTION 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

- i) What is legal reasoning? **(5 marks)**
- ii) Explain the following aspects of legal reasoning.
  - a) Reasoning by analogy **(5 marks)**
  - b) Judicial discretion **(5 marks)**
  - c) Linguistic reasoning **(5 marks)**
  - d) Empirical reasoning **(5 marks)**

### QUESTION TWO

- a) What is legal research?
- b) Explain the different steps involved in the conduct of legal research **(25 marks)**

### QUESTION THREE

With reference to case law, discuss the rule of interpretation or canon of construction of statutes which are used by courts in determining issues brought before them. **(25 marks)**

### QUESTION FOUR

Write short notes on the contents of a case note and the role each one plays in reading a case;

- a) Facts
- b) Issues
- c) Law applicable
- d) Holding

## SECTION B

### QUESTION FIVE

- a) Explain the role played by legal education in Uganda. **(10 marks)**
- b) What are the challenges facing legal education in Uganda and how can those challenges be addressed? **(15 marks)**

### QUESTION SIX

- a) What is a source of law? **(5 marks)**
- b) List and explain the four (4) primary sources of law in Uganda. **(10 marks)**



c) Explain what is meant by primary and secondary sources of law (5 marks)

d) State and explain two (2) remedies that a litigant has after judgment has been rendered and he is not satisfied with the judgment. (5 marks)

### QUESTION SEVEN

What legal materials could an advocate use in preparing a case for Court and how would he/she use them? (25 marks)

### QUESTION EIGHT

Distinguish between the following parties in a civil suit:

- a) A Plaintiff and a Defendant (5 marks)
- b) An Appellant and a Respondent (5 marks)
- c) Applicant and Respondent (5 marks)
- d) Petitioner and Respondent (5 marks)
- e) Concurring judgment and Dissenting judgement (5marks)