

UGANDA MARTYS UNIVERSITY -NKOZI

UNIVERSITY EXAMINATION

MAY, 2023

FACULTY OF LAW

BACHELOR OF LAWS (LLB) YEAR IV END OF SEMESTER TWO FINAL
ASSESSMENT, ACADEMIC YEAR 2022/2023

JURIPRUDENCE II (LLB4213)

DATE: Tuesday, 16th May 2023

TIME: 2:00 pm – 5:30 pm

DURATION: 3 hours and 30 minutes

Instructions: ANSWER ANY FOUR QUESTIONS.

1. This is a closed book examination; students are not permitted to carry anything into the examinations room.
 2. Carefully read through all the Questions before attempting answers.
 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. Any type of examination Malpractice will lead to automatic disqualification.
 7. Do not write anything on the questions paper.
 8. Use the exam answer booklet for all your rough work
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Qn. 1. Critically discuss the basic ideas of the sociological jurisprudence of any ONE of the following;

- a) Roscoe Pound
- b) Frederick von Jhering

Qn. 2. "The idea of American realists can only be understood when the role of courts in the USA between 1890 and 1940 are taken into account". Critically discuss this statement.

Qn. 3. Either

- a) With the aid of relevant authorities, analyse the ways in which law has been used as a tool of progressive transformation in Uganda.

Or.

- b) "Law alone is not enough to bring about social change". Discuss the statement

Qn. 4. Either

- a) What is the Marxist concept of law and state?

Or.

- b) The Dar es salaam debate addressed itself to the nature and purpose of the post-colonial state in Africa. Elaborate.

Qn. 5. What is the concept of state fragility; and is Uganda a fragile state?

Qn. 6. "NRM's popular justice is a far-fetched concept created to conceal mob justice under the illusion of demonstration of justice. It delivers no justice at all especially because those who enforce it are not judicial officers."

Is this a fair assessment of the nature and operation of Local Council courts.

Qn. 7. What is restorative justice? Is it relevant in Uganda?

Qn. 8. How does legal pluralism manifest in Uganda?

Qn. 9. "Customary law is archaic and ancient and has no place in Uganda since the constitution is supreme. It has only been applied by primitive communities"

With relevant authorities discuss the veracity of the above statement.

Qn. 10. Make a critical analysis of the structure and challenges of legal education in Uganda.