

UNIVERSITY EXAMINATION
December 2022
FACULTY OF LAW
BACHELOR OF LAWS (LLB) YEAR 1 END OF SEMESTER TWO FINAL
ASSESSMENT
ACADEMIC YEAR 2022
LEGAL METHODS
YEAR I
COURSE CODE LLB 1212

DATE: Tuesday, 6th December 2022

TIME: 9:30am–1:00pm

DURATION: 3HRS:30minutes

Instructions:

1. This is STRICLTLY closed book examination.
2. Answer 4 questions.
3. All questions carry equal marks (25marks)
4. Time allocated is 3 ½ Hours.
5. Be concise with a clear handwriting and include your registration number clearly.
6. All UMU regulations and rules governing examinations and the accompanying penalties thereto in case of breach apply to this exam in entirety.

Question One

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

Question Two

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

- a) Facts **(5marks)**
- b) Issues**(5marks)**
- c) Law applicable **(5marks)**
- d) Holding **(5marks)**
- e) Dissenting judgment **(5marks)**

Question Three

What is legal research? Explain the stages involved in the conduct of legal research. **(25marks)**

Question Four

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

Question Five

Briefly discuss the following:

- a) Ratio decidendi. **(5 marks)**
- b) Obiter dictum. **(5 marks)**
- c) Legal capacity. **(5 marks)**
- d) Artificial personality. **(5 marks)**
- e) Jurisdiction. **(5 marks)**

Question Six

Explain what is meant by legal reasoning. **(5marks)**

Having done that, please write short notes on the following:

- a) Linguistic reasoning **(5marks)**
- b) Reasoning by analogy **(5marks)**
- c) Judicial discretion **(5marks)**
- d) Empirical reasoning **(5marks)**

Question Seven

8. Explain the following principles/ terms as used in Law:

- i) Distinguishing cases **(5marks)**
- ii) Overruling **(5marks)**
- iii) Persuasive and binding precedents **(10marks)**
- iv) Concurring judgment **(5marks)**