

FACULTY OF LAW – UGANDA MARTYRS UNIVERSITY NKOZI

BACHELOR OF LAWS (LLB)

YEAR ONE (I)- FINAL EXAMINATION

Academic year: 2023/2024

CONSTITUTIONAL HISTORY LLB 1104

FINAL EXAMINATION

Date: 14th December 2023

Time: 2:00pm – 5:30pm

INSTRUCTIONS

1. This exam is partially open book. Students are allowed to sit the exam with CLEAN copies of the reading list and the 1995 Constitution of Uganda (booklet and not photocopy).
2. Candidates must answer Four (4) questions in total with **TWO** questions from each section.
3. Start each number on a fresh/different page.
4. Well-structured and precise answers coupled with relevant authorities shall make for good consideration in awarding marks.

SECTION A

QUESTION 1 (25 Marks)

The land question has bedeviled various regimes in Uganda, and to date, still remains a volatile issue.

As a constitutional history lawyer, analyze the land issues in Uganda and how these have affected people to date. Propose relevant solutions if any.

QUESTION 2 (25 Marks)

From the onset, the 1966 Kabaka crisis was a catastrophe waiting to happen. This is because the independence Constitution of Uganda failed to provide a clear governance structure to assist Uganda transition from colonial rule to self-rule. This was the major cause of the crisis.

Discuss the accuracy of this statement in light of the Constitutional history of Uganda.

QUESTION 3 (25 Marks)

Discuss the cases below. Examine their relevance in Uganda's constitutional history.

- a) Katikiro of Buganda v. Attorney-General of Uganda (1959) EA 382 (8 Marks)
- b) Andrew Kayira & Ors v. Edward Rugumayo & Ors, Constitutional Case No. 1 of 1979. (8 Marks)
- c) Paul K. Ssemogerere and Others v Attorney General (Constitutional Appeal No. 1 of 2002). (9 Marks)

SECTION B

QUESTION 4 (25 Marks)

The repugnancy doctrine still lives with us. To date, the measure of the standard has always remained that the British law takes precedence over any other law." As per Mirembe a 1st year law student at Umu. **Discuss Mirembe's assertions.**

QUESTION 5 (25 Marks)

The question of traditional institutions was adequately addressed in the Museveni era. It can no longer be an issue for Uganda to grapple with.

Do you agree with this?

QUESTION 6 (25 Marks)

According to Mr. Etyang Andrew, "The work of the Lukiiko in our constitutional history has since pre-colonial times remained one of a body that is intertwined with the executive and not meant to secure interests of the people. This has affected constitutionalism as we know it in Uganda today." **Examine this statement by Mr. Etyang Andrew.**

**STARTING YOU OFF ON THIS JOURNEY OF THE LAW WITH
EVERY BEST WISH!**