

**UGANDA MARTYRS UNIVERSITY
DEPARTMENT OF DEVELOPMENT STUDIES
SCHOOL OF ARTS AND SOCIAL SCIENCES
DIPLOMA IN DEMONCRACY AND DEVELOPEMNT STUDIES**

**LAW JUSTICE AND CONSTITUTIONALISM EXAM
SPECIAL EXAMINATION**

Instructions: You are required to answer **THREE** questions; Number **ONE** is
COMPLUSORY and any **TWO** others.

Time: 3 HOURS FRIDAY 23RD JUNE 2023 9.30 am -12.30 pm

1. Discuss the principal sources of law. (40 Marks) COMPULSARY
2. Although subsidiary legislation is frowned upon by the traditional conservatives because of its infringement on the doctrine of separation of powers, it is nonetheless a necessary evil. Justify this statement. (30 marks)
3. "It is not fair to make either administrative decision nor judicial decision without due processes otherwise the decision is not fair. " in light of the rules on natural justice comment on the above statement. (30 Marks)
4. When can the right to life be taken away constitutionally? (10 Marks)
 - (b) What procedures should be followed before the right to life is taken away? (10 Marks)
 - (c) Togikwatako a NUP candidate has been denied a chance to stand for candidature, her name was scrapped off the poll and she was never voted. She is seeking for a remedy. Advise her on how to address her constitutional infringement. (10 marks)
5. (a) What is the difference between Judicial review and appeal? (10 marks)
 - (b) define judicial independence as per the 1995 constitution (10 marks)
 - (c) Discuss the major elements of the law making process in Uganda. (10marks)

6. "The role of parliament as a law-making organ is relegated to mere debate other than actually passing the laws. The president plays a predominant role in the passing of the laws, without his participation, the parliament's hands are tied." Discuss the above statement in relation to the law-making process in Uganda as provided for under the 1995 Constitution as amended. (30 marks)

END