

UGANDA MARTYRS U UNIVERSITY NKOZI
LUBAGA CAMPUS
SCHOOL OF ARTS AND SOCIAL SCIENCES (SASS)
DEPARTMENT OF GOVERNANCE, PEACE AND INTERNATIONAL STUDIES
BACHELOR OF PUBLIC ADMINISTRATION AND MANAGEMENT
YEAR TWO: 2018/2019
ADMINISTRATIVE LAW
END OF SEMESTER ONE EXAMINATION

Date: Friday 7th December 2018

Time: 9:30am-12:30pm

INSTRUCTIONS:

1. Candidates are advised to read all the instructions and questions carefully before attempting
2. You are to answer **Four** questions
3. Proper handwriting and citing of authorities will earn you extra marks
4. Originality, analytic discussion, and quoting legal authorities shall be rewarded.
5. This examination is strictly closed book no materials of whatever form will be allowed in the examination room.
6. Question 1 is **COMPULSORY A**. Each Question carries **25 marks**
7. The other questions carry **15 marks**

SECTION A:

Question One (COMPULSORY)

Zirabamuzaale was employed as a shoemaker in the shoemaker's shop of a mental hospital. It was necessary to determine whether he was a mental health officer for superannuation purposes. The relevant statute and regulations empowered the Minister of Health to determine all questions arising under the regulations as to the rights and liabilities of mental health officers or of persons claiming to be treated as such.. The Minister determined that Zirabamuzaale was not a mental health officer and Zirabamuzaale brought an action for the declaration that he was one. The Minister contended that his determination was final and not subject to review or appeal in the courts.

Discuss whether Zirabamuzaale has a chance to either appeal or apply for review in the courts of law(40 marks)

Question Two

- a) There are many laws criminal, civil, domestic, land, etc which deal with so many matters that concern our lives. On top of them we have Administrative Law. *Discuss why we have Administrative Law?* (15 marks)
- b) Identify the sources of administrative law (5 marks)

Question Three

"The principle of the **Rule of Law** is seen in active operation in Uganda as it is illustrated by the 1995 Constitution of the Republic of Uganda as amended." Discuss. (20 marks)

Question Four

The doctrine of Separation of Power is a mere sham only to fill law books without even interesting academic gymnastics. The doctrine is useless and serves no purpose in both Constitutional and Administrative Law." From your reading of the Constitution of the Republic of Uganda 1995 as amended analyse the above complaint. (20 marks)

Question Five

Discuss the relevance of the principles of natural justice where there is no established procedure for conducting cases before the Administrative tribunals and quasi-judicial bodies. (20 marks)

Question Six

Write short notes on any **FOUR** of the following: - (Each 5 marks)

- a) Damages
- b) Certiorari
- c) Mandamus
- d) Declaration
- e) Prohibition
- f) Injunction

END