

# ZIMBABWE EZEKIEL GUTI UNIVERSITY

## FACULTY OF LAW

### CONSTITUTIONAL LAW - LLB 203

JULY 2019

DURATION: 3 HOURS

#### INSTRUCTIONS TO CANDIDATES

1. Answer **four** questions questions.
2. Question 1 is compulsory.

#### Materials allowed in exam

Constitution of Zimbabwe, 2013.

#### INFORMATION FOR CANDIDATES

1. Notes, handouts and textbooks are not allowed into the examination.
2. Cellphones are not allowed into the examination room.
3. Begin each answer to a full question on a fresh page.

**NB: DO NOT TURN OVER THE QUESTION PAPER OR COMMENCE WRITING UNTIL INSTRUCTED TO DO SO.**

**QUESTION 1: This question is compulsory**

The Zimbabwe Human Rights Commission has received a complaint from Zimbabwe People's Movement (ZPM), a political party that wishes to contest the upcoming national elections. The complaints are as follows:

- (i) ZPM is being denied media coverage by the state media of its political activities
- (ii) Supporters of ZPM are being denied government food aid, agricultural inputs and free livestock medicines by the ruling party government
- (iii) Most supporters of ZPM are from Manicaland and government has stopped developmental programmes such as road and dam construction and other infrastructural development in Manicaland.

The Zimbabwe Human Rights Commission seeks expert legal opinion that describes and analyses the constitutional obligations of the government in light of the above facts.

**Required:** Write the opinion

[25 marks]

**QUESTION 2**

Describe and analyse the meaning, scope and internal limitations of the right to equality and non-discrimination in the Constitution of Zimbabwe. Your answer must also highlight the importance of the right to the Zimbabwean society.

[25 marks]

**QUESTION 3**

Discuss the problems that emerge from enforcement of the right to access to health care services in the Zimbabwean Constitution.

[25 marks]

**QUESTION 4**

Discuss the constitutional importance of the Zimbabwe Electoral Commission as established by the Constitution. Your answer must also focus on the link between ZEC's functions and related constitutional rights.

[Total: 25 marks]

Handwritten calculations at the bottom of the page:

12  
13  
7  
2

$\frac{12}{13} \times \frac{15}{1}$

$\frac{12}{13} \times \frac{15}{1} = \frac{180}{13}$

$\frac{180}{13} = 13 \frac{6}{13}$

$13 \frac{6}{13} = 13.46$