



ZIMBABWE EZEKIEL GUTI UNIVERSITY

FACULTY OF LAW

EXAMINATION PAPER

COURSE CODE : LLB 310
COURSE TITLE : Human Rights & International Humanitarian Law
DURATION : 3 Hours
LEVEL : 3.2

18 FEB 2022

INSTRUCTIONS TO CANDIDATES:

1. Answer **all** questions.
2. Notes, handouts and textbooks are not allowed into the examination.
3. Begin each answer to a full question on a fresh page.
4. You are required, to write legibly.
5. You are directed to avoid using short hand and poor grammar.
6. During the course of your answers you must refer to any relevant case law, legal principles and legislation that may be applicable.
7. No cellphones are allowed into the examination room as well as all data storing devices. Failure to comply will lead to automatic disqualification.

1. Differences in culture, religion, social, and political contexts means human rights cannot be characterised as universal. Discuss this assertion, making reference to the key theoretical foundations. **[20 marks]**

2. The interdependence of human rights implies that all human rights are interwoven and therefore interrelated. Accordingly, the violation or development of one affects the other. With reference to the Declaration of Rights and with the aid of case law, discuss the validity of this assertion. **[20 marks]**

3. Explain the role played by each of the following institutions in the protection and promotion of human rights:
 - a. The Government [5]
 - b. The Zimbabwe Human Rights Commission [5]
 - c. The Zimbabwe Republic Police [5]
 - d. The Courts [5]

4. Discuss the role played by the United Nations Security Council in the Rwandan genocide situation and focusing on how its actions promoted the enforcement of humanitarian law. **[20 marks]**

5. The African human rights system has been criticised on a number of fronts, one of which is that this is a mere duplication of the UN treaty system and therefore unnecessary. Those who defend the African Human Rights System insist that it is necessary and substantial different from the UN treaty system as it addresses human rights issues peculiar to the African continent. Discuss the above statement and in your answer be careful to demonstrate the uniqueness of the Protocol on the Rights of Women in Africa (Maputo Protocol) **[20 marks]**

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