



ZIMBABWE EZEKIEL GUTI UNIVERSITY

FACULTY OF LAW

**EXAMINATION PAPER**

**COURSE CODE** : LLB 003  
**COURSE TITLE** : Environmental and Planning Law (2)  
**DURATION** : 3 Hours  
**LEVEL** : 5.1

07 JUL 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.

### Question 1

Write short illustrative notes on the following distinctive principles of environmental law:

- a. Polluter pays principle (5)
- b. Prevention principle (5)
- c. Precautionary principle (5)
- d. Sustainable development principle. (5)

[20 marks]

### Question 2

Comment on the concept of progressive realisation in relation to environmental rights enshrined in section 73 (1) of the Constitution of the Republic of Zimbabwe Amendment (No.20) 2013.

[20 marks]

### Question 3

- a. Explain the four categories of licencing. (10)
- b. List the types of persons stipulated in section 85 of the Constitution who may approach the court where their environmental rights have been threatened or infringed. (10)

[20 marks]

### Question 4

You are the legal officer of Xi Ling Private Limited, a Chinese company involved in the manufacturing of hand bags and other leather products. Your employer now wants to expand its business to include manufacturing of ceramic products, bricks and plumbing accessories. Advise your employer on the types of licences that it would require to carry out this new venture.

[20 marks]

### Question 5

- a. Briefly discuss the four main objectives of zoning. (10)
- b. Comment on the relevance of zoning laws in relation to different sectors. (10)

[20 marks]

**END OF PAPER**

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