



ZIMBABWE EZEKIEL GUTI UNIVERSITY
FACULTY OF LAW

EXAMINATION PAPER

COURSE CODE : LLB 503
COURSE TITLE : Clinical and Practical Skills 2
DURATION : 3 Hours

18 JAN 2023

INSTRUCTIONS TO CANDIDATES:

1. This question paper comprises of two printed pages.
2. This question paper comprise of four questions.
3. Answer **all** questions.
4. Start each question on a new page of your answer sheet

1. In this jurisdiction, parties can enter into a marriage union in community of property or out of community of property. What does marriage in community of property entail and how does it affect the parties' proprietary interests upon dissolution of the union by divorce? [20]

2. Mr Joseph Joe Guti is the Executive Chairman of ZAOGA FIF International, a religious entity with autonomous districts and provinces. One of the church's provinces, namely Bindura, intends to purchase a motor vehicle from Mr Cleopas Chints of Kadoma, stand 121, Waverly. The vehicle in issue is a Toyota Hilux, double cab, registration number AFX 9842. The parties have agreed that the premium for the merx be pegged at US\$45000-00.

Draft an agreement of sale for the above parties clearly addressing the following:

- a) Parties and capacities.
- b) Description of property.
- c) Dispute resolution.
- d) Jurisdiction.
- e) Place of execution.
- f) Attorneys.

[20]

3. It is now settled that where a court is determining a dissolution of marriage in which custody of minor children is involved, the best interests of the child is the guiding principle. With the aid of decided cases, statutes and the Constitution of Zimbabwe, 2013, explain the 'best interest of the child' principle. [20]

4. You are handling a rape matter involving a prominent member of a well-known politician. You have in your possession some sensitive documents and pictures. The matter has been set for hearing at court. A journalist approaches you and he wants you to grant him an interview whilst going through the file together.

Discuss any ethical issues that arise, if any.

[10]

TOTAL: 70 MARKS