



ZIMBABWE EZEKIEL GUTI UNIVERSITY

FACULTY OF LAW

EXAMINATION PAPER

COURSE CODE : LLB 123
COURSE TITLE : Interpretation of Statutes (2)
DURATION : 3 Hours
LEVEL : 1.2

02 DEC 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

With the aid of case law discuss peremptory and directory provisions.

[25 marks]

Question 2

Discuss the rules of statutory interpretation.

[25 marks]

Question 3

The Exchange Control Regulations make it an offence to deal in foreign currency on public place. A public place is defined as any street, road, passage, square, park, recreation ground or any space to which for the time being the public or any section thereof has or is permitted to have access, whether on payment or otherwise. John has been into the business of dealing in foreign currency for some time. The money is kept in a private room where the public has no access. Customers just call him and he drives into the central business district where he conducts his business in his car. The police have raided his private room and recovered large sums of foreign currency. He is charged with contravening the Exchange Control Regulations.

Advise John on whether he has a defence to the charge of contravening the Exchange Control Regulations.

[25 marks]

Question 4

One of the founding values of the Constitution is inherent dignity and worth of each human being. With the aid of the case of *The State v. Willard Chokuramba, CCZ 10/19* illustrate how human dignity has been used as a canon for statutory interpretation.

[25marks]

END OF PAPER