



ZIMBABWE EZEKIEL GUTI UNIVERSITY

FACULTY OF LAW

EXAMINATION PAPER

COURSE CODE : LLB 124
COURSE TITLE : Family Law
SPECIAL REQUIREMENTS : Relevant pieces of legislation
DURATION : 3 Hours
LEVEL : 1:2
DATE : 01 DEC 2022

INSTRUCTIONS TO CANDIDATES:

1. Answer Any 4 Questions. Each question carries 25 marks.
2. Students may bring into the exam un-annotated and clean texts of applicable legislation.
3. Copies with notes inside shall not be allowed and may be confiscated. No student is allowed to share his/her copy with another.
4. Number your answers accordingly

SECTION A

ANSWER QUESTION 1

QUESTION 1

Getrude and Nash married 14 years ago in terms of the Marriage Act (Chapter 5:11). Their marriage was blessed with two minor children, Milan (12) and Lovely (9). Since the birth of Lovely, Nash has struggled to show affection for Getrude. For the past two years he has been staying with Ruvimbo, his childhood friend. Getrude and Nash meet every weekend to share a meal for the sake of the children. They no longer consult each other when making decisions. Getrude now dates Larry, a neighbor who divorced his wife recently.

- a. Advise Getrude and Nash whether each one of them can sue for divorce and if so, which of the facts would each one of them rely on. (15 Marks)
- b. Advise the parties on issues to do with access, custody and maintenance of the minor children. (10 Marks)

SECTION B

ANSWER ANY THREE QUESTIONS FROM THIS SECTION

QUESTION 2

Discuss the various family forms and how the law ensures the continued existence of this institution. (25 Marks)

QUESTION 3

Discuss the various law reforms which threaten the continued existence of the delicts of adultery and seduction. (25 Marks)

QUESTION 4

Discuss the various common law principles used by the courts in Zimbabwe during sharing of property upon dissolution of an unregistered customary law union. Highlight any changes, if any, which were brought about by the new marriage law. (25 Marks)

QUESTION 5

In cases to do with custody, access, guardianship and access of children, the best interest of the minor children concerned is paramount. Discuss (25 Marks)

QUESTION 6

A man who engages in illicit sex does so at the risk of having a child fathered upon him. Using relevant sources of law discuss the validity of this statement in light of the developments in laws of paternity in Zimbabwe. (25 Marks)

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