



ZIMBABWE EZEKIEL GUTI UNIVERSITY

FACULTY OF HUMANITIES, HERITAGE AND SOCIETAL ADVANCEMENT

DEPARTMENT OF DEVELOPMENT, PROGRAMMING AND MANAGEMENT

EXAMINATION PAPER

Bachelor of Science (Hons) in Development Studies: Part 4 Semester 2

COURSE CODE : ADS 409
COURSE TITLE : International Law
DURATION : 3 Hours
DATE : 14 APR 2023

INSTRUCTIONS TO CANDIDATES:

1. Answer any **THREE** questions only.
2. Each question carries 25 Marks.
3. Start each question on a new page of your answer sheet.
4. Use relevant examples or case studies in answering your questions

1. Define international law. Elaborate in detail the purpose, nature and functions of international law.
2. Mr Johnson, a South African citizen living in Sandton City, Gauteng, approaches you for advice. He tells you that until the beginning of this year, he owned ten large farms in Zimbabwe (worth more than R15 million) and had the rights to them to mine a variety of minerals in the same country. However, he continues, at the beginning of the year, the Zimbabwean government implemented a policy in which it expropriated all farms owned by non-Zimbabweans and terminated all mining rights held by the same group of people. Mr Johnson received R500 in compensation for the expropriation of his farms and the termination of his mining rights. Mr Johnson, a South African citizen living in Sandton City, Gauteng, approaches you for advice. He tells you that until the beginning of this year he owned 10 large farms (valued at over R15 million) in Zimbabwe and held the rights to mine a range of minerals in the same country. At the beginning of the year, however, he tells you further, the Zimbabwean government adopted a policy in terms of which it expropriated all of the farms owned by non-Zimbabweans and terminated all of the mining rights held by the same group of people. Following the expropriation of his farms and the termination of his mining rights, Mr Johnson was paid a total of R500 in consideration. Disgusted with this amount, he then approached the Department of International Relations and Cooperation in South Africa to intervene on his behalf and force the Zimbabwe government either to exclude him from the policy, or to pay him full market value for the farms and mining rights. The Department of International Relations and Cooperation agreed to do so and wrote to Zimbabwe's President, urging him to pay Mr Johnson full market value for his farms and mining rights. Unfortunately, Zimbabwe's President rejected this request outright, and the Department has refused to comply. Mr Johnson now intends to sue the South African government for monetary damages, claiming that it failed to adequately protect his interests in Zimbabwe. He's curious about his chances of success. Inform him.
3. Discuss the following concepts in relation to the making of treaties in International Law:
 - i) The significance of treaties in International Law.
 - ii) The process of treaty making.
 - iii) Reservations.
 - iv) The invalidity of treaties
4. Discuss what is meant by the following two concepts:
 - (a) 'Crimes against humanity'; and (b) 'war crimes'.
5. How far has the United Nation succeeded in developing a comprehensive system of Human Rights protection? Can emphasis on social justice and Human rights lead to a stable International Order?

THE END

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