



ZIMBABWE EZEKIEL GUTI UNIVERSITY

FACULTY OF LAW, BUSINESS INTELLIGENCE AND ECONOMICS

DEPARTMENT OF LAW AND LEGAL SERVICES

EXAMINATION PAPER

COURSE CODE : LLB 003
COURSE TITLE : Environmental and Planning Law
DURATION : 3 Hours
LEVEL : 5.1
DATE : 01 APR 2023

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

“Climate change has ceased to be a mere environmental issue and has evolved into a human rights issue.” Comment on the validity of this assertion.

[25 marks]

Question 2

You are approached by Vachenjeri Residents Association to institute legal action against Gin Ji Private Limited for dumping waste products on undeveloped land in their community.

- a. Discuss the course of action that you are likely to take (10)
- b. Explore the possibility of suing Gin Ji Private Limited for violation of other human rights in the Declaration of rights. (15)

[25 marks]

Question 3

What is the relevance of the case of *Social and Economic Rights Action Centre (SERAC) and Another v Nigeria 2001 AHRLR 60 (ACHPR 2001)* (SERAC case) pertaining to the promotion and protection of environmental rights in the African region.

[25 marks]

Question 4

Identify and briefly discuss the following:

- a. The objectives of the United Nations Convention on Climate Change 1972; (10)
- b. The objectives of the United Nations convention on Biodiversity. (15)

[25 marks]

END OF PAPER

0/33 Pm .