



ZIMBABWE EZEKIEL GUTI UNIVERSITY

FACULTY OF LAW, BUSINESS INTELLIGENCE AND ECONOMICS

DEPARTMENT OF LAW AND LEGAL SERVICES

EXAMINATION PAPER

COURSE CODE : LLB 501
COURSE TITLE : Accounting for Legal Practitioners
DURATION : 3 Hours
LEVEL : 5.1
DATE : 01. AUG 2023

INSTRUCTIONS TO CANDIDATES:

1. This question paper comprises of three 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

Question 1

- a) Husband and wife established a law firm and are currently operating as equal partners.
- b) At some point this year one of their clients approached the law firm requesting money that was due to them.
- c) Two weeks later the client had not been paid prompting the client to approach the wife to enquire about the late payment alleging the husband had not made the payment.
- d) The wife became suspicious and approached the husband requesting access to the trust account and the husband assured her that everything was under control and she needs not concern herself with the trust account.
- e) The wife stopped pursuing the issue only to discover a few weeks down the line that the client had not been paid and had approached the Law Society of Zimbabwe in a bid to recover her money.
- f) The Law Society has since escalated the issue to the disciplinary tribunal.

Opinion sought

- a) Whether there is individual or collective liability.
- b) Wife's rights and liabilities.
- c) Legal implications of failing to supervise the trust account. [20 marks]

Question 2

- a) Making reference to the famous novel by renowned legal author John Grisham titled "The Litigators" list any twenty (20) cases of unprofessional, dishonourable or unworthy conduct which may have been committed by any of the lawyers. [10 marks]
- b) Making reference to decided cases under what circumstances may costs de bonis propriis be granted against a legal practitioner? [10 marks]

Question 3

In most law firms in Zimbabwe accounting and book keeping is done by professional secretaries or accountants. Discuss the justification for teaching law students Accounting for Legal Practitioners as a core course. [10 marks]

Question 4

Summarise the facts and the law in the following matters involving legal practitioners.

- a) In Re Chikweche 1995 (1) ZLR 235 (SC)
- b) Chinyenze v Law Society of Zimbabwe SC 8-22
- c) Law Society of Zimbabwe v Mugabe & Anor 1994 (2) ZLR
- d) Law Society of Zimbabwe v Moses Kamdefwere HH271-21
(20)

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