



ZIMBABWE EZEKIEL GUTI UNIVERSITY

FACULTY OF LAW, BUSINESS INTELLIGENCE AND ECONOMICS

DEPARTMENT OF LAW AND LEGAL SERVICES

EXAMINATION PAPER

MODULE CODE : LLB 324

MODULE TITLE : HUMAN RIGHTS & INTERNATIONAL
HUMANITARIAN LAW

SPECIAL REQUIREMENTS:

DURATION : 3 HOURS

LEVEL : 3.2 09 OCT, 2023

INSTRUCTIONS TO CANDIDATES:

1. Answer **any four** 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

1. Explain the role played by each of the following institutions in the protection and promotion of human rights:

- a. The Government [5]
- b. The Zimbabwe Human Rights Commission [5]
- c. The Zimbabwe Republic Police [5]
- d. The Courts [5]
- e. The Zimbabwe Gender Commission [5]

[25 marks]

2. Two covenants born out of one Universal Declaration of Human Rights are the International Covenant on Civil and Political Rights, 1966 (ICCPR) and the International Covenant on Economic, Social and Cultural Rights, 1966 (ICESCR). For many observers the key difference between the two covenants is (Article 2(1) of and Article 2(2) of the ICCPR. With reference to the right and freedoms enshrined therein, evaluate the necessity of these distinctions?

[25 marks]

3. Discuss the importance of the following instruments in the African Human Rights System:

- a. African Charter on the Rights and Welfare of the Child; [15]
- b. Protocol to the African Charter on Human and Peoples' Rights on the Rights of Persons with Disabilities in Africa (African Disability Rights Protocol) [10]

[25 marks]

4. Discuss the role played by the United Nations Security Council in the Rwandan genocide situation and focusing on how its actions promoted the enforcement of humanitarian law.

[25 marks]

5. a. Critically discuss the measures which are taken by warring parties to ensure the strengthening of the principle of distinction between military objects and civilian objects under contemporary international humanitarian law. (10)

b. Explain the international legal obligations incumbent upon parties to an armed conflict to comply with this fundamental principle of International Humanitarian Law. (15)

[25 marks]

o/sd (AM)