



## ZIMBABWE EZEKIEL GUTI UNIVERSITY

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### FACULTY OF LAW, BUSSINESS INTELLIGENCE AND ECONOMICS

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#### DEPARTMENT OF LAW AND LEGAL SERVICES

#### EXAMINATION PAPER

COURSE CODE : LLB 215  
COURSE TITLE : Gender and the law  
SPECIAL REQUIREMENTS : Relevant pieces of legislation  
DURATION : 3 Hours  
LEVEL : 2.1  
DATE : 10 APR 2024

#### INSTRUCTIONS TO CANDIDATES:

1. Answer **one** question from **Section A** and any **three** Questions from **Section B**. Each question carries **25 marks**.
2. Number your answers accordingly.
3. Any form of cheating will be penalised.
4. Begin a new answer on a fresh page.

#### SECTION A

1. Miss Kuchena is employed by Shangu Makers as an administrative assistant. Her supervisor, Mr Zidavakadzi constantly tells her that she is very attractive and he

regularly expects her to work late into the night. Without her knowledge, he organized a romantic dinner for the two of them in the boardroom. He thinks she would not resist it since no single woman can afford to reject such love and care. He tells her that if she 'keeps him happy' by having sex with him, he will give her preferential treatment at work and promote her to a senior position. Miss Kuchena is unhappy with Mr Zidavakadzi's proposal and she reported the matter to the Director, Mr Vharamuromo. With a broad smile and a wink, Mr Vharamuromo tells her to get along and do what she is being paid for, 'giving service to the company'. After months of repeated action with no relief, Miss Kuchena resigns from her job because the working environment was 'toxic'. She approaches you for appropriate action.

Advise her fully. (25 Marks)

### SECTION B

2. Critically discuss how effective the **Domestic Violence Act (Chapter 5:16)** has been improving the law's response to the victims of domestic violence. (25 Marks)
3. Critically discuss and distinguish the concept of formal and substantive equality. (25 Marks)
4. The Feminist legal theory is represented by a broad range of views on the significance of sexual difference in law and society. Critically discuss the range of views within feminist legal theory on the issue of sexual difference and its consequences providing illustrations from feminist perspectives on specific legal issues where appropriate. (25 Marks)
5. With the aid of statutory and other sources of law discuss the affirmative action and any **three** imperatives affirmative action must comply with for it to pass the constitutional test in the context of gender discrimination. (25 Marks)
6. With aid of case law and other sources of law, discuss the specific gains for women enshrined in the constitution of Zimbabwe (2013) and how the gains have impacted on the women's socio-economic and political life. (25 Marks)

END

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