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UNIVERSITY

FACULTY OF 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 421
COURSE TITLE : International Law
DURATION : 3 Hours
DATE : 09 APR 2024

INSTRUCTIONS TO CANDIDATES:

1. Answer any 3 Questions.
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. Two countries, Country A and Country B, are involved in a territorial dispute over a small island. Both countries claim sovereignty over the island and have deployed their military forces in the region. As a legal advisor, analyze the available legal mechanisms for resolving this dispute peacefully, and outline the steps that can be taken to encourage both countries to engage in negotiations rather than resorting to armed conflict.
2. The role of customary international law has evolved over time. Assess the challenges associated with identifying and determining customary international law in the modern era. Based on your analysis, provide policy recommendations on how states can enhance the clarity and predictability of customary international law formation.
3. The Israel-Gaza conflict has escalated, resulting in a high number of civilian casualties and widespread destruction. As a legal advisor, analyze the legal framework applicable to the conduct of hostilities in this conflict, including the principles of distinction, proportionality, and precautions in attack. Assess the compliance of the parties involved with these principles and provide recommendations on how to ensure greater adherence to international humanitarian law.
4. A developing country is negotiating a bilateral trade agreement with a more powerful country. The negotiations are influenced by political considerations, with the more powerful country seeking favorable terms that may not be in the best interest of the developing country. Analyze the clash between political considerations and the principles of fairness, equity, and sustainable development in international trade law. Discuss the role of international law in promoting fair and equitable trade agreements. Provide recommendations on how the developing country can navigate this clash and protect its economic and development interests during the negotiation process.
5. A state is accused of sponsoring terrorist activities on foreign soil. Analyze the legal mechanisms available to the affected state to hold the sponsoring state accountable under international law. Discuss the challenges involved in attributing responsibility and enforcing accountability in cases of state-sponsored terrorism.