



ZIMBABWE EZEKIEL GUTI UNIVERSITY
FACULTY OF LAW

EXAMINATION PAPER

COURSE CODE : LLB 017
COURSE TITLE : Mining and Energy Law
DURATION : 3 Hours
LEVEL : 5.1
DATE : 30 JUL 2024

INSTRUCTIONS TO CANDIDATES:

1. This question paper comprises of two printed pages.
2. This question paper comprise of six questions.
3. Answer four questions only.
4. Start each question on a new page of your answer sheet

Question 1

Mazvihwa is a small village located in the northern part of Zimbabwe. Mazvihwa falls under natural region two and as such agriculture is a thriving business. The rains and temperatures in Mazvihwa enable the farmers to produce and harvest profitably. Sometime in 2023 the villagers in Mazvihwa started to notice people from a huge mining company based in Harare coming into their village. At first the people would simply move around the village. In 2024 as the people of Mazvihwa were busy harvesting their crops when they were urgently called for a meeting by their traditional leader. The whole village rushed to the traditional leader's homestead. The people of Mazvihwa were shocked when they saw a dozen latest Ranger Rovers and Landcruiser vehicles at the traditional leader's homestead. When the people had settled the traditional leader introduced a dozen males with three-piece suits and ties and informed the villagers that these people had news for them. One of the males in suits then started addressing the villagers. He informed the villagers that the whole village was their mining claim having been registered in 1910. He further went on to state that they now wanted to work on their mine and as such the people of Mazvihwa should vacate from the village within ten days. The people of Mazvihwa have approached you as their child whom they raised and sent to law school and became a legal practitioner.

Prepare an opinion for your people. [20 marks]

Question 2

"The Mines and Minerals Act [Chapter 21:05] has lost its relevance and should be repealed as a matter of urgency." Discuss. [20 marks]

Question 3

Evaluate the compatibility of the prevailing mining legal regime with wildlife protection and conservation. [20 marks]

Question 4

Prepare a write up on acquisition and preservation of mining rights in Zimbabwe. [20 marks]

Question 5

The current energy law regime is incompatible with green energy. Discuss. [20 marks]

Question 6

Examine the effectiveness of the Environmental Management Agency capability to deal with energy matters. [20 marks]