



ZIMBABWE EZEKIEL GUTI UNIVERSITY

FACULTY OF LAW

LB102

INTRODUCTION TO LAW JUNE 2017

THREE HOURS

INSTRUCTIONS

This paper consists of section A and section B. Answer the one (1) question in Section A and any three (3) questions in section B. Each question carries 25Marks.

Section A:- Answer this Question

1. "We seek to amend section 180 of 2013 constitution in order to provide for the President to appoint the Chief Justice, Deputy Chief Justice and Judge President at his sole instance after consultations with the Judicial Service Commission."

Discuss the above statement made by the Ministry of Justice in the light of the current Constitution.

Section B:- Answer 3 Questions from this Section

2. The concept of "Law" cannot be defined using metaphysical theories such as positivism. "Law" can only be defined scientifically using Marxist Leninist principles" Discuss.
3. In what circumstances if any, may Zimbabwean Courts turn to the following as sources of law?
 - a) **English Law** (13) marks
 - b) **African Customary Law** (12) marks
4. "The Government of Zimbabwe has made a proposal to amend the constitution so that the Labour Court is subordinate to the High Court".

Assess the merits and demerits of this proposal/ as your review the hierarchy of Zimbabwean Courts".

5. "A study of both law making procedures in Parliament and the system of delegated legislation leads to the conclusion that the law is made by the Executive and not by the legislature".

Discuss