



**COLLEGE OF BUSINESS, PEACE, LEADERSHIP AND GOVERNANCE**

**NPGP 513: HUMAN RIGHTS, DEMOCRACY AND THE RULE OF LAW**

**END OF FIRST SEMESTER EXAMINATIONS**

**APRIL 2022**

**LECTURER: DR. E. RUTSATE**

**DURATION: 3 HOURS**

---

---

***INSTRUCTIONS***

YOU ARE REQUIRED TO ANSWER QUESTION NUMBER 1 IN SECTION A AND ANY OTHER TWO QUESTIONS FROM SECTION B. YOU ARE ANSWERING THREE QUESTIONS IN ALL.

---

Credit will be awarded for logical, systematic and neat presentations

## SECTION A

### QUESTION 1

The President of your country Abenia, located in Africa, who ascended to power through a military coup was giving a speech on the occasion of your country's Independence Anniversary on 1 April 2022 when he stated as follows;

*"These colonizers have always tried to fool us. What are human rights, democracy and the rule of law if not a way of keeping us in bondage? We do not need these elections every five years. Never again? Why should I as President not advise and work together with my brother Justice Haiko in the High Court and my sister Mrs Bika, the Speaker of Parliament in governing this country. In Africa we do things our own way."*

It is important to note that despite being a member of both the African Union and the UN, your country is not party to the African Charter on Democracy, Elections and Governance adopted as far back as 2007.

You are required to critically analyse and discuss the implications of the President's speech in the form of a paper to be presented at an international conference to be held in Geneva in June 2022 where you will be the main speaker. The conference's main theme is, *"Human Rights, Democracy and the Rule of Law: The Way Forward for African Governments?"* **[50 MARKS]**

## SECTION B

### QUESTION 2

Giving your own specific examples of situations happening around the globe to support your argument in the debate; assess and discuss the extent to which the UN has been effective in promoting human rights, democracy and the rule of law;

- (i) within itself as an international inter-state organization and/or
- (ii) outside as the global watchdog on those issues over the nations of the world?

**[25 marks]**

### QUESTION 3

Democracies have been said to fall into two (2) basic categories.

- (a) Citing examples from the African continent and/or any other from the other continents, discuss these categories of democracies.
- (b) Identify the distinct features of each of the two, explaining why you would opt for one category of democracy as opposed to the other.

**[25 marks]**

#### **QUESTION 4**

*Under the United Nations System, three of its principal organs namely the Security Council, the General Assembly and the International Court of Justice form a structure that mirrors what happens at national Government level with the Executive, Parliament/Legislature and the Judiciary. However, the similarity ends there. National and Global Constitutionalism share no deep similarity or identicalness.*

Giving sound reasons for the position you take, critically analyze and discuss the veracity or accurateness of the above statement. **[25 marks]**

**END OF EXAMINATION**