



SCHOOL OF LAW

NLLB102: AFRICAN LEGAL JUSTICE SYSTEMS

END OF FIRST SEMESTER EXAMINATIONS

NOVEMBER/DECEMBER 2024

LECTURER: MR. C. MAUNGA

DURATION: 3 HOURS

INSTRUCTIONS

1. Answer any two (2) questions from each section.
2. Each question carries twenty-five (25) marks
3. This paper is worth one hundred (100) marks.
4. Cheating is strictly prohibited.

SECTION A

ANSWER ANY TWO QUESTIONS FROM THIS SECTION

Question 1

“Colonialism bequeathed to the world’s states legal systems, civil law and common law stamped with race, gender and the class discriminations of the European occupying power.” in Strawson J (Ed) *‘Introduction: In the name of Law’* pp xix–xx).

Examine the above assertion commenting on at least three formerly colonized countries in Africa and how colonization has shaped the legal system of each of the three.

[25 marks]

Question 2

Discuss the sources of law in both the ‘purely’ civil law legal system and the common law legal system

[25 marks]

Question 3

What is the place of Alternative Dispute Resolution mechanisms in African Legal Justice Systems? How do these mechanisms relate to the conventional court system?

[25 marks]

SECTION B

ANY TWO QUESTIONS FROM THIS SECTION

Question 4

Discuss the hierarchy and jurisdiction of courts in South Africa and Kenya. **[25 marks]**

Question 5

Citing examples of at least three legal systems in Africa, what is the relevance and application of customary law?

[25 marks]

Question 6

Discuss the roles played by Prophet Mohammed and Emperor Justinian in the development of at least two major legal systems.

[25 marks]

_____ **THE END** _____