



“Investing in Africa’s future”

COLLEGE OF BUSINESS, PEACE, LEADERSHIP & GOVERNANCE

NPPD516: HUMAN RIGHTS, DEMOCRACY & THE RULE OF LAW

END OF FIRST SEMESTER EXAMINATIONS

NOVEMBER 2021

LECTURER: DR. E. LWANDA-RUTSATE

DURATION: 5 HOURS

Instructions to Candidates

1. Answer one question
2. All questions carry equal marks.
3. You are encouraged to provide appropriate references where necessary in your work.
4. Anti-plagiarism tools will be used to assess your answer for any form of exam misconduct.
5. Any cases of positive exam misconduct will be punished in terms University Regulations.
6. Upload your answers on the Moodle Platform

Question 1

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

- (a) Citing examples, discuss these categories of democracies. [50 marks]
- (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]
- (c) To justify your preference you are required to refer to a democracy on the African continent as compared to any other of your choice within Europe; the Americas; the South East Asia-Pacific region as well as the North Africa and Arab region. [25 marks]

Question 2

Gambazia is an African former colony, which has always held Presidential and national elections every five years. However, due to Covid-19, which has necessitated regular national lockdowns, restricted movement and social distancing since March 2020, the elections, which were supposed to be held in April 2020 were postponed indefinitely. A local Non-Governmental Organization named “Human Rights and Democracy Now,” has since started circulating a petition for signature from communities demanding for the urgent holding of elections in line with international best practices vis-à-vis democracy and the rule of law. You are a senior law and policy officer within the Ministry of Justice. The Minister of Justice has tasked you with writing either a policy brief or position paper or legal opinion piece on the prevailing situation vis-à-vis the human rights, democracy and rule of law situation in Gambazia. The Minister has asked you to be as candid as possible in writing your piece, which would guide her on the way forward.

You are required to draft either a policy brief; a position paper or legal opinion piece on the human rights, democracy and rule of law situation in Gambazia. In doing so, you are required to use as much of your imagination as you can bearing in mind the international best practices on the issues.

[100 marks]

Question 3

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. [100 marks]

END OF EXAMINATION