

UNIVERSITY OF SWAZILAND  
FACULTY OF SOCIAL SCIENCE  
DEPARTMENT OF LAW  
FINAL EXAMINATION PAPER, 2006

**TITLE OF PAPER:** INTERNATIONAL AND REGIONAL ORGANISATIONS  
**COURSE CODE:** L503  
**TIME ALLOWED:** THREE HOURS  
**INSTRUCTIONS:**

- 1 ANSWER ANY FIVE (5) QUESTIONS. MARKS ALLOCATED TO A QUESTION INDICATE THE TIME TO BE SPENT ON THE ANSWER
- 2 REFER THROUGHOUT TO LEGAL AUTHORITY TO SUBSTANTIATE YOUR STATEMENTS

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THE INVIGILATOR**

**QUESTION 1**

*Discuss critically* the legal status of the United Nations (UN) as an international organisation and its relationship with other agencies and organisations. [20]

**QUESTION 2**

In promoting and maintaining international peace and security, both the Security Council (SC) and the International Court of Justice (ICJ) have an important role to play.

In the light of the above statement, write an *essay* in which you compare the legal status and role of the SC with that of the ICJ. [20]

**QUESTION 3 (ANSWER EITHER A OR B)**

- A**
- (i) *Comment critically* on the work of the World Trade Organisation (WTO) and the effects of trade liberalisation in developing countries. (10)
  - (ii) *Explain* to a colleague the dispute resolution regime of the WTO and its strong and weak points. (10) [20]
- B**
- (i) *Discuss* the nature and purpose of the International Labour Organisation (ILO) and its tripartite system. (10)
  - (ii) Write a *legal opinion* on the jurisdiction of the Governing Body of the ILO to hear and resolve complaints regarding the non-observance of treaties. (10) [20]

**QUESTION 4**

**A** *Critically analyse and evaluate* the following statement:

“The Organisation of African Union (OAU) was an organisation that served the people of Africa; it recognised the sovereign equality and territorial integrity of all its members and promoted stability, peace and co-operation within the African region. However, it cannot be denied that during its time some of the worst forms of human rights atrocities and internal conflict took place - events that left the OAU virtually powerless and without any effective means to address and solve these problems.” (10)

**B** *Comment critically* on the nature and purpose of the new African Union (AU). In your comment pay particular attention to the statement that the AU is “structurally much stronger than its predecessor, the OAU.” (10) [20]

**QUESTION 5**

The AU committee on infrastructure and development appoints you to prepare a *legal opinion* on the structural differences between the AU system and the European Union (EU) system. In your opinion you must also indicate the possible advantages and disadvantages of following a system based on the EU system in Africa. [20]

**QUESTION 6 (ANSWER EITHER A OR B)**

- A** International organisations are legal persons whose activities are governed by law. In general terms the sources of their legal obligations establishing the parameters within which their activities may be lawfully carried out, may be divided into two broad categories: the “rules of the organisation” and “external law”.

In the light of the above statement, write an *essay* in which you examine the law governing the activities of international organisations. [20]

- B** Membership of international organisations are governed by law but may vary widely according to a number of factors such as, political, technical or the level of integration.

In the light of the above statement, write an *essay* in which you examine the legal requirements and consequences of membership. [20]

**END OF PAPER**