

UNIVERSITY OF SWAZILAND
FACULTY OF SOCIAL SCIENCE
DEPARTMENT OF LAW
SUPPLEMENTARY EXAMINATION

244

JULY 2011

TITLE OF PAPER: PUBLIC INTERNATIONAL LAW

COURSE CODE: L406

TIME ALLOWED: THREE (3) HOURS

- INSTRUCTIONS:**
- (a) ANSWER ANY FOUR QUESTIONS.
 - (b) EACH QUESTION CARRIES A TOTAL OF 25 MARKS.
 - (c) THE CONTENT OF YOUR ANSWERS, CLARITY OF EXPRESSION AND LEGIBILITY OF YOUR HANDWRITING ARE ALL EXTREMELY ESSENTIAL.

DO NOT OPEN THIS PAPER UNTIL SO PERMITTED BY THE INVIGILATOR.

Question One

The Suppression of Terrorism Act of 2008 has introduced provisions that fundamentally change the law of extradition in Swaziland. Do you agree? Critically discuss.

(25 Marks)

Question Two

Based on the recent KaShali forced evictions, draft a brief but concise communication to the African Commission on Human and Peoples' Rights. You are bringing this communication on behalf of the victims in the name of your organisation, the Centre for Human Rights.

(25 Marks)

Question Three

Differentiate between treaty law and customary law in international law.

(25 Marks)

Question Four

State recognition is a political rather than a legal determination. State and support your position in relation to the case of Somaliland.

(25 Marks)

Question Five

Write short notes on the following:

(a) Dualism. (5)

(b) Epiphenomenalists' conceptualisation of international law (5)

(c) Archipelagic waters. (5)

(d) *Pacta sunt servanda*. (5)

(e) *Jure imperi*. (5)

(N.B. Use sketches where you deem fit)