

UNIVERSITY OF SWAZILAND

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DEPARTMENT OF LAW

FINAL EXAMINATION PAPER, DECEMBER 2013 (MAIN)

TITLE OF PAPER : INTERNATIONAL AND REGIONAL ORGANISATIONS

COURSE CODE : L503

TIME ALLOWED : THREE (3) HOURS

INSTRUCTIONS : ANSWER FOUR (4) QUESTIONS

ALL QUESTIONS CARRY EQUAL MARKS

**THIS PAPER IS NOT TO BE OPENED UNTIL PERMISSION HAS BEEN GRANTED BY THE
INVIGILATOR.**

QUESTION ONE

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Making reference to Articles 31 and 32 of the Vienna Convention on the Interpretation of Treaties, critically discuss how, and why, treaties are interpreted.

(25 Marks)

QUESTION TWO

Functionalists view the integration of states as an unpreventable result of development which imposes more functions on the states and forces them into cooperation.

Discuss the foregoing statement in light of the Tripartite Free Trade Area (TFTA).

(25 Marks)

QUESTION THREE

Critically discuss the internal and external rule making by international organisations.

(25 Marks)

QUESTION FOUR

Write short notes on the following:

- a) Standard setting by international organisations; (6 Marks)
 - b) Legal personality of international organisations; (6 Marks)
 - c) The different levels of regional integration; (7 Marks)
 - d) The influence of hegemonic states within international organisations. (6 Marks)
- (25 Marks)

QUESTION FIVE

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Adjudicative activity within IOs is frequently a three ring circus in which all the non-judicial or political components of the institution are involved, namely, its executive organ, its plenary body and its Secretariat. Alvarez, J. E., *International Organizations as Law Makers*, Oxford University Press, New York, 2006.

Discuss fully.

(25 Marks)