

UNIVERSITY OF SWAZILAND

SUPPLEMENTARY EXAMINATION 2016

**TITLE OF PAPER HUMAN RIGHTS AND
CHILD PROTECTION**

COURSE NUMBER IDE-CPS104

TIME ALLOWED 3 HOURS

TOTAL MARKS 100

INSTRUCTIONS:

- 1. THIS PAPER CONSISTS OF 5 QUESTIONS. ANSWER ANY 4 QUESTIONS.**
- 2. DO NOT WRITE ANY ANSWER ON THE EXAMINATION PAPER.**
- 3. WRITE ALL YOUR ANSWERS IN THE BOOKLETS PROVIDED.**

QUESTION 1

Read the case study below and answer the set questions. Do not add to the facts in the case study.

In the community where your NGO is based there is an impoverished family which has given their fifteen year school-going daughter for marriage to a wealthy businessman. They believe that this is for their daughter's own good as she will be well provided for. She, in turn, will help by assisting her parents pay for her siblings, who are boys, to continue with their education. The parents have been promised, by the businessmen, ten herd of cattle as lobola. On the other hand, the fifteen year old feels she is not ready to be a wife and she wants to continue with her education as she aspires to be a doctor.

- (a) Identify the children's rights that are being infringed and the sources of such rights. [10 marks]
- (b) How would you protect the child? [5 marks]
- (c) If you were handling this case discuss how you can assist all parties involved. [10 marks]

[TOTAL MARKS 25]

QUESTION 2

Answer all the following questions:

- (a) In your own words discuss what the concept of best interest of a child means, supporting your discussion with illustrations from your experience with working with the youth. [10 marks]
- (b) As a member of an NGO that seeks to protect and promote the rights of children in your community discuss measures that you can propose to government that will enhance the welfare of the children in that particular community. [10 marks]
- (c) With reference to the children's rights instruments, state how you can assist a child who is being prevented from accessing medical treatment by his parents. [5 marks]

[TOTAL MARKS 25]

QUESTION 3

Read the case study below and answer the set questions. Do not add to the facts in the case study

A Christian school in the Hhohho region has expelled three children who have persistently refused to participate in the morning prayers as they believe this contrary to their religion. The school is of the view that these children are a bad influence to the other children and that the school cannot accommodate them.

- (a) Identify the rights that are being infringed, discussing how they have been infringed and the sources of such rights.

[15 marks]

- (b) Identify the parties involved in this case and state why you say so. Discuss how, as a concerned member of the community, you can assist the parties involved.

[10 marks]

QUESTION 4

- (a) 'A human rights-based approach argues that when governments make laws or provide services to children they must reach certain standards'. Discuss two of the principles that underlie a rights-based response.

[10 marks]

- (b) Identify two legal instruments that serve as a source of children's rights, briefly discussing each. (Your answer you may refer to both domestic and international instruments)

[10 marks]

- (c) In the context of promoting children's rights, explain what is your understanding of the concept of 'ubuntu'.

[5 marks]

[TOTAL MARKS 25]

QUESTION 5

You are a member of an NGO that seeks to protect and promote children's rights.

- (a) Discuss activities that you can propose for purposes of enhancing or mobilising the protection of children's rights.

[15 marks]

- (b) Identify the parties (people/institutions) that can ensure the effectiveness of your suggested proposals and support your answer by stating how these can be relevant.

[10 marks]

[TOTAL MARKS 25]