



**UNIVERSITY OF SWAZILAND**  
**INSTITUTE OF DISTANCE EDUCATION**  
**CERTIFICATE IN PSYCHOSOCIAL SUPPORT**  
**SUPPLEMENTARY EXAMINATION**

**JULY 2018**

<b>TITLE OF PAPER:</b>	<b>HUMAN RIGHTS AND CHILD PROTECTION</b>
<b>COURSE CODE:</b>	<b>IDE-CPS104</b>
<b>TIME ALLOWED:</b>	<b>3 HOURS</b>
<b>TOTAL MARKS:</b>	<b>100</b>

**INSTRUCTIONS:**

- 1. THIS PAPER CONSISTS OF 5 QUESTIONS.**
- 2. ANSWER ANY 4 QUESTIONS.**
- 3. WRITE ALL YOUR ANSWERS IN THE BOOKLETS PROVIDED.**

**DO NOT OPEN THIS QUESTION PAPER UNTIL THE INVIGILATOR TELLS  
YOU TO DO SO.**

QUESTION 1

- (a) (a) What is the significance of the Universal Declaration of Human Rights of 1948?  
(5 marks)
- (b) (b) Distinguish between a treaty and a declaration providing examples of such instruments?  
(5 marks)
- (c) (c) Is there a distinction between legal rights and moral rights? Using examples state clearly what each set of rights mean.  
(15 marks)

**(TOTAL MARKS 25)**

QUESTION 2

State and discuss five measures taken by the Government of Swaziland towards the realisation of the protection of children's rights? State how far they do so. Your answer should refer to, for instance, laws and policies pointing out how these seek to address the issue of children's rights.

**(TOTAL MARKS 25)**

QUESTION 3

- (a) There are three categories of human rights. Classify each of the enumerated human rights-

- (i) right to equality \_\_\_\_\_
- (ii) right to healthcare \_\_\_\_\_
- (iii) right to housing \_\_\_\_\_
- (iv) right to work \_\_\_\_\_
- (v) right to freedom of movement \_\_\_\_\_

(10 Marks)

- (b) The Convention of the Rights of the Child is based on four pillars, identify two of these and in your own words discuss what each (of the identified two) mean. Support your answer with necessary examples.

(10 marks)

- (c) Non-governmental organisations (NGOs) and Community based organisation (CBOs) play a significant role in the promotion and protection of human rights. State five ways in which these organisations do so. (5 marks)

**(TOTAL MARKS 25)**

**QUESTION 4**

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 5**

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

Hlengiwe is a 9 year-old HIV positive girl who lives in Ngudzeni. She is doing grade 4 at a local public school and has to stop going to school because there is no one to pay for her school fees and is constantly ill. Both her parents died from AIDS-related illnesses.

Her parents left her with no money as they had spent all of their money on medication. Hlengiwe's relatives approached the local education authority asking it to waive her school fees but were told this was not possible. They have also tried to get assistance from the local clinic but were informed that the clinic was not an accredited health care facility to assist parents with access to antiretroviral drugs (ARVs). They turned to a local HIV/AIDS organisation for help but were told that while Hlengiwe's situation is unfortunate, their mandate was limited to assuring care and support for people living with HIV. Furthermore, the HIV/AIDS organisation could only help Hlengiwe with regards to care and support but not access to treatment. They then turned to a local NGO, Edu-Action for assistance, and this NGO had a long list of children needing its support.

Hlengiwe's family met and decided that they had done all they could do and that Hlengiwe should be sent to Manzini where she can easily find employment as a domestic

helper. They also realised that Hlengiwe had a better chance of accessing treatment in the city. A few months later, Hlengiwe is subsequently employed as a domestic helper in the city.

Answer the following questions with reference to the legal instruments relating to the protection of children's rights such as the CRC, the Constitution of Swaziland, the Children's Protection and Welfare Act, 2012 and other related laws:

- (a) Identify five (5) the human rights abuses that have occurred in Hlengiwe's life since her parents' death.  
(5 marks)
- (b) Identify the rights and the sources of the rights which are infringed by the human rights abuses in this case study.  
(10 marks)
- (c) Explain how these rights have been infringed and discuss who is responsible for protecting and enforcing these rights.  
(10 marks)

**(TOTAL MARKS 25)**