



**FACULTY OF BUSINESS MANAGEMENT**  
**END OF SEMESTER EXAMINATIONS - APRIL 2025**

**PROGRAMME: MBA**

**YEAR/SEM: YEAR 2/SEMESTER 1**

**COURSE CODE: MBA 862**

**NAME: ADVANCED ADMINISTRATIVE LAW AND ACCOUNTABILITY**

**DATE: 2025-04-16**

**TIME: 2:00-5:00PM**

**INSTRUCTIONS TO CANDIDATES:**

1. Read the instructions very carefully
2. The time allowed for this examination is STRICTLY three hours
3. Read each question carefully before you attempt and allocate your time equally between all the Sections
4. Write clearly and legibly. Illegible handwriting cannot be marked
5. Number the questions you have attempted
6. Use of appropriate workplace examples to illustrate your answers will earn you bonus marks
7. Any examination malpractice detected will lead to automatic disqualification.

**DO NOT WRITE ANYTHING ON THE QUESTION PAPER**

## **Section A THIS QUESTION IS COMPULSORY AND CARRIES 40 MARKS**

### **Question 1:**

In 2019, the Ugandan Parliament passed the National Environment Act, which granted the Minister of Water and Environment the authority to issue environmental permits for industrial projects. Subsequently, in 2020, the Minister delegated this power to the National Environment Management Authority (NEMA), a semi-autonomous agency under the Ministry. NEMA, in turn, authorized regional offices to process and approve environmental permits. However, in 2021, a controversy arose when a regional office approved an environmental permit for a mining company without conducting a comprehensive environmental impact assessment, leading to significant ecological damage. This incident sparked public outrage and raised questions about the legality and effectiveness of the delegation process.â??

#### **Question:**

- (a) Discuss the legal framework governing the delegation of powers within Uganda's administrative system, focusing on the constitutional and statutory provisions that permit such delegation. **(20 marks)**â??
- (b) Analyze the potential challenges and risks associated with the delegation of powers, using the scenario provided as a case study. Propose measures that could be implemented to reduce these challenges and ensure accountability in the delegation process. **(20 marks)**

## **Section B ANSWER ANY 3 QUESTIONS IN THIS SECTION. EACH QUESTION CARRIES 20 MARKS**

### **Question 1:**

- a) Discuss the system of decentralisation of the central government. Then compare and contrast between a centralised and a decentralised government. **(10 marks)**
- b) Discuss the powers that can be decentralised, explain how these powers can be controls and the controlling offices/officers **(10 marks)**

### **Question 2:**

- (a) Analyze the structure, role, powers and privileges, procedure, memberships and other aspects related to tribunals. **(10 marks)**
- (b) Examine the functions and significance of Public corporations in promoting good governance, accountability, and public service oversight. **(10 marks)**

### **Question 3:**

"Delegation of legislation is a crucial mechanism in modern governance, allowing legislative bodies to transfer law-making authority to subordinate entities for efficiency and flexibility. However, this process requires proper controls to prevent misuse and ensure accountability. Discuss the concept of delegation of legislation, highlighting its importance, advantages, and potential risks. Additionally, analyze the various legal and institutional controls in place to regulate delegated legislation, providing relevant examples to support your discussion." **(20 marks)**

### **Question 4:**

"Examine the administrative duties of the President within the framework of executive leadership and governance. How do these responsibilities impact policy implementation, bureaucratic oversight, and national administration? Discuss with reference to real-world examples. **(20 marks)**

**Question 5:**

"Critically analyze the fundamental principles of constitutional law that relate to administrative law. In your discussion, evaluate the extent to which constitutional doctrines shape the functioning and legitimacy of administrative decision-making. Support your argument with relevant case law and academic commentary." **(20 marks)**

**Question 6:**

Examine the concept and role of Public Officers within the framework of public administration. Additionally, discuss the principle of ratification of delegation, highlighting its legal significance and practical implications in administrative law. **(20 marks)**