

FACULTY OF LAW
END OF SEMESTER EXAMINATIONS - APRIL 2025

PROGRAMME: LLB

YEAR/SEM: YEAR 2/SEMESTER 2

COURSE CODE: LLB 2206

NAME: ADMINISTRATIVE LAW II

DATE: 2025-04-24

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

Question 1:

SECTION A (COMPULSORY)

QUESTION ONE (25 MARKS)

In a heated class discussion, Nakku, Second year law student at Excel University Uganda, inform her classmates that the 1995 Constitution of Uganda envisions bringing legal proceedings against the Government. She further informs her classmates that these proceedings are governed by various acts of parliament including the Government Proceedings Act, the Civil Procedure and Limitation (miscellaneous provisions) Act, among others. Furthermore, Nakku admits that she has never heard of any circumstances where the government is exempted and immune, hence not liable for the acts or omissions of its agents.

- a) As an ardent administrative law scholar of Administrative law, what advice would you give to Nakku
- b) Discuss the legal principles governing the grant of injunctions against the government of Uganda.

Section B Choose One Question from the Questions in this section

Question 1:

Write short notes on the following Cases:

- a)
 - a) Ridge v Baldwin [1964] AC 40
 - b) Associated Provincial Picture Houses Ltd. v Wednesbury Corporation [1948] 1 KB 223
 - c) Professor Isaac Newton Ojok v Uganda, Criminal Appeal No. 33 of. 1991
 - d) Allingham v Minister of Agriculture & Fisheries [1948] 1 ALLER 78
 - e) Ojangole Patricia & 4 Others vs. Attorney General Misc Cause No.303 of 2013

Question 2:

Write short notes on the following:

- a) a) *Nemo Judex In Causa Sua*
- b) b) Non-Judicial Review Remedies in Uganda
- c) c) The Doctrine of Ultra-vires
- d) d) Procedural Impropriety in Administrative Law
- e) e) Audi-Alteram Partem

Section C Choose any Two(2) Questions from the Four Questions in this Section.

Question 1:

With reference to the relevant legislation and case law and or illustrations where applicable, discuss the meaning, nature and guiding principles that Courts in Uganda consider before the grant of the prerogative orders of mandamus, certiorari and prohibition. 25 Marks.

Question 2:

With reference to decided cases and statutory provisions, examine the doctrine of ultra vires and its applicability in Uganda. 25 Marks.

Question 3:

With reference to relevant authorities, discuss the tenets of the right to a fair hearing as enshrined under Article 42 and Article 28 of the 1995 Constitution of the Republic of Uganda, as amended. 25 Marks

Question 4:

“A person who makes a decision should be unbiased. He or She cannot be one of the parties to the case or, have an interest in the outcome of the case.”• Discuss the veracity of the above statement. 25 Marks