

UNIVERSITY OF SWAZILAND

DEPARTMENT OF LAW

FINAL EXAMINATION PAPER, JULY 2018 (SUPPLEMENTARY)

TITLE OF PAPER :LAW OF INTERNATIONAL AND REGIONAL ORGANISATIONS

COURSE CODE :L503

TIME ALLOWED :THREE (3) HOURS

INSTRUCTIONS :ANSWER ANY FOUR QUESTIONS

ALL QUESTIONS CARRY EQUAL MARKS

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Question one

Critically discuss the International Monetary Fund (IMF), the World bank and their relationship to developing countries.

(25 Marks)

Question two

Brazil, Russia, India and China resolved to form an international organisation, one more in tune with their needs, and that of other developing countries. They were later joined by the Republic of South Africa to form what is now commonly known as BRICS. This move is not only a manifestation of 'new regionalism', it is also seen as an alternative to traditional institutions such as the IMF.

Critically evaluate the above statement, paying particular attention to the aims and objectives of the BRICS and some of their initiatives thus far.

(25 Marks)

Question three

The world is characterised by what is called the 'spaghetti bowl' of regional organisations. There is hope in some quarters that the Tripartite Free Trade Area (TFTA) will not only ameliorate the spaghetti bowl effect, but it will also form a significant step towards the African Economic Community.

Critically discuss.

(25 Marks)

Question four

The Southern African Customs Union (SACU) is the oldest customs union in the World. It has, however, had its challenges. In your opinion, does it remain beneficial for its member countries and why?

(25 Marks)

Question five

- (a) Regional trade agreements are by their very nature discriminatory and contrary to Article I of the General Agreement on Tariffs and Trade(GATT) of the World Trade Organisation (WTO).

Critically Discuss.

(10 Marks)

- (b) While some argue that international organisations have greatly improved treaty making there are some scholars who dismiss this view as untrue. Discuss the factors that this dissenters view to point to the fact that IOs have in fact not improved treaty making.

(15 Marks)