

**NATIONAL UNIVERSITY OF LESOTHO**  
**FACULTY OF LAW**  
**LL.B FINAL EXAMINATIONS**  
**L586- INTERNATIONAL ORGANISATIONS**

**MAY 2018**

**MARKS: 100**

**TIME: 3 HOURS**

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**INSTRUCTIONS**

1. This paper contains six questions.
2. You are required to answer any **FOUR (4)** questions.
3. All questions carry equal marks.

## QUESTION 1

International Organisations can be actors in their own right; can be tools in the hands of other actors or places where members come to hold meetings with other members commonly known as “actor, resource or forum” views.

I. Hurd *‘International Organisations: Politics, Law, Practice’* Cambridge University Press, 2018, 3<sup>rd</sup> ed., page 31

Discuss the above statement with reference to the theories relevant to the conceptual formation of international organisations.

**[25 MARKS]**

## QUESTION 2

In all international organisations there are rules regarding how normative acts will be adopted. Explain the different procedural rules below:

- |                     |                |
|---------------------|----------------|
| (a) Unanimity       | <b>5 Marks</b> |
| (b) Majority rule   | <b>5 Marks</b> |
| (c) Weighted Voting | <b>5 Marks</b> |
| (d) Consensus       | <b>5 Marks</b> |
| (e) Veto Power      | <b>5 Marks</b> |

**[25 MARKS]**

## QUESTION 3

- a) Provide a summary of the discussions by Mirka Möldner on the objective personality of international organisations’ as articulated in the Draft Articles on the Responsibility of International Organisations. **10 Marks**

b) Briefly discuss how the IMF is financed.

**15 Marks**

**[25 MARKS]**

#### **QUESTION 4**

a) Differentiate between the primary and secondary rules of international law in respect of international organisations.

**5 Marks**

b) Critically discuss the four main problems that have been identified with regard to the Draft Articles on the Responsibility of International Organisations 2011.

**20 Marks**

**[25 MARKS]**

#### **QUESTION 5**

With reference to Amnesty International, critically discuss its successes, weaknesses and challenges. Make recommendations on improving the efficacy of the organisation. Refer to practical examples to back up your arguments.

**[25 MARKS]**

#### **QUESTION 6**

Glenco is an international organisation that is headquartered in the state of Sokovo. It is engaged in various human rights projects in the country. Mr. Ben is the head of the organisation. Charles is a citizen of Sokovo. He is wanted by the police in Sokovo in connection with espionage and sabotage. Security officials believe that he is being harboured in Glenco's headquarters. They bug the phones in the building hoping to hear information confirming their suspicions. They secretly search diplomatic bags and couriers bringing packages



to the organisation. On the 3 March 2018, the police and the military decide to storm the headquarters in search of Charles. They break through the gates and search the building. Charles is found hiding in the basement. He is apprehended along with Mr. Ben and police also seize some documents which they believe will evidence that the organisation was arranging to sneak Charles out of the country. A law suit is contemplated against the organisation with regard to the legality of its actions.

Discuss issues of privileges and immunities which arise from the above scenario.

**[25 MARKS]**