



THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

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MAIN EXAMINATION

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SEPTEMBER – DECEMBER 2020 TRIMESTER

FACULTY OF ARTS AND SOCIAL SCIENCES

DEPARTMENT OF SOCIAL SCIENCES AND DEVELOPMENT STUDIES

REGULAR PROGRAMME

BIR 302: INTERNATIONAL HUMAN RIGHTS AND HUMANITARIAN LAW

Date: DECEMBER 2020

Duration: 2 Hours

INSTRUCTIONS: Answer part ONE and any other TWO Questions

1.
 - a. It is said that “international human rights and humanitarian law have several definitions.” Provide at least two of these definitions (5 marks).
 - b. Name and explain the different sources of international human rights and humanitarian law (5 marks).
 - c. Discuss the role of the Universal Declaration of Human Rights in the development of the international human rights and humanitarian law (10 marks)
 - d. Discuss the meaning of perception of rights in the international human rights and humanitarian law (10 marks)
2.
 - a. Discuss the origin and the meaning of the just war principles and their relevance to the international human rights and humanitarian law (10 marks)
 - b. Explain the meaning and the relevance of *jus ad bellum*, *jus in bello* and *jus post bellum* in the protection of human rights (10 marks).
- 3.

- a. Name and discuss the international human rights and humanitarian law instruments that are politically binding and those that are legally binding (10 marks).
 - b. Name and discuss the different enforcement mechanisms of international human rights and humanitarian law (10 marks).
- 4.
- a. State and explain all the principles of jus ad bellum (10 marks)
 - b. Name and discuss all the principles of jus in bello and their relevance to the modern warfare (5 marks)
 - c. Explain the principles of jus post bellum and why they are considered necessary (5 marks)
5. “Human rights treaties can be described as of general application, for specific phenomena and for specific groups.” In reference to this statement name and explain: -
- a. Treaties that are meant for universal application (5 marks).
 - b. For specific phenomena (5 marks)
 - c. For specific group (10 marks).

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