



**UNIVERSITY OF NAIROBI**

**SUPPLEMENTARY/ SPECIAL EXAMINATION [2014/2015]**

**FOURTH YEAR EXAMINATIONS FOR THE DEGREE OF BACHELOR OF LAWS**

**GPR 418: EAST AFRICAN COMMUNITY LAW**

**DATE: 24<sup>TH</sup> AUGUST 2015**

**TIME: 6.00 P.M. – 8.00 P.M.**

**INSTRUCTIONS:**

- Answer any three questions.
- All questions carry equal marks

1. 'Institutional balance is not a static notion.' [Anon]

With reference to the EAC institutions, do you agree with the above statement? If so, demonstrate the extent of the evolution of the relevant institutions as well as the impact of the said evolution on the institutions' interrelationship.

2. *"In the theory of economic integration, a Customs Union is supposed to be the third stage of integration after a Preferential Trade Area and a Free Trade Area. However, the Treaty for the Establishment of the East African Community provides that a Customs Union shall be the first stage in the process of economic integration. Therefore, real economic integration in the region will commence with the coming into being of the Customs Union."*

Discuss the applicability of the caption above to the establishment of the EAC Customs Union.

3. *"... achieving a successful monetary union would require convergence of the union's economies ... Adjusting to a single monetary and exchange rate policy is an inescapable feature of monetary union ... but this will take time and may be painful for some,"* [Statement by Kenneth Kitariko, chief executive officer at African Alliance Uganda referring to the fact that some countries may struggle to meet agreed benchmarks]

Discuss the issues raised in the statement above and their relevance to the EAC.

4. While all the five partner states desire some form of political federation, they differ on modalities to be followed towards realization of political federation.

Discuss the various points of convergence and discordance in the advancement of the initiative of political federation.

5. In 2011, a team of experts released a report titled; "Addressing the Fears, Concerns and challenges of the East African Federation" among the five countries and found that there were some challenges.

Comment on these fears, concerns and challenges as well as the extent towards which they may be addressed.