



Strathmore
UNIVERSITY

SCHOOL OF HUMANITIES & SOCIAL SCIENCES

BACHELOR OF ARTS IN INTERNATIONAL STUDIES

END OF SEMESTER EXAMINATION

BIS 1207: INTRODUCTION TO INTERNATIONAL LAW

Date: 7th December 2017

Time: 2 ½ Hours

Instructions

1. This examination consists of **SIX** questions.
2. Answer **Question ONE (COMPULSORY)** and **any other THREE** questions

Question 1

On a certain day in April 2017, a French ship collides at sea with a Turkish ship carrying coal. As a result of the collision, the Turkish ship sinks and eight Turkish officers die. The French captain decides to dock his ship at the port of Istanbul, Turkey for repairs. Upon docking the ship, the French captain is arrested by Turkish authorities for causing the death of Turkish nationals at sea and is held in police custody pending a criminal case against him. The French ambassador to Turkey is alarmed and calls the Turkish Foreign Minister to complain and to argue that Turkey cannot try a French national and argues that Turkey should release the French captain to French authorities for him to be tried in France.

Using your knowledge of international law, discuss the different bases of state jurisdiction and indicate which country would have the jurisdiction to try the French captain.

(15 marks)

Question 2

Indicating the relevant legal provision, list all sources of international law and give a detailed explanation of each source of law.

(15 marks)

Question 3

Define and explain the theories of monism and dualism in international law.

(15 marks)

Question 4

Name at least 5 subjects of international law and explain how they obtain their international personality.

(15 marks)

Question 5

Discuss state immunity and diplomatic immunity and explain the difference between these two types of immunity.

(15 marks)

Question 6

Write short notes on **any FIVE** of the following

- i)** Diplomatic bag **(3 marks)**
- ii)** Natural law theory **(3 marks)**
- iii)** State responsibility **(3 marks)**
- iv)** Article 2(4) of the UN Charter **(3 marks)**
- v)** The United Nations **(3 marks)**
- vi)** Inviolability of diplomatic premises **(3 marks)**
- vii)** The principle of sovereignty in international law **(3 marks)**
- viii)** Functional immunity of international organizations **(3 marks)**

Question 7

Discuss the prohibition at international law on the use of force and its application to contemporary conflicts

(15 marks)