



**STRATHMORE LAW SCHOOL
MASTER OF LAWS
SUPPLEMENTARY EXAMINATION
LLM 8212: INTERNATIONAL MECHANISMS FOR COOPERATION**

DATE: Thursday, 14th May 2026

DURATION: 3 Hours

Exam Instructions

- The total mark for the exam is **60 Marks**.
- Question one is compulsory of **20 Marks**
- Choose to answer two more questions from the four optional ones, each has 20 Marks.
- In answering the questions provide specific examples and citations and not just generic answers to each of the questions

Question 1

The ex-Libyan prison director, Osama Elmasry Njeem was indicted at the ICC for alleged crimes against humanity and war crimes linked to alleged abuses at Mitiga Prison in Tripoli. Pursuant to an arrest warrant issued by the ICC Pretrial chamber, Osama was arrested in Italy in January 2025 with support of the INTERPOL. He was subsequently released by the Italian authorities and returned to Libya without coordination of the ICC, who have since sought clarification circumstances that led to his release. In April 2026 Prof. Githu Muigai – Kenya’s former Attorney General – was appointed the lead defence counsel in the ICC case against. Prof Githu has retained you as a junior counsel to support the defense team. In preparations for the defense team’s case, you have been tasked to prepare a legal brief on the following aspects.

- a. What are the legal obligations and procedures for international cooperation in execution of arrest warrants issued by the ICC to State Parties - **10 Marks**
- b. What are possible legal grounds and strategies can the defense mount to challenge the indictment of Osama at the ICC? – **10 Marks**

Answer two questions from the four options below

Question 2

Despite the indictment of Fomer President Al-Bashir of Sudan by the ICC over alleged crimes against humanity and war crimes and the issuance of arrest warrants since 2009, he remains at large, allegedly in Sudan.

- a. Although Sudan is not a state Party to the ICC – what are the legal obligations to cooperate to surrender the ousted former President to face charges at the ICC? – **10 Marks**
- b. What regional and continental efforts by the African Union can be undertaken promote international cooperation to international accountability for international crimes? – **10 Marks**

Question 3

The US President and officials have heightened threats to judges and officials of the ICC in what they claim and perceive as biased investigations against Israeli officials and US personnel.

Suggest possible reforms and issues for consideration during the next conference of state parties to the ICC to address emerging global geopolitical challenges related to compliance and strengthen cooperation with the ICC? – **20 Marks**

Question 4

Money laundering, corruption, financial crimes and illicit financial flows negatively impact upon sustainable economic development of most countries, especially in the Global South.

Propose with justification and analysis key frameworks and mechanisms to strengthen mutual legal assistance and cooperation between law enforcement agencies to redress these challenges? – **20 Marks**

Question 5

Several Kenyans are alleged to have committed COVID pandemic related fraud in the USA which led to significant loss of taxpayer's money especially in Minnesota. US Authorities have launched several criminal proceedings against alleged perpetrators of fraud. In some instances, some of the perpetrators are alleged to have jumped bail and in the run in Kenya and other jurisdictions.

- What are the possible legal and practical measures available to ensure alleged perpetrators are brought to justice in the framework of mutual legal assistance and cooperation by Kenya and US? – **10 Marks**
- What are the legal loopholes that could frustrate these efforts – **5 Marks**
- What would you suggest addressing these legal loopholes? **5 Marks**