

CENTRAL UNIVERSITY



END OF SECOND SEMESTER EXAMINATIONS: 2016/2017

FACULTY OF LAW
BACHELOR OF LAWS (LL.B.)

LAW 102: Ghana Legal Methods II

TIME ALLOWED: 2 HOURS 30 MINUTES

LEVEL 100 & 200

INSTRUCTIONS

1. There are a total of five (5) questions. Candidates are to answer three (3) questions only.
2. **Question One (1)** is compulsory and must be answered by all.
3. Answer sheets will be provided. Each answer must begin on a fresh page.
4. Any extra answer sheet should be properly tied to the original answer sheet.
5. Marks will be awarded for good presentation, clarity in legal arguments and proper use of legal authorities.
6. Please write legibly

DO NOT TURN OVER THIS PAGE UNTIL YOU HAVE BEEN TOLD TO DO SO BY THE INVIGILATOR.

EXAMINER: JUSTICE ALEXANDER OSEI TUTU

QUESTION 1

Addo, a former Minister of State, sues Joe Tackie, the editor of Hope Newspaper, at an Accra High Court in a defamation suit and obtained judgement after a five-year legal battle. The trial court awarded substantial damages against the editor. In the judgment, Joe Tackie was further ordered to retract the defamatory statement in two publications of the newspaper. The trial judge also granted the plaintiff's relief compelling the defendant to apologize to him on his Facebook page for seven successive days.

The following day after the court's judgment, Joe Tackie stated on a famous radio station in Accra that he would not comply with the court's order to pay the judgment debt and the retraction of his statement giving rise to the suit. As if possessed, he added that he was prepared to go to jail rather than to abide by any of the orders of the court.

- a. **As the lawyer for Mr. Addo, what will be your immediate legal action against Joe Tackie?**
- b. **Besides, the said action, what other steps can you take to ensure that your client enjoys the fruit of his labour for the five-year litigation?**

(40 marks)

QUESTION 2

You have been engaged by Lawyer Kutagin in his law firm, Poku & Paa Associates. Your senior, lawyer Kutagin, is currently conducting a constitutional case before the Supreme Court and has asked you to research on the law pertaining to the construction of some provisions in the Constitution

Discuss how you would carry out your research.

(30 marks)

QUESTION 3

"Committal when used in a civil trial connotes a different idea from its normal usage in criminal proceedings."

Do you agree?

(30 marks)