

ISSN 0221-8553

[1993] J.A.L.

Autumn 1993

Vol. 37, No. 2

**JOURNAL OF**

# **AFRICAN LAW**

**Edited by**

**S. F. R. COLDHAM, J. HATCHARD  
and P. E. SLINN**

**Special Feature:**

**LAW AND THE ENVIRONMENT  
IN AFRICA**

**School of Oriental and African Studies  
University of London**

## **EDITORIAL BOARD**

S. F. R. COLDHAM, Senior Lecturer in Law, School of Oriental and African Studies, University of London

J. HATCHARD, Senior Lecturer in Law, University of Buckingham

P. E. SLINN, Senior Lecturer in Law, School of Oriental and African Studies, University of London

### *Consulting Editor*

A. N. ALLOTT, J.P., Emeritus Professor of African Law in the University of London, School of Oriental and African Studies

Published by the School of Oriental and African Studies,  
University of London, Thornhaugh Street, Russell Square, London WC1H 0XG.

Printed in England by The Eastern Press Ltd., Reading.

**JOURNAL OF**

**AFRICAN LAW**

---

**VOLUME 37**  
**1993**

**School of Oriental and African Studies**  
**University of London**

## **EDITORIAL BOARD**

S. F. R. COLDHAM, Senior Lecturer in Law, School of Oriental and African Studies,  
University of London

J. HATCHARD, Senior Lecturer in Law, University of Buckingham

P. E. SLINN, Senior Lecturer in Law, School of Oriental and African Studies,  
University of London

*Consulting Editor*

A. N. ALLOTT, J.P., Emeritus Professor of African Law in the University of London,  
School of Oriental and African Studies

Published by Oxford University Press for the School of Oriental and African Studies,  
University of London, Thornhaugh Street, Russell Square, London WC1H 0XG.  
Typeset, printed and bound by Latimer Trend & Company Ltd.

## INDEX

ARTICLES		PAGE
Adekunle, Adedeji	Competence and Child Witnesses under Nigerian Law	60
Atsegbua, Lawrence	Acquisition of Oil Rights under Contractual Joint Ventures in Nigeria	10
Carver, Richard	Zimbabwe: Drawing a Line Through the Past	69
Coldham, Simon	The Land Acquisition Act, 1992 of Zimbabwe	82
Ekwere, Francis N.	Some Aspects of the Nigerian Company and Allied Matters Decree, 1990 as They Affect Investors	52
England, Philippa	Forest Protection and the Rights of Cocoa Farmers in Western Ghana	164
Glazewski, Jan	Environmental Provisions in a New South African Bill of Rights	177
Hatchard, John	Delay and the Death Sentence: The Zimbabwean Approach	185
Kollapen, N.	Accountability: The Debate in South Africa	1
Kufuor, K. Oteng	Private Sector Housing in Ghana: Some of the Legal Aspects of State Control since 1982	46
Mwaikusa, J. T.	Community Rights and Land Use Policies in Tanzania: The Case of Pastoral Communities	144
Richard, Benjamin J.	Environmental Management in Uganda: The Importance of Property Law and Local Government in Wetlands Conservation	109
Rwezaura, B.	Constraining Factors to the Adoption of Kiswahili as a Language of the Law in Tanzania	30
Sholanke, Oladipo O.	Reflections on Some Judicial Decisions on the Construction of the Nigerian Land Use Act	89
<b>CASE NOTES</b>		
Hatchard, John	Abolishing the Cautionary Rule in Sexual Cases in Namibia	97
Ng'ong'ola, Clement	Ownership of Tribal Land in Botswana	193
Woodman, Gordon R.	Essentials of an Akan Customary Marriage	199
<b>STATUTE NOTES</b>		
Hatchard, John	Funding Political Parties: The Political Parties (Finance) Act, 1992 (Zimbabwe)	101
Hatchard, John	Towards Majority Rule in South Africa: The Transitional Executive Council Act 1993	206
<b>MISCELLANEOUS</b>		
Hatchard, John	States of Siege/Emergency in Africa	104
<b>BOOK REVIEW</b>		
Fuggle, R. F. and Rabie, M. A. (eds.):	<i>Environmental Management in South Africa</i>	212