

JOURNAL OF

AFRICAN LAW

Edited by

S. F. R. COLDHAM, J. HATCHARD

and P. E. SLINN

Published by

Oxford University Press

for

The 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

NOTES TO CONTRIBUTORS

1. Manuscripts must be typed in duplicate, with double spacing and on one side of the page only.

2. They should be sent to: Dr. P. E. Slinn or Dr. S. F. R. Coldham, Department of Law, School of Oriental and African Studies, Thornhaugh Street, Russell Square, London WC1H 0XG.

3. It is regretted that no payment can be made to contributors. Authors of articles receive 25 offprints free of charge.

SUBSCRIPTIONS

Journal of African Law is published twice yearly in June and December by Oxford University Press at an annual institutional subscription of £26 in the UK and Europe, US\$50 elsewhere, single issues £15 in the UK and Europe, US\$30 elsewhere.

ORDER INFORMATION

Payment is required with all orders and subscriptions are accepted and entered by the volume number (two issues). Prices include air-speeded delivery to Australia, Canada, India, Japan, New Zealand and USA. Delivery elsewhere is by surface mail. Air mail rates are available on request. Payment may be made by cheque or Eurocheque (payable to Oxford University Press), National Girobank (account 500 1056), credit card (Access, Visa, American Express, Diners' Club), direct debit (please send for details), or UNESCO coupons. Bankers: Barclays Bank plc, PO Box 333, Oxford, UK, code 20-65-18, account 00715654. Claims for non-receipt must be made within four months of dispatch/order (whichever is later).

Please send orders and request for sample copies to the Journals Subscriptions Department, Oxford University Press, Walton Street, Oxford OX2 6DP, UK. Tel: 01865 56767 Fax: 01865 267773.

ADVERTISING

Advertisements are welcomed and rates will be quoted on request. Enquiries should be addressed to Jane Parker, Advertising Sales Manager, Oxford University Press, Walton Street, Oxford OX2 6DP.

© School of Oriental and African Studies, University of London.

All rights reserved; no part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording or otherwise without the prior permission of the Publishers, or a licence permitting restricted copying issued in the UK by the Copyright Licensing Agency Ltd., 90 Tottenham Court Road, London W1P 9HE, or in the USA by the Copyright Clearance Center, 27 Congress Street, Salem, MA 01970.

ISSN 0221-8553.

Typeset, printed and bound in Great Britain by Latimer Trend & Company Ltd., Plymouth

JOURNAL OF

AFRICAN LAW

VOLUME 38
1994

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
Azinge, Epiphany	The Right to Vote in Nigeria: A Critical Commentary on the Open Ballot System	173
Baloro, John	The Development of Swaziland's Constitution: Monarchical Responses to Modern Challenges	19
Bamodu, 'Gbenga	Transnational Law, Unification and Harmonization of International Commercial Law in Africa	125
Ebeku, Kaniye S. A.	The Legal Status of Nigerian Children Born by a Widow: <i>Chinweze v. Masi</i> Revisited	46
Madhuku, Lovemore	Vicarious Liability of an Employer for the Delictual Acts of his Servant under Zimbabwean Law	181
Nwabuzor, Emmanuel O.	Real Property Security Interests in Nigeria: Constraints of the Land Use Act	1
Odek, James Otieno	The Kenya Patent Law: Promoting Local Inventiveness or Protecting Foreign Patentees?	79
Oko, Okechukwu Okoli, Chijioke	Contemporary Law Practice in Nigeria Criminal Liability of Corporations in Nigeria: A Current Perspective	104 35
Van Horn, Alison	Redefining "Property": The Constitutional Battle over Land Redistribution in Zimbabwe	144
CASE NOTE		
Coldham, Simon	Right to Reside in Zimbabwe	189
STATUTE NOTES		
Hatchard, John	The Constitution of the Republic of South Africa	70
Quansah, E. K.	The Corruption and Economic Crime Act, 1994 of Botswana	191
MISCELLANEOUS		
Coldham, Simon	The Government of Zimbabwe's White Paper on Marriage and Inheritance, 1993	67
Hatchard, John	Reporting under International Human Rights Instruments by African Countries	61
Tigere, Patrick	State Reporting to the African Commission: The Case of Zimbabwe Convention of the Rights of the Child: The Burkina Faso Report	64 197
	Judicial Review and the Lusaka Statement	201
	Ratification of International Instruments: An Update	204
BOOK REVIEW		
Colston, Catherine	<i>Nigeria's Foreign Investment Laws and Intellectual Property Rights</i> , edited by Bankole Sodipo and Bunmi Fagbemi	205