

LAIKIPIA



UNIVERSITY

UNIVERSITY EXAMINATIONS

2ND SEMESTER 2023/2024 ACADEMIC YEAR

FIRST YEAR EXAMINATION FOR THE DEGREE OF
BACHELOR OF SCIENCE IN BMED

PHIL 106: LAW & SOCIETY

STREAM:

TIME: 2 HRS

DAY: THURSDAY [2.30-4.30 P.M]

DATE: 18/04/2024

THIS QUESTION PAPER CONSISTS OF TWO (2) PAGES

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INSTRUCTIONS: Answer Question ONE and any other TWO Questions.

QUESTION ONE

- a) Outline **Six** functions of law that are most common in the Kenyan society. (6 marks)
- b) Make a distinction between the following terms:
 - (i) Law of contract and tort. (4 marks)
 - (ii) Plaintiff and defendant (4 marks)
 - (iii) Law and morality (4 marks)
- c) Explain **six** factors undermining the rule of law in your country (6marks)
- d) Using relevant example, explain how the African customs contribute in the development and application of the Kenya law. (6 marks)

QUESTION TWO

Explain the substance of the following branches of law:

- (i) Common law (10 marks)
- (ii) Doctrines of equity. (10 marks)

QUESTION THREE

- a) Explain **five** principles of the natural law (10 marks)
- b) Discuss your views concerning the various criticisms against capital punishment. (10 marks)
- c) The concept of law ought to be operative in every country. Examine to what extent this concept is applicable in your country. (10marks)

QUESTION FOUR

- a) Discuss ways in which the supremacy of the constitution as a source of Kenyan law is manifested. (10marks)
- b) Explain **five** basic rights and freedoms guaranteed by the Kenyan Bill of rights (10marks)

QUESTION FIVE

Write short notes presenting an analysis in ONE of the following items:

- a) The judicial review and its major weaknesses (20marks)
- b) The Supreme Court and its main purpose. (20marks)
- c) The delegated legislation and its characteristics. (20marks)
- d) The subsidiary legislations and its major criticisms. (20marks)

