

UNIVERSITY EXAMINATIONS

1ST SEMESTER 2022/2023 ACADEMIC YEAR

**FIRST YEAR EXAMINATION FOR THE DEGREE
BACHELOR OF ARTS IN CRIMINOLOGY AND
SECURITY STUDIES**

PHIL 106: LAW & SOCIETY

STREAM: R

TIME: 2 HRS

DAY: MONDAY [14.30 – 16.30]

DATE: 05/12/2022

THIS QUESTION PAPER CONSISTS OF THREE (3) PAGES

PLEASE DO NOT OPEN UNTIL THE INVIGILATOR SAYS SO.

INSTRUCTIONS: Answer Question One and Any Other Two

QUESTION ONE

- (a) Give the meaning of the following terms as used in the study of law and society.
- (i) Jurisprudence (2 marks)
 - (ii) Contract (2 marks)
 - (iii) Tort (2 marks)
- (b) Explain **three** sources of the Kenyan law and show how they are applied to respective people of Kenya. (12 marks)
- (c) Explain **four** factors undermining the application of the rule of law in Kenya. (4marks)
- (d) Make a distinction between the law and morality. (8 marks)

QUESTION TWO

- (a) The concept of law ought to be operative in every country. Examine to what extent this concept is applicable in your country. (10marks)
- (b) Give your view concerning the various criticisms against capital punishment. (10 marks)

QUESTION THREE

- (a) Explain the substance of Common law and doctrines of equity as applied in legal justice. (20 marks)

QUESTION FOUR

Discuss any one brand of justice and explain what makes this kind of justice to continue being practiced in your country. (20 marks)

QUESTION FIVE

Write short notes on;

- Either
- (i) Delegated legislation (10 marks)
- Or
- (ii) Subsidiary legislations (10 marks)