



GRE TSA UNIVERSITY - THIKA

UNIVERSITY EXAMINATIONS JANUARY - APRIL 2021 SEMESTER

BACHELOR OF ARTS COMMUNITY DEVELOPMENT

COURSE CODE: COMD 405

COURSE TITLE: LAW AND COMMUNITY DEVELOPMENT

DATE: 11 MAY 2021

TIME: 3:00 PM - 6:00 PM

INSTRUCTIONS TO CANDIDATES

1. SECTION A IS **COMPULSORY**.
2. SECTION B: ANSWER ANY OTHER **THREE** QUESTIONS.
3. **DO NOT** WRITE ANYTHING ON THIS QUESTION PAPER AS IT WILL BE AN EXAM IRREGULARITY.
4. ALL ROUGH WORK SHOULD BE AT THE BACK OF YOUR ANSWER BOOKLET AND CROSSED OUT.

CAUTION: All exam rooms are under CCTV surveillance during the examination period.

SECTION A: COMPULSORY

QUESTION ONE

- a) Why is the constitution of Kenya and acts of parliament considered the primary sources of law in Kenya? **[10 Marks]**
- b) Using relevant examples, distinguish between criminal law and civil law **[10 Marks]**
- c) Why are Crimes against morality also referred to as victimless crimes? Discuss using suitable examples **[10 Marks]**
- d) White collar crimes are more consequential in our society today, however they are least investigated and least prosecuted. Using relevant examples, account for this scenario **[10 Marks]**

SECTION B: ANSWER ANY THREE QUESTIONS

QUESTION TWO

You have been invited by the Law Society of Kenya (LSK) to discuss the importance of law in community development. Write your speech **[20 Marks]**

QUESTION THREE

- a) You have just been hired by a Government parastatal, why would you consider joining a trade union? **[12 Marks]**
- b) Using suitable examples, distinguish between nominal damages and compensatory damages **[8 Marks]**

QUESTION FOUR

- a) At the national level, Kenya has a bicameral Parliament consisting of the National Assembly and the Senate. In your opinion is it necessary to have the two houses of parliament? **[10 Marks]**
- b) What factors contribute to youth involvement in crimes? Discuss using suitable examples **[10 Marks]**

QUESTION FIVE

- a) Your cousin has been sentenced to six months' probation, as a law and community development student, what advice would you give to your cousin to ensure that his probation is not revoked **[10 Marks]**
- b) Using suitable examples, discuss the significance of will theory and declaration theory to contracting parties **[10 Marks]**

QUESTION SIX

You have entered into a contract with a certain retail shop in Makongeni. Your responsibility is to supply cosmetic products to the shop and they are to pay you not later than one week after receiving the products. You have however waited for a month and the payment is not forthcoming and you have decided to take the matter to court. Discuss the private law remedy/sanctions that the court of law might give to the offender. **[20 Marks]**