



# Technical University of Mombasa

*Faculty of Applied and Health Sciences*

**DEPARTMENT OF ENVIRONMENT AND HEALTH SCIENCES**

DIPLOMA IN COMMUNITY HEALTH AND HIV MANAGEMENT  
(DCH 10J)

**ACH 2312 : LAW & COMMUNITY HEALTH**

**SUPPLEMENTARY/SPECIAL: EXAMINATIONS**

**SERIES: MARCH 2014**

**TIME: 2 HOURS**

**INSTRUCTIONS:**

You should have the following for this paper

- *Answer booklet*

This paper consists of **FIVE** questions.

Answer Question **ONE (compulsory)** and any other **TWO** questions

### **QUESTION ONE**

- a) The HIV and AIDS prevention and control Act provides that no person shall undertake an HIV test in respect of another person. Discuss five exceptions to this rule **(10 marks)**
- b) Explain what is meant by delegated legislation and outline the advantages and disadvantages of delegated legislation **(10 marks)**
- c) Discuss five elements of misrepresentation in the law of contract. **(10 marks)**

### **QUESTION TWO**

- a) Discuss three penalties for unsafe practice or procedures under that HIV and AIDS Act. **(6 marks)**
- b) Discuss three primary branches of Medical Law. **(9 marks)**

### **QUESTION THREE**

- a) Define health law and distinguish between Health law and medical law. **(9 marks)**
- b) Outline and discuss three exceptions to the confidentiality law. **(6 marks)**

### **QUESTION FOUR**

Explain five different classifications of law **(15 marks)**

### **QUESTION FIVE**

Write short notes on the following:

- (i) Negligence **(5 marks)**
- (ii) Absolute privilege **(5 marks)**
- (iii) Informed consent **(5 marks)**