

TECHNICAL UNIVERSITY OF MOMBASA

FACULTY OF APPLIED AND HEALTH SCIENCES

DEPARTMENT OF ENVIRONMENT & HEALTH SCIENCES

UNIVERSITY EXAMINATION FOR:

DIPLOMA ON PUBLIC HEALTH AND ENVIRONMENTAL MANAGEMENT

APH 2301: LAW AND PUBLIC HEALTH

END OF SEMESTER EXAMINATION

SERIES: APRIL 2016

TIME: 2 HOURS

DATE: 10 May 2016

Instructions to Candidates

You should have the following for this examination

-Answer Booklet, examination pass and student ID

This paper consists of **TWO** Section(s). Attempt question ONE (Compulsory) and any other TWO questions.

SECTION A

Question 1

- (a) List and explain the sources of law in Kenya as outlined under the Judicature Act Cap.8 of laws of Kenya (10 marks)
- (b) State the functions of the division of Sanitation and Hygiene Promotion under the department of Environmental Health science. (12 marks)
- (c) State the exceptions to the Doctrine of Privity of contract (8 marks)

SECTION B

Question 2

- (a) State ways in which a contract can be terminated. (7 marks)
- (b) Explain the shortcomings of the common law as a source of law. (8 marks)

Question 3

(a) Distinguish between executed, executor, and past consideration. (10 marks)

(a) State ways in which an offer can be accepted. (5 marks)
(5 marks)

Question 4

(a) Explain to what extent African customary law is applicable as a source of Kenya law. (15 marks)

Question 5

Write short notes on the following:

(i) Res ipsa loquitur. (5 marks)

(ii) Contributory negligence. (5 marks)

(iii) Vicarious liability. (5 marks)