



KENYATTA UNIVERSITY
UNIVERSITY EXAMINATIONS 2016/2017
CITY CAMPUS

FIRST SEMESTER EXAMINATION FOR THE DEGREE OF BACHELOR OF SCIENCE
(ENVIRONMENTAL HEALTH)

HEH 401: ENVIRONMENTAL HEALTH LAW

DATE: Monday, 28th November, 2016

TIME: 2.00 p.m. - 4.00 p.m.

INSTRUCTIONS:

1. This paper has **TWO** Sections.
2. Answer **ALL** questions in Section A and answer question **TWO** and any **TWO** questions in Section B.

SECTION A - (20 MARKS)

Question One

- a) Define the following terms as used in environmental health law.
 - i) Declaratory precedent (1 mark)
 - ii) Ratio decidendi (1 mark)
 - iii) Prima facie evidence (1 mark)
 - iv) Stare decisis (1 mark)
- b) Differentiate between crime and civil wrong. Give example to aid your answer. (4 marks)
- c) Explain on public health enforcement investigative goals. (4 marks)
- d) State and example class of food sampling when public health officer is taking for analysis. (5 marks)
- e) Enumerate any six functions of Environment Management and co-ordination act of Kenya. (3 marks)

SECTION B - (50 MARKS)

Question Two

Powers of entry and inspection of premises is authorized to public health officer or act enforcement officer according to section 163 of public health Cap 242 law of Kenya.

- i) Describe the purpose of undertaking food hygiene inspections. (8 marks)
- ii) Prosecution may be considered as an alternative for food safety offense but before then the prosecution may consider certain factors before initiating prosecution. Discuss such factors. (8 marks)
- iii) Describe the process of public health prosecution. (4 marks)

Question Three

- i) Describe global public health international laws. (10 marks)
- ii) Analyze factors to assess while considering effectiveness of such international laws named above. (5 marks)

Question Four

While citing examples, discuss the linkage between public health act and the patient's rights.

(15 marks)

Question Five

Describe ten functions of environmental health law. Use examples to aid your answer. (15 marks)