



KENYATTA UNIVERSITY

UNIVERSITY EXAMINATIONS 2014/2015

DIGITAL SCHOOL OF VIRTUAL AND OPEN LEARNING

SECOND SEMESTER EXAMINATION FOR THE DEGREE OF

MASTER OF PUBLIC POLICY AND ADMINISTRATION

APP 804: LAW AND GOVERNANCE

DATE: Thursday, 30th April 2015

TIME: 2.00 p.m. – 5.00 p.m.

INSTRUCTIONS:

Attempt Question ONE and ANY other TWO.

1. Identify and discuss any four main sources of law in Kenya. In your answer, provide examples of each sources discussed. (20 marks)
2. Why is the concept of separation of powers so important? How well are the powers separated in the Kenyan system of government? (20 marks)
3. 'To ensure effective 'Rule of Law' and to guarantee the security of citizens, certain fundamental rights must be severely limited, including through laws that may, from the human rights perspective, seem retrogressive.' Critique this statement using the Kenya Security Laws (Amendment) Act, 2014 and recent judicial ruling on the application of sections of that Act. (20 marks)
4. Critically discuss the role of political parties and interest groups in enhancing or delimiting governance in a country of your choice. (20 marks)
5. 'Kenya's legal system is anchored on the positivist theoretical foundations while its public administration is largely driven by naturalist approach to the application of law.' Discuss. (20 marks)