



UNIVERSITY EXAMINATIONS
FIRST YEAR EXAMINATION FOR THE AWARD OF THE
DEGREE OF MASTER OF ARTS IN CRIMINOLOGY
FIRST SEMESTER, 2021/2022
(JUNE-SEPTEMBER, 2022)

SCR 809: PROCEDURES OF EVIDENCE IN CRIMINAL LAW

STREAM: Y1 S1

TIME: 3 HOURS

DAY: WEDNESDAY, 2:00-5:00 PM

DATE: 05/10/2022

INSTRUCTIONS

- 1. Do not write anything on this question paper.***
- 2. Answer Question ONE [Compulsory] and any other THREE Questions.***

QUESTION ONE

- Discuss the types of evidence in Criminal proceedings. (5marks)
- Discuss the various writs that can be issued by the courts in Kenya. (10 marks)
- Explain the various jurisdictions of the courts in Kenya. (10 marks)

QUESTION TWO

- Discuss the essence of speedy public trial issues in Kenya. (10 marks)
- Who is a witness? How is a witness identified and protected in Kenya. (10 marks)

QUESTION THREE

- Who is a lay witnesses and who is an expert witness. (5 marks)
- What are the rights of an arrested person in relation to burdens of proof , presumptions, Hearsay, search , Seizure. (15 marks)

QUESTION FOUR

- a) What is a confession are the rules governing confession under the law of evidence in Kenya. (10 marks)
- b) Discuss the various types of trials in the Kenyan court system. (10 marks)

QUESTION FIVE

Discuss the various General Defences in criminal proceedings. (20 marks)

QUESTION SIX

Mistake, accident, self-defence, entrapment, consent, duress insanity and diminished capacity. (20 marks)

QUESTION SEVEN

Discuss insanity can be used as a defence in criminal proceedings. Discuss the qualification of such defence. (20 marks)