



**SECOND YEAR EXAMINATION FOR THE AWARD OF THE
DEGREE OF BACHELOR OF LAWS
FIRST SEMESTER, 2022/2023
(SEPTEMBER-DECEMBER, 2022)**

LLBK 213: ADMINISTRATIVE LAW

STREAM: LLBK Y2 S1

TIME: 2 HOURS

DAY: TUESDAY, 3:00 – 5:00 P.M.

DATE: 20/12/2022

INSTRUCTIONS

- 1. Do not write anything on this question paper.***
- 2. Answer Question ONE [Compulsory] and any other TWO Questions.***
- 3. Illustrate your answer with relevant cases and statutory provisions where applicable.***

QUESTION ONE

Administrative Law is law relating to public administration. It is concerned with legal point of view, with the form and constitutional position of public authorities, their powers, duties and procedures followed in exercising them.”
Anonymous.

From the foregoing, discuss FOUR remedies that would be available to a person who has been aggrieved by an administrative action coming from a public body. (30 Marks)

QUESTION TWO

Discuss the conditions that a state action should meet for it to be considered a fair administrative action. (20 Marks)

QUESTION THREE

James, a second year student at Kisii University School of Law has been invited to a public Lecture on judicial control of administrative action. He has approached you for advice on this presentation.

Explain to Mary five grounds for judicial review. (20 Marks)

QUESTION FOUR

“When Parliament through an Act of Parliament delegates legislative authority to any branch or organ of government, the resulting subsidiary legislation must be in conformity with the Constitution and the Parent Act otherwise it will be null and void.” Anonymous.

From the foregoing, discuss the circumstances under which subsidiary legislation may be declared ultra vires, null and void. (20 Marks)

QUESTION FIVE

In the case of *R-v- Sussex* (1924) 1KB 256, the court observed that justice must not only be done but must manifestly seen to be done.

Discuss the scope of rule of natural justice. (20 Marks)