



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

**LLBK 314: PROFESSIONAL ETHICS**

**STREAM: LLBK Y3 S1**

**TIME: 2 HOURS**

**DAY: THURSDAY, 9:00 – 11:00 A.M.**

**DATE: 22/12/2022**

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**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**

Whafu comes to your office stating she had been represented in a land transaction by an advocate recommended by a chargee. Whafu is dissatisfied with the quality of work done and seeks your views on the following: -

- a. Whafu asks for the principles governing billing by advocates. explain to Whafu what would amount to overcharging and the remedies available to her should she wish the issue to be addressed. (12 marks)
- b. Whafu is concerned about the fate of communication she had with the previous advocate. Advise her on what is meant by confidentiality, the rationale for the confidentiality and instances where communication with the previous advocate may be disclosed. (18 Marks)

## **QUESTION TWO**

- a. Write explanatory notes on professional undertakings and advise a newly admitted colleague on best practices to adopt before giving a professional undertaking. (10 Marks)
- b. Advise your newly admitted advocate on the need to exercise fidelity to the law, and what would amount to sharp practice. (10 Marks)

## **QUESTION THREE**

- a. As an official of your local bar, Advise Thrika, a member of the bar, on whether she can operate an entertainment spot within the locality. In what circumstances would Thrika be cited for unfairly attracting business to her law firm from her other business? (10 marks)
- b. Skitty Advocate is in conduct of a defense in a high-profile criminal case. Advise Skitty on how best to conduct her opening statement and making her submissions in the trial (10 Marks)

## **QUESTION FOUR**

- a. You have been tasked by your bar association to prepare guidelines on client care. Expound on the need for having the guidelines and instances where an advocate would face disciplinary action for not catering to a client's requirements. (11 Marks)
- b. Advise Suloli LLP, a newly formed law firm, about an effective marketing plan for the firm that seeks to expand its client base. Explain to them the meaning and efficacy of the marketing mix. (9 Marks)

## **QUESTION FIVE**

- a. Give Drawzi an exposition on how to deliver an effective opening statement. Assist Drawzi and draft an opening statement in a high-profile defamation case. (10 Marks)
- b. Explain circumstances where an advocate depart from the client's instructions, and highlight the matters to be considered when an advocate is desirous of ceasing to act for a client in a case. (10 Marks)