



UNIVERSITY EXAMINATIONS

FIRST YEAR EXAMINATION FOR THE AWARD OF THE DEGREE OF MASTER OF ARTS IN SOCIOLOGY AND CRIMINOLOGY

SECOND SEMESTER 2023/2024

[JANUARY – APRIL, 2024]

SCR 809: PROCEDURES OF EVIDENCE IN CRIMINAL LAW

STREAM: Y1 S2

TIME: 3 HOURS

DAY: MONDAY, 3:00 - 6:00 P.M.

DATE: 13/05/2024

INSTRUCTIONS

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

QUESTION ONE

- Discuss the types of evidence in criminal proceedings. (10 marks)
- Explain the various jurisdictions of the courts in Kenya. (10 marks)
- Discuss how insanity can be used as a defense in criminal proceedings.
Discuss the qualification of such defense. (10 marks)

QUESTION TWO

- Discuss the essence of speed in 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? (5marks)
- What are the rights of an arrested person in relation to burdens of proof, presumptions, hearsay, search, and seizure? (15 marks)

QUESTION FOUR

- a) What is a confession? What 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 Defenses in criminal proceedings. (20 marks)