

CHUKA



UNIVERSITY

UNIVERSITY EXAMINATIONS

MAIN/EMBU

EXAMINATION FOR THE AWARD OF DIPLOMA IN CRIMINOLOGY AND SECURITY STUDIES

CRSS 0110: INTRODUCTION TO CRIMINAL LAW AND PROCEDURE

STREAMS: DIP. CRIMINOLOGY (Y1S2)

TIME: 2 HOURS

DAY/DATE: THURSDAY 01/04/2021

2.30 P.M. – 4.30 P.M.

INSTRUCTIONS

- *Answer three questions (in essay form). Question one is compulsory and carries 30 marks. The others carry 20 marks each.*
- *Do not write on the question paper*

SECTION A (30 MARKS)

Question one

- (a) State five purposes of criminal law. (5 marks)
- (b) Differentiate between the following as used in criminal law and procedure.
- (i) Personal crimes and property crimes (2 marks)
 - (ii) Trial and Adjournment (2 marks)
 - (iii) Criminal law and criminal procedure (2 marks)
 - (iv) A complainant and an accused person (2 marks)
 - (v) A bail and a surety (2 marks)
- (c) Paul, a law enforcement officer, arrests Barney for creating a disturbance at a subway station. While Barney is handcuffed face down on the ground, Paul shoots and kills him. Paul claims that he accidentally grabbed his gun instead of his Taser. Is this an issue of criminal law or criminal procedure? (5 marks)

- (d) Explain FIVE secondary sources of law. (10 marks)

SECTION B

Question two

- (a) Explain the THREE classifications of bail. (6 marks)
- (b) Examine any SEVEN factors that the courts considers before granting a pre-trial bail. (14 marks)

Question three

- (a) Juma was arrested for violating curfew rules. Advice Juma on the rights he is entitled to. (10 marks)
- (b) Before Juma was arrested, he insisted that the arresting officer should produce an arresting warrant. Enlighten Juma on the circumstances when an arrest can be effected without an arrest warrant. (10 marks)

Question four

- (a) Community service is listed as one of the type sentences offered to petty offenders. State SEVEN types of public works that a convicted petty offender can be instructed to perform when serving a community sentence. (7 marks)
- (b) Every criminal proceeding in a court of law will have various persons playing specific and defined roles. Explain any SEVEN players and their role in a criminal proceedings (14 marks)

Question five

Discuss the various types of criminal offences (20 marks)

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