



THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

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MAIN EXAMINATION

JANUARY – APRIL 2022

INSTITUTE OF CANON LAW

REGULAR PROGRAMME

JC-LCW 326: WRITTEN COMPREHENSIVE

WRITTEN EXAMINATION

Date: APRIL 2022

Duration: 5 Hours

INSTRUCTIONS: Answer Question ONE and any TWO Questions

1. The canonical process specially: instruction and definition of the case (cc. 1501-1618). Challenging the judgement (cc. 1619-1640). Adjudged matter and total reinstatement (cc. 1641-1648); judicial expenses and free legal aid (c. 1649); the execution of the judgement (cc. 1650-1655). The oral contentious process (cc. 1656-1670).
2. On The temporal goods of the Church: state and give your understanding on: the notion of ecclesiastical goods, the right of the Church to temporal goods, the end and subjects of temporal goods (cc. 1254-1285); the acquisition of goods (cc. 1259-1272); the administration of goods: ordinary and extraordinary administration; the duties of the administrator (cc. 1273-1289); contracts and especially alienation: in strict sense and in broad sense: requirements for the validity and for liceity (cc. 1290-1298).
3. The coercive power of the Church. Notion of offence and of punishment; the superior competent to constitute punishments (cc. 1311-1320). The passive subject: the imputability and its sources; exempting, diminishing and aggravating circumstances (cc. 1321-1330). Penalties and other punishments: censures, expiatory penalties, penal remedies and penances (cc. 1331-1340). The application of penalties: general principle, administrative way and judicial way; criteria for the judge and for the superior (cc. 1341-1353). Penalties for particular offences (cc. 1364-1398).

4. On Religious institutes, please elaborate on the following aspects: erection and suppression of religious houses (cc. 608-616); the governance of institutes (cc. 617-640); the separation of members from the institute (cc. 684-704). Secular institutes (cc. 710-730). Societies of apostolic life (cc. 731-746).
5. Discuss canonical provisions in regard to marriage as far as the following is concerned:
Nature, ends, elements and essential properties of marriage (cc. 1055-1056).
Requisites for valid celebration (c. 1057). Pastoral care before marriage (cc. 1062-1072). Matrimonial impediments: constitutive nature and dispensation (cc. 1073-1094). Consent, capacity and defects on the part of the intellect, the manifestation and the will (cc. 1095-1107).

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