



THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

A. M. E. C. E. A

MAIN EXAMINATION

JANUARY-APRIL 2024

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FACULTY OF ARTS AND SOCIAL SCIENCES

DEPARTMENT OF HUMANITIES

HIST 315: LEGAL AND CONSTITUTIONAL HISTORY OF KENYA

DATE: APRIL 2024

Duration: 2Hours

INSTRUCTIONS: Answer Question ONE and any other TWO Questions

Q1.

- a) In what ways did the authority of the pre-colonial African chiefs' change with the inception of colonial rule in Kenya? **(10 Marks)**
- b) Sir Fredrick Lugard, the author of the book "*The Dual Mandate*", advocated for the use of indirect rule in British colonies. Justify why this policy was applied in Kenya. **(10 Marks)**
- c) Discuss reasons that were used to justify and legalize colonialism by European powers. **(10 Marks)**

Q2.

Analyze the functions bestowed on Local Native Councils in Kenya under the Native Ordinance Act of 1924. **(20 Marks)**

Q3.

Examine how colonial agrarian and labour laws disadvantaged the "natives." **(20 Marks)**

Q4.

Discuss the constitutional changes enacted to the post-independence Kenya from 1964 to 1990. **(20 Marks)**

Q5.

- a) Highlight the functions of the Supreme Court of Kenya. **(10 Marks)**
- b) Elucidate the concept of "Independence of the Judiciary" in Kenya. **(10 Marks)**

END