



# THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

**A. M. E. C. E. A**

**MAIN EXAMINATION**

**AUGUST - DECEMBER 2014 TRIMESTER**

**FACULTY OF LAW**

**EVENING PROGRAMME**

**CLS 401: PROFESSIONAL ETHICS**

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**Date: DECEMBER 2014**

**Duration: 2 Hours**

**INSTRUCTIONS: Answer Question ONE and ANY OTHER TWO Questions**

- Q1. In the light of the decision in CECILIA C. MAEMA V. COUNCIL OF LEGAL EDUCATION & 20RS. (Civil Appeal No. 121 of 2013) discuss the requirements for becoming an advocate in Kenya. **(30 marks)**
- Q2. What contributes has the legal profession made to the evolution of the modern day Kenyan society. **(20 marks)**
- Q3. The relationship between an advocate and client is highly fiduciary and it is the duty of the Advocate to fearlessly uphold the interest of his client. Discuss. **(20 marks)**
- Q4. Advocate Ndege Simba represented twenty year old girl in a civil suit at the Kisumu High Court. Samba charged her a fee of Ksh. 200,000 and entered a fee agreement with her that allowed credit of Ksh. 5,000 for every time she had sex with him.  
  
Discuss the likely disciplinary procedure Simba will face and the penalty therein. **(20 marks)**
- Q5. Discuss the factors to be taken into consideration when an advocate is charging a client for services he is about to offer. **(20 marks)**

**\*END\***