



# THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

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

**MAIN EXAMINATION**

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**JANUARY – APRIL 2018 TRIMESTER**

**FACULTY OF ARTS AND SOCIAL SCIENCES**

**DEPARTMENT OF SOCIAL SCIENCES**

**REGULAR PROGRAMME**

**SPO 355: INTRODUCTION TO ADMINISTRATIVE LAW**

**Date: APRIL 2018**

**Duration: 2 Hours**

**INSTRUCTIONS: Answer Question ONE and any other TWO Questions**

- Q1. a) Define administrative law giving and give at least five examples with your definition?
- b) What gave rise to administrative law and what were the factors that led to the rapid growth of the administrative law?
- c) Name the two types of agencies in the administrative and illustrate with examples the advantages and the disadvantages of these agencies.
- d) Describe and give examples of the principles of the Red Light Theory and the Green Light Theory.
- e) What is the importance of administrative law in your specialization? Provide at least five points why it is important to your area of specialization. **(30 marks)**
- Q2. a) What is an Ombudsman and where did the term originate from?
- b) What were the reasons for the rise of the Ombudsman?
- c) Trace the origin of the office of the Ombudsman in Kenya.
- d) What are the functions of the office of the Ombudsman in Kenya?
- e) Is the office of the Ombudsman in your country useful or not? Give examples **(20 marks)**
- Q3. a) What is the Independent Police Oversight Authority (IPOA) of Kenya?

- b) What are the functions of IPOA?
- c) How does one make a complaint to IPOA?
- d) Do you consider IPOA effective or not? Give examples. **(20 marks)**

- Q4.
- a) What are the three functions of administrative process?
  - b) Name and describe the limitations on agency powers.
  - c) What is the rationale behind the non re-delegation of a delegated power?
  - d) What are the two theoretical basis of participation in administrative law?  
**(20 marks)**

- Q5.
- a) What is the meaning of fairness and natural justice in administrative law?
  - b) Describe the processes of fairness or natural justice in administrative law in regard to any disciplinary procedure.
  - c) What contributions, if any, do the principles of fairness and natural justice make towards the stability of our society?
  - d) Should a student who has been caught red handed stealing a mobile phone from your pocket or bag be subjected to administrative fairness? Give reasons why you think the student should or should not.  
**(20 marks)**

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