



THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

A. M. E. C. E. A MAIN EXAMINATION

JANUARY – APRIL 2019 TRIMESTER

FACULTY OF LAW

REGULAR PROGRAMME

CLS 105: INTRODUCTION TO CANON LAW

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Date: APRIL 2019

Duration: 2 Hours

INSTRUCTIONS: Answer Question ONE and ANY OTHER TWO Questions

- Q1. a) Define canon law and articulate its sources and functions (20marks)
- b) Discuss the importance of canon law in the church (10 marks)
- Q2. a) Outline the scope of canon law (5marks)
- b) Distinguish the following terms:
- i) universal law & particular laws (3 marks)
 - ii) territorial laws and personal laws (3 marks)
 - iii) Proper laws & Special laws (3 marks)
 - vi) invalidating laws and incapacitating laws (3 marks)
 - v) Broad and Strict interpretation of the law (3 marks)
- Q3. Differentiate the following terms
- i) Abrogation & derogation (3 marks)
 - ii) Strict interpretation & broad interpretation of the law (3 marks)
 - iii) General (legislative) decrees & executory decrees (3 marks)
 - iv) Singular decree & singular precept (3 marks)
 - v) Physical person & Juridical Person (4marks)
 - vi) Public juridical person & Private Juridical Persons (4 marks)
- Q4. a) Define and distinguish the power of governance (10 marks)
- b) Discuss the concept of prescription including its application in the code of canon law (10 marks)

- Q5. a) Justify the presence of penalties in the Church (6 marks)
- b) Discuss the concept of penal liability bearing in mind the capacity to violate, elements, circumstances of a crime (14 marks)

END