



**JARAMOGI OGINGA ODINGA UNIVERSITY OF SCIENCE AND TECHNOLOGY**  
**SCHOOL OF HEALTH SCIENCES**  
**UNIVERSITY EXAMINATION FOR DEGREE BACHELOR OF SCIENCE IN PUBLIC**  
**HEALTH**  
**YEAR 4 SEMESTER 1**  
**2015/2016 ACADEMIC YEAR**  
**KISUMU LEARNING CENTRE**

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**COURSE CODE:   HPD 3411**

**COURSE TITLE:   PUBLIC HEALTH LAW & CONVENTIONS**

**EXAM VENUE:**

**DATE:                   EXAM SESSION:**

**TIME:                   2.00 HOURS**

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**Instructions:**

- 1. Answer all Questions in section A and Two in section B**
- 2. Candidates are advised not to write on the question paper.**
- 3. Candidates must hand in their answer booklets to the invigilator while in the examination room.**

## SECTION A

### Section A .Answer all questions in this section

1. Explain the following terms as used in law;
  - a) Qualified privilege (1 mark)
  - b) Absolute privilege (1 mark)
  - c) Fair comment (1 mark)
2. Defamation may arise from being falsely associated with a contagious disease. State any 5 defenses the accused author of defamation may use. (5 marks)
3. a) State any three characteristics of law (3 marks)  
b) State any two purposes of law (2 marks)
4. State any three sources of Public Health law (3 marks)
5. Name any three parts of the Public Health Act – Cap 242. (3 marks)
6. Explain the steps in ethical decision making (3 marks)
7. Explain any three principles of beneficence and duties of health professionals (3 marks)
8. State any three specific and peculiar rights of patients (3 marks)
9. a) Explain the phrase ‘damnum sine injuria’ (1 mark)  
b) What do you understand by the phrase – volenti non fit injuria? (1 mark)

### Section B-Answer any two questions

1. a) Differentiate between libel and slander (6 marks)  
b) Discuss essentials for a suite of negligence (14 marks)
2. a) Differentiate between crime and tort (6 marks)  
b) Professionals are guided by their regulatory body and so is the health care providers. As a generic professional body, discuss seven functions of the Medical Practitioners and Dentists Board (14 marks)
3. Discuss any five human rights as stipulated in the Kenyan constitution (20 marks)
4. Discuss any five constitutional remedies available under the Kenya justice system (20 marks)