

SECTION A

- 1.
- a) Discuss the origin and use of plain English as a technique in legal writing. (6 marks)
- b) Edit the following sentences to cure the separation of related words. Keep the subject, verb and object together at the beginning of the sentence.
- i) Mrs. Kikulacho, in the course of her struggle to provide for her children as a widow, accrued huge debts to her family and friends. (3 marks)
- ii) The trustee, at any time, by an instruction in writing executed by the trustee, with the concurrence of the City Council evidenced by a resolution, may accept the resignation of, or remove any co-trustee under this section. (3 marks)
- iii) The allegation in the original plaint that the first defendant was driving the vehicle as a servant of the motor vehicle owner was omitted. (3 marks)
- 2.
- a) Distinguish a thesis statement from a thesis paragraph.
- b) Define a transition and explain the purposes for which transition words are used.
- c) Identify and write the transition words in the following paragraph:-

"For a petitioner to succeed in challenging the validity of a will on the ground of lack of attestation, he must show that the testator's signature was not made in the presence of two witnesses who were fully aware of the signing process. The law provides that the testator's signature must be made in the presence of two witnesses."

(5 marks)

SECTION B

- 3.
- i) What is a demand letter? (2 marks)
- ii) Discuss **FIVE** key parts of a demand letter. (5 marks)
- iii) Mr. and Mrs. Kamau, an elderly couple suggested to their close friends Mr. and Mrs Sippori, also an elderly couple, to come and live with them in their home in Muthaiga. The Zipporis agreed with the proposal but pointed out to the Kamaus that if they were to live with them, they would have to sell their house in Karen. The Kamaus replied stating that the problem could be resolved by the Kamaus leaving to the Zipporis a half share of the home in their will. The Zipporis accepted this offer and sold their house. They left part of the sale proceeds to their daughter to enable her to purchase a flat and moved in with the Kamaus.