

THE KENYA SCHOOL OF LAW



DIPLOMA IN LAW (PARA-LEGAL STUDIES)

1ST YEAR TERM III EXAMINATION

FAMILY LAW (DPS-111)

3RD APRIL, 2019

DURATION: 2 HOURS

Instructions to Candidates

- (a) Answer Question **ONE** and **ANY OTHER THREE** Questions
- (b) Question **ONE** carries **25 Marks**
- (c) All other questions carry **15 Marks** each
- (d) Do not write on the question paper.

PLEASE TURN OVER

Question One

- a) Define marriages as described under Kenyan Law. (5 marks)
- b) State the general requirements of all marriages in Kenya as stipulated under the Marriage Act 2014. (10 marks)
- c) Using case law where applicable discuss consent as a requirement of marriages in Kenya. (10 marks)

Question Two

- a) Discuss the meaning of competence of a witness to a marriage as described in the Marriage Act 2014. (10 marks)
- b) State 5 roles of the registrar in the marriage process. (5 marks)

Question three

Discuss marriage under the following headings as per the Marriage Act 2014:

- a) Void marriages; and (9 marks)
- b) Voidable Marriages (6 marks)

Question Four

- a) Using case law where applicable explain the process of objection to a statutory marriage from the time of its lodging to when the appeal is finalized by the Court. (15 marks)

Question Five

- a) State how a christian/civil marriage is conducted as provided for by the Marriage Act 2014. (8 marks)
- b) Discuss any five rights of the child. (7 marks)

Question Six

Using case law where applicable discuss divorce under the following headings:

- a) Adultery; and (8 marks)
- b) Irretrievable breakdown of the marriage (7 marks)

END