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UNIVERSITY EXAMINATIONS 2024/2025

THIRD YEAR, FIRST SEMESTER EXAMINATION FOR THE DEGREE OF BACHELOR
OF SCIENCE IN PUBLIC HEALTH

HPP 3313: LAW AND PUBLIC HEALTH

DATE: DECEMBER 2025

TIME: 2 HOURS

INSTRUCTIONS: Answer Question ONE and any other TWO questions.

QUESTION ONE (30 MARKS)

a) Define the following terms:

- i. Health. (WHO definition) (2 Marks)
- ii. Public Health. (WHO definition) (2 Marks)
- iii. Law. (2 Marks)

b) Describe briefly the two stages which as a practicing Public Health professional you would be expected to undertake should a situation arise under Section 70(1) and (2) of the Kenyan Constitution along with Public Health Act. Cap 242 to enforce environmental rights in a case where a complaint has been presented to you by a member of the public. (6 Marks)

c) Define the following terms as provided in connection with the history of Public Health development:

- i. Miasma theory. (3 Marks)
- ii. Contagion theory. (3 Marks)



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d) i. Section 3 of the Public Health Act, Cap. 242 authorizes the establishment of the Central Board of Health. What is its composition? (3 Marks)

ii. Is a public Health Officer allowable to be a member of this board? Explain your answer. (3 Marks)

e) i. Define the term ethics. (3 Marks)

ii. How are ethics applicable when enforcing the Public Health Act, Cap. 242? (3 Marks)

QUESTION TWO (20 MARKS)

a) Outline any five (5) provisions that are defined under section 118 (1) of the Public Health Act, Cap.242, which are defined to constitute as nuisance requiring removal legally. (15 Marks)

b) Describe the legal procedure specified for follow up to effect its removal. (5 Marks)

QUESTION THREE (20 MARKS)

a) Describe the powers specified under Public Health Act, Cap. 242 under Minister for Health or the officer acting on his behalf including you in your practicing professional rank to direct enquiries (10 Marks)

b) Explain how these powers enable communicable diseases investigation? (10 Marks)

QUESTION FOUR (20 MARKS)

Explain how the following legal documents are established for use as applicable tools for law enforcement in a country eg. Kenya specifying their legal relations that is designed to avoid duplication:

- i. An Act of parliament. (5 Marks)
- ii. Country's Regulations. (5 Marks)
- iii. County Bylaws. (5 Marks)
- iv. International Health Regulations. (5 Marks)

