THE KENYA SCHOOL OF LAW

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DIPLOMA IN LAW (PARA-LEGAL STUDIES)

2ND YEAR TERM III EXAMINATION

CIVIL PROCEDURE II

10TH APRIL, 2014

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

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Ouestion One: How are plaints classified under Civil Procedure Act? a) (5 Marks) State the purpose of a trial conference. b) (10 Marks) c) Briefly explain the process a plaint goes through from the time of drawing it to the time of close of pleadings. (10 Marks) **Question Two:** State the powers of the court during the case conference. (15 Marks) **Ouestion Three:** a) Give a brief explanation on how cases are fixed for hearing. (10 Marks) Define a "judgment" b) (5 Marks) **Question Four:** What must be contained in a decree? a) (10 Marks) State the various ways in which parties to a case may arrive at costs of the case. b) (5 Marks) **Question Five:** State the modes of paying of money due under the decree. a) (5 Marks) b) Give reasons as to why a judgment-debtor may be committed to prison in execution of a decree. (10 Marks) **Ouestion Six:** Briefly state the power of an appellate court over a case before it. a) (5 Marks) List ten (10) issues that must appear on an application for execution. b) (10 Marks)



Question One:a)How are plaints classified under Civil Procedure Act?		
		(5 Marks)
b)	State the purpose of a trial conference.	<i></i>
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a)	What must be contained in a decree?	(10 Marks)
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Question Six:		
a)	Briefly state the power of an appellate court over a case before it.	(5 Marks)
b)	List ten (10) issues that must appear on an application for execution.	(J Marks)
		(10 Marks)