



MACHAKOS UNIVERSITY

University Supplementary Examinations for 2021/2022 Academic Year

SCHOOL OF ENVIRONMENT AND NATURAL RESOURCES MANAGEMENT

DEPARTMENT OF ENVIRONMENTAL SCIENCES

**THIRD YEAR SUPPLEMENTARY EXAMINATION FOR THE DEGREE OF
BACHELOR OF ENVIRONMENTAL STUDIES (ENVIRONMENTAL RESOURCE
CONSERVATION), BACHELOR OF ENVIRONMENTAL SCIENCE AND BACHELOR
OF ENVIRONMENTAL STUDIES (COMMUNITY DEVELOPMENT)**

ESU 301: ENVIRONMENTAL POLICY AND LAW

Date:

Time:

Instructions: Answer question ONE and TWO other questions

QUESTION ONE

- a) Define the following concepts as used in environmental law:
- i. Statute (2 Marks)
 - ii. Regulation (2 Marks)
 - iii. *Stare decisis* (2 Marks)
 - iv. Strict liability (2 Marks)
 - v. *Pacta sunt servanda* (2 Marks)
- b) Describe five EMCA (Cap 387) regulations currently being enforced in Kenya by NEMA. (10 Marks)
- c) Citing examples, explain how Kenya is implementing international environmental law (10 Marks)

QUESTION TWO

Discuss the common law of torts and its application in Kenya in protecting landowners' rights (20 Marks)

QUESTION THREE

Describe the challenges in implementing environmental policies and laws in Kenya

(20 Marks)

QUESTION FOUR

Discuss five fundamental principles of environmental law laid down in the Stockholm declaration

(20 Marks)

QUESTION FIVE

Discuss the environmental policy making process in Kenya

(20 Marks)
