INTERNATIONAL UNIVERSITY OF EAST AFRICA
'Learning to Succeed'

FACULTY OF LAW

END OF SEMESTER EXAMINATIONS - APRIL 2025

PROGRAMME: LLB
YEAR/SEM: YEAR 1/SEMESTER 2
COURSE CODE: LLB 1206
NAME: CRIMINAL LIABILITY

DATE:
TIME:

INSTRUCTIONS TO CANDIDATES:

SECTION A

This question is compulsory

Question 1:

On the night of 15th June 2024, Mr. Michael Nsubuga, a resident of Kamwenge District, went to visit his friend, Mr. Joseph Akena, in Kirihura. Upon returning home early the next morning, Mr. Nsubuga discovered that his house had been broken into. The front door was shattered, and several items inside the house, including a flat-screen television, a laptop, and an assortment of valuable jewelry, were missing. The police were immediately informed and investigated. During the investigations it was revealed that the person responsible for the break-in was a former tenant, Mr. William Okello, who had previously rented a room in Mr. Nsubuga's house but was evicted after a dispute regarding unpaid rent. Mr. Okello, who was known to have had a key to the property, had been seen nearby on the day of the break-in.

When police officers visited Mr. Okello's residence to question him, they found a portion of the stolen property in his house. Upon questioning, Mr. Okello confessed that he had entered the property without Mr. Nsubuga's consent, broken the door, and stole the items. He also admitted to damaging some of Mr. Nsubuga's furniture during the break-in.

a) You act as the government lawyer, citing relevant authorities, advise the DPP on the offences that Mr. Okello can be charge thereof citing the relevant elements that the prosecution must prove to secure a conviction **(20 marks)**

b) Discuss the possible defences Mr. Okello may raise to the charges (**5 marks**)

Question 2:

Yokana,a 32-year-old man, and his wife, **Nakintu**, had been married for 15 years. Over the years, their relationship deteriorated due to frequent arguments and **Yokana's** drinking problem. One night, after a particularly heated argument, Yokana lost his temper and struck **Nakintu** multiple times with a metal rod. **Nakintu**, severely injured, fell to the ground, unconscious. **Yokana**, fearing she was dead, decided to cover up the incident. He placed **Nakintu's** body in the family car and drove it to a remote area, where he set the car on fire, making it look like an accident. After some days, **Nakintu's** body was discovered, and a police investigation was launched. Yokana initially denied any involvement in her death, but during the investigation, he admitted to hitting her but claimed that he never intended to kill her. He stated that the whole incident was an accident, triggered by a sudden outburst of anger.

a) With the aid of relevant authorities, advise the prosecution on the offence(s) that Yokana

could be charged with if any. (15 marks)

b) Identify the ingredients and punishments for the offence(s) (10 marks)

Question 3:

Yokana, a 32-year-old man, and his wife, **Nakintu**, had been married for 15 years. Over the years, their relationship deteriorated due to frequent arguments and **Yokana's** drinking problem. One night, after a particularly heated argument, Yokana lost his temper and struck **Nakintu** multiple times with a metal rod. **Nakintu**, severely injured, fell to the ground, unconscious. **Yokana**, fearing she was dead, decided to cover up the incident. He placed **Nakintu's** body in the

family car and drove it to a remote area, where he set the car on fire, making it look like an accident. After some days, **Nakintu's** body was discovered, and a police investigation was launched. Yokana initially denied any involvement in her death, but during the investigation, he admitted to hitting her but claimed that he never intended to kill her. He stated that the whole incident was an accident, triggered by a sudden outburst of anger.

a) With the aid of relevant authorities, advise the prosecution on the offence(s) that Yokana

could be charged with if any. (15 marks)

b) Identify the ingredients and punishments for the offence(s) (10 marks)

SECTION B

Choose any 1 from 2

Question 1:

With the aid of relevant authorities where possible make a clear distinction between the following offences highlighting the ingredients of each**.**

a. Bribery (**5marks**)

b. Abuse of Office. (**5marks**)

c. Embezzlement (**10 marks**)

d. Disobedience of Orders (**5marks**)

Question 2:

With the aid of relevant authorities where possible make a clear distinction between the following offences highlighting the ingredients of each.

a) Burglary and House Breaking. (**10 marks**)

b) Perjury and Contempt of Court (**10 marks**)

c) Breaking and entering(**5 marks**)

Question 3:

With the aid of relevant authorities where possible make a clear distinction between the following offences highlighting the ingredients of each**.**

a) a) Robbery (**5 marks**)

b) Abduction (**10 marks**)

c) Criminal Trespass (**10 marks**)

Question 4:

With the aid of relevant authorities where possible make a clear distinction on any 3 offences against the administration of Justice **(25 marks)**

SECTION C

Question 1:

"All offences against the state are capital and carry a maximum penalty of death". Citing the relevant provisions of the law and decided cases, clearly discuss the statement. (**25 Marks)**

Question 2:

With the aid of relevant authorities, compare and contrast the offences of kidnapping and abduction in criminal law.. (**25 Marks)**

Question 3:

The Director of Public Prosecutions has been invited to a workshop and she has identified you as the only capable research assistant. In a detailed memorandum and with the aid of relevant statutes and case law, discuss the offence of treason in Uganda **(25 Marks)**

Question 4:

The Director of Public Prosecutions has been invited to a workshop, and she has identified you as the only capable research assistant. In a detailed memorandum and with the aid of relevant statutes and case law, discuss the offences of malicious damage to property and Criminal Trespass **(25 Marks)**

Question 5:

As a student of criminal liability, with the aid of relevant authorities, write a detailed memorandum on the principles governing the law of Man slaughter (**25 marks**)