



REPUBLIC OF KENYA
COUNCIL OF LEGAL EDUCATION

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EXAMINATION FOR ADMISSION TO THE ROLL OF ADVOCATES

REGISTRATION NUMBER:

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CENTRE: Co-operative University JKUAT Kenya School of Law

ATP103: LEGAL WRITING & DRAFTING

Examination Series: April 2026

Date: 16th April 2026

Time: 09:00AM - 12:00PM

Duration: 3 hours

Instructions to Candidates:

- Enter your registration number and tick the exam Centre in the space provided.
- Answer **FIVE (5)** questions, including question **ONE**, which is **COMPULSORY**.
- Question **ONE** carries **20 Marks**. All other questions carry **10 Marks** each.
- Attempt each question in the space provided.
- Answers **MUST** be supported by relevant statutory provisions and case law where required.
- Do not write your name in the booklet.
- Ensure your handwriting is **LEGIBLE**.

FOR EXAMINER'S USE ONLY

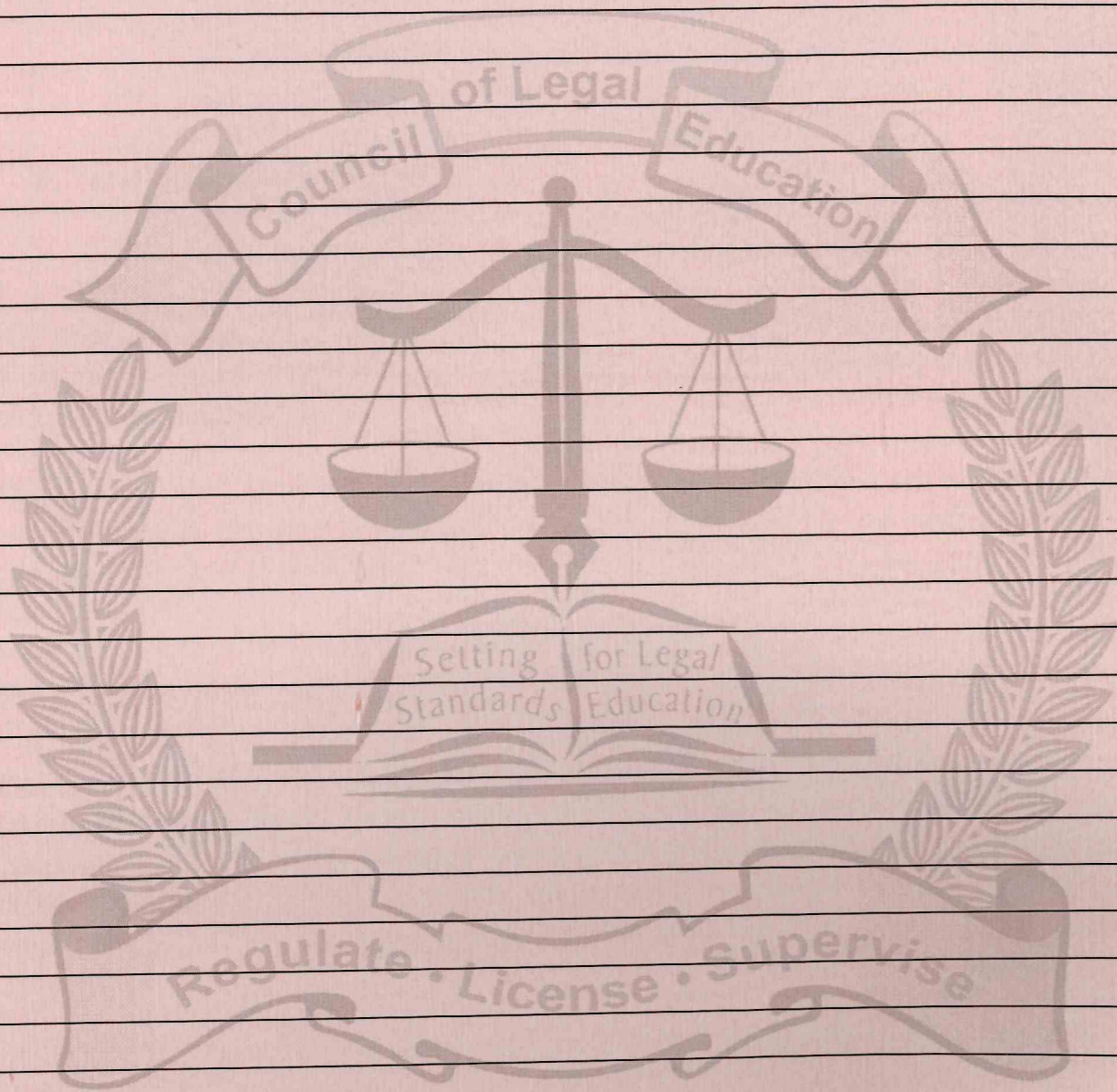
Question Number	Examiner		Internal Moderator		External Moderator		Quality Assurer	
	Mark	Initials	Mark	Initials	Mark	Initials	Mark	Initials
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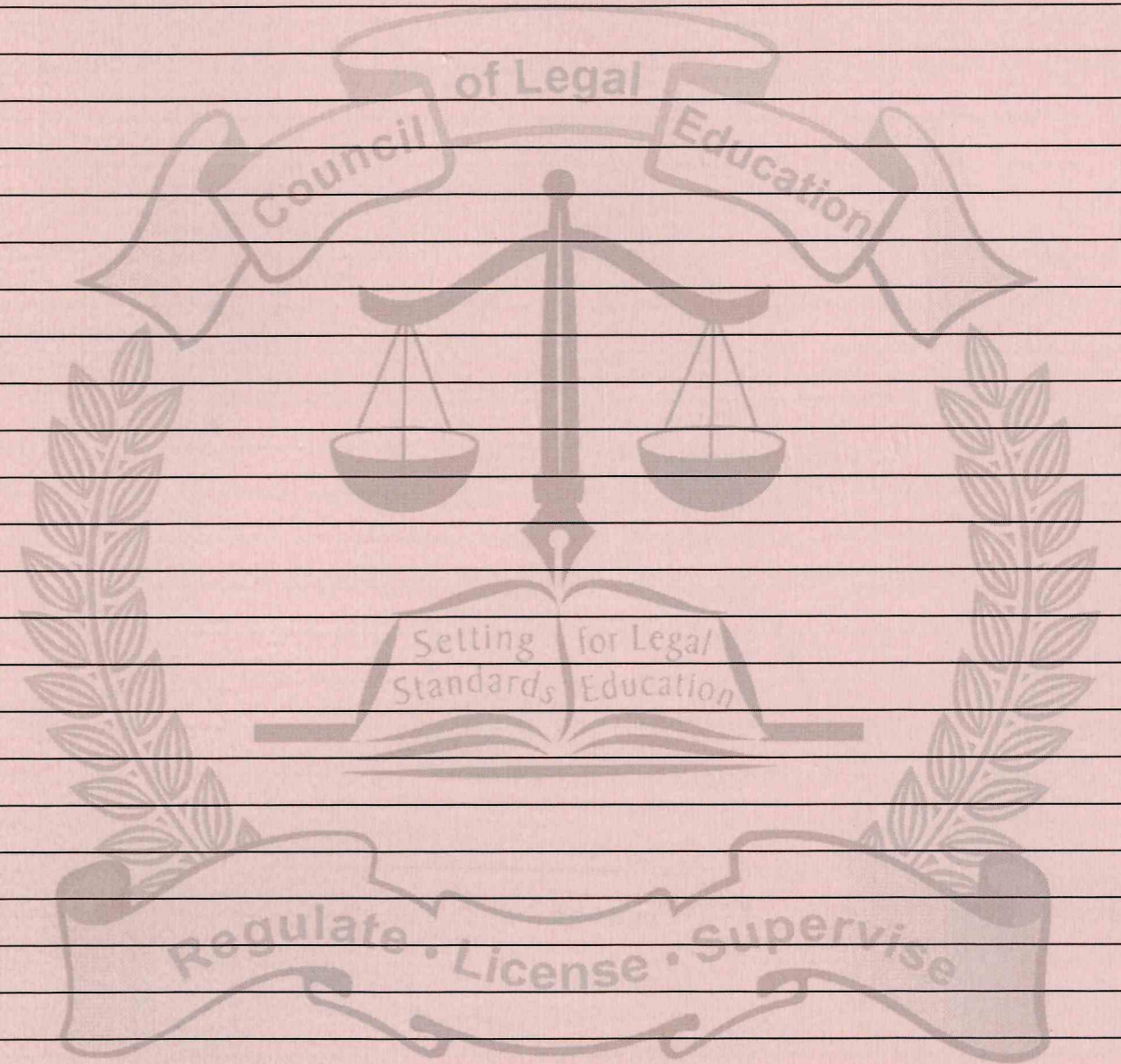
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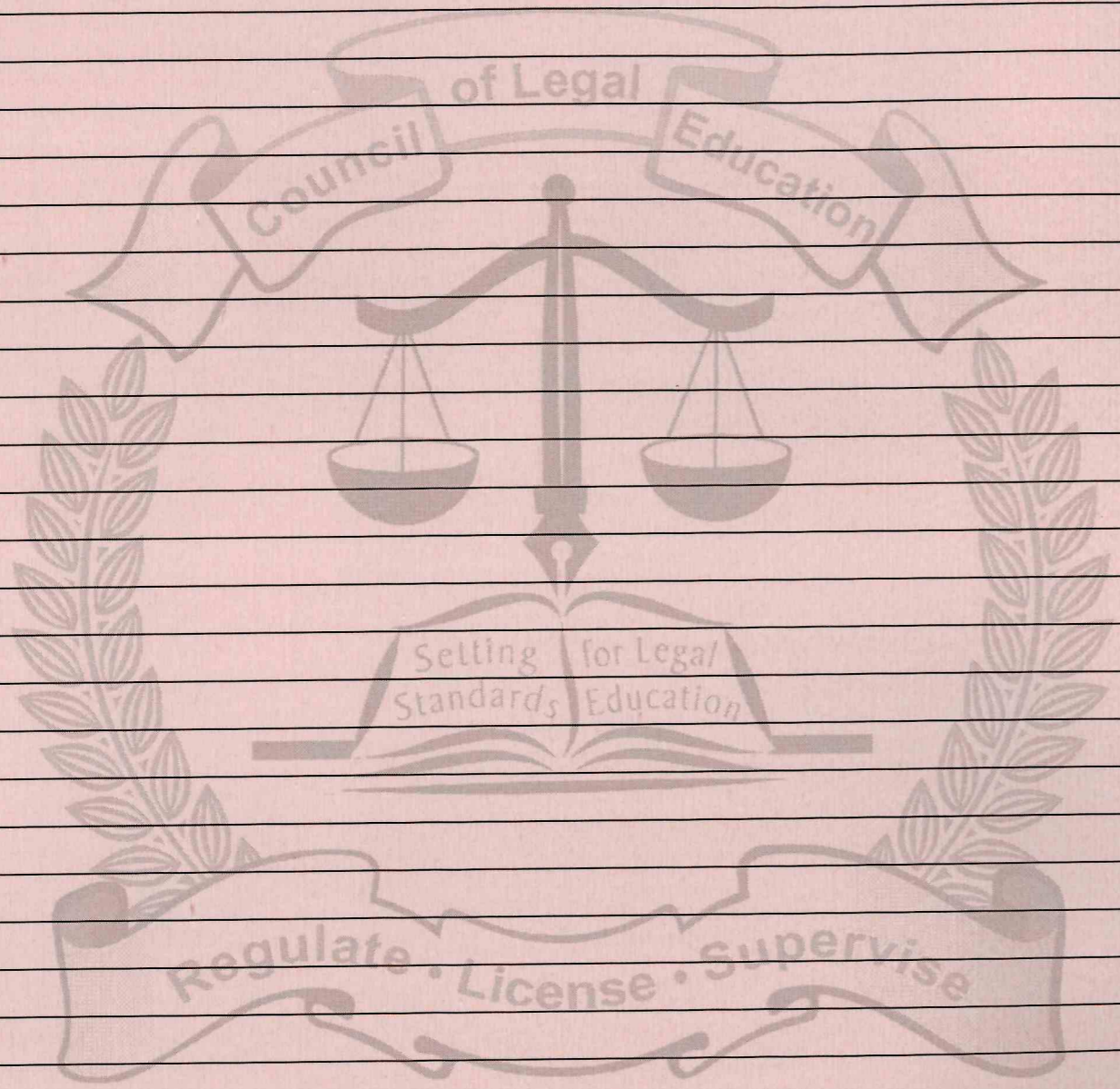
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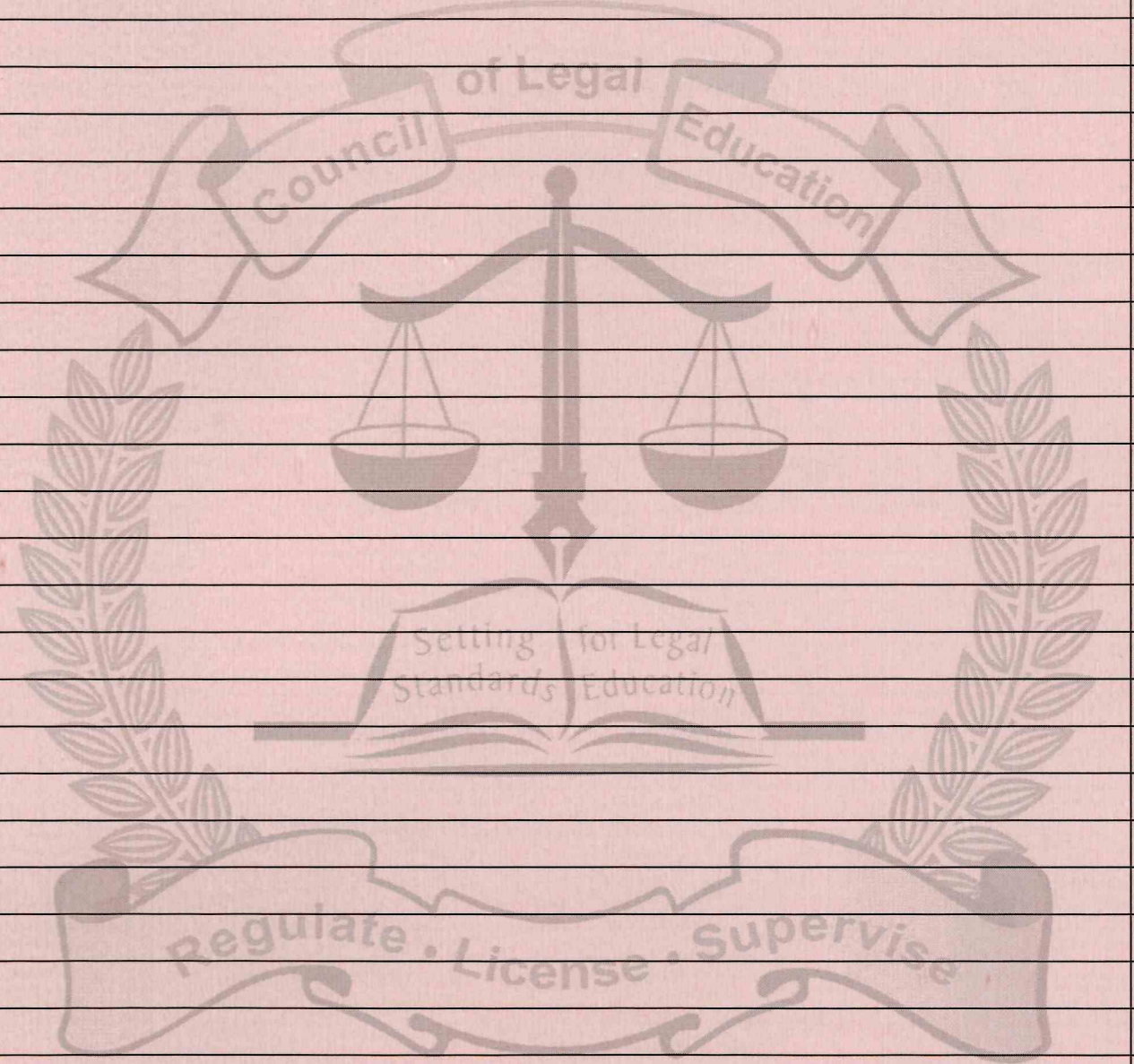
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QUESTION TWO

A lease agreement contains the following legal and contractual obligations:

- i. Lessee shall observe and perform the obligations imposed upon him by the lessor under the lease in a commercially reasonable manner.
- ii. Lessee shall enforce the terms, covenants and conditions contained in the lease upon the part of the lessee thereunder to be observed or performed in a commercially reasonable manner provided the lessee shall not terminate or accept a surrender of any lease without agent's prior approval except to the extent required under the lease.
- iii. Lessor shall not collect any of the rents more than one (1) month in advance.
- iv. Lessor shall not alter, modify or change any lease so as to change the amount of rent of or payment date of rent, change the expiration date, grant any option of additional space or term, materially reduce the obligations of the lessee or materially increase the obligations of the lessor.
- v. Lessee shall not execute any assignment of lessor's interest in the lease.

Rewrite the obligations contained in the lease agreement in simple and plain English.

(10 marks)

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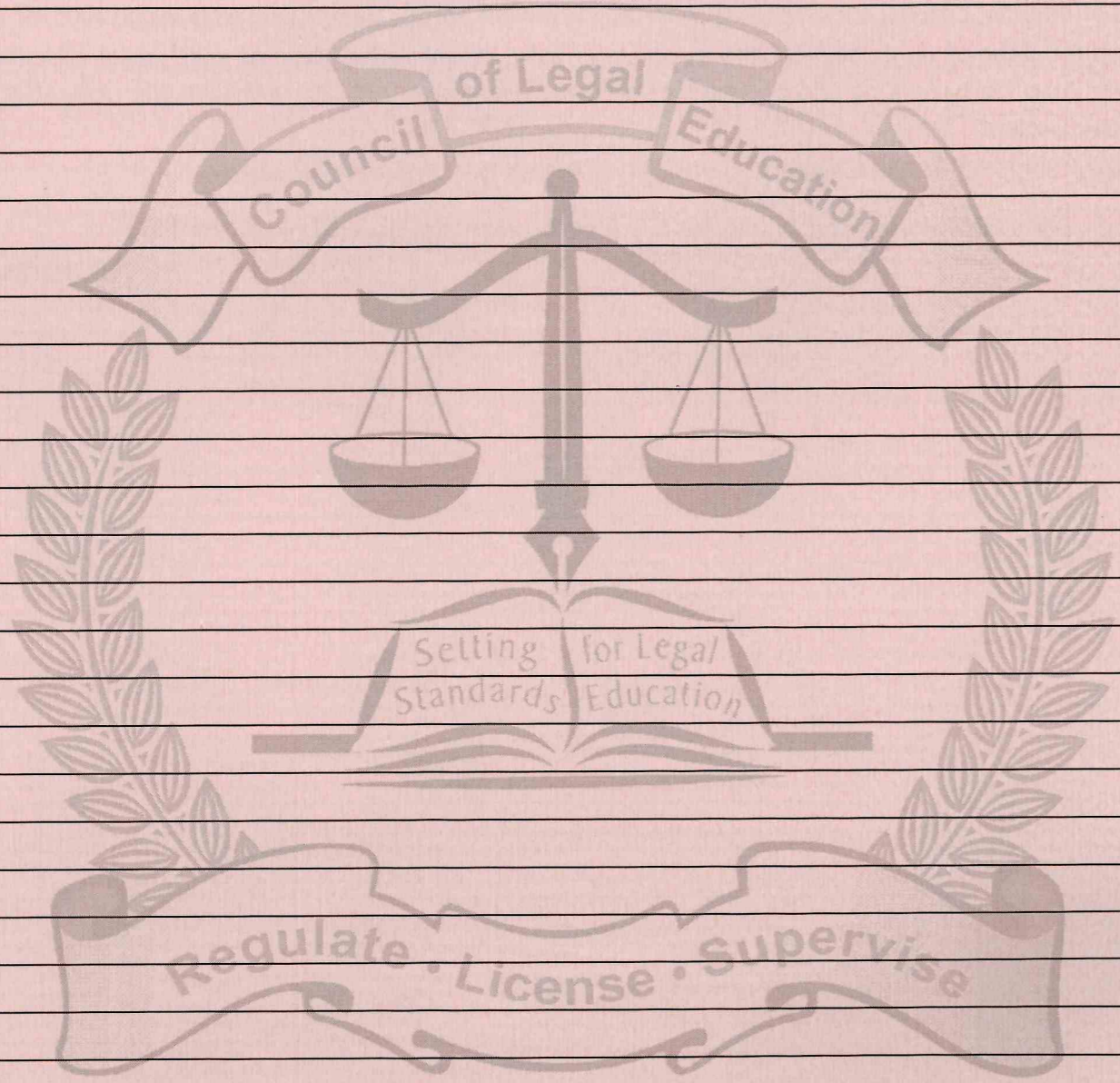
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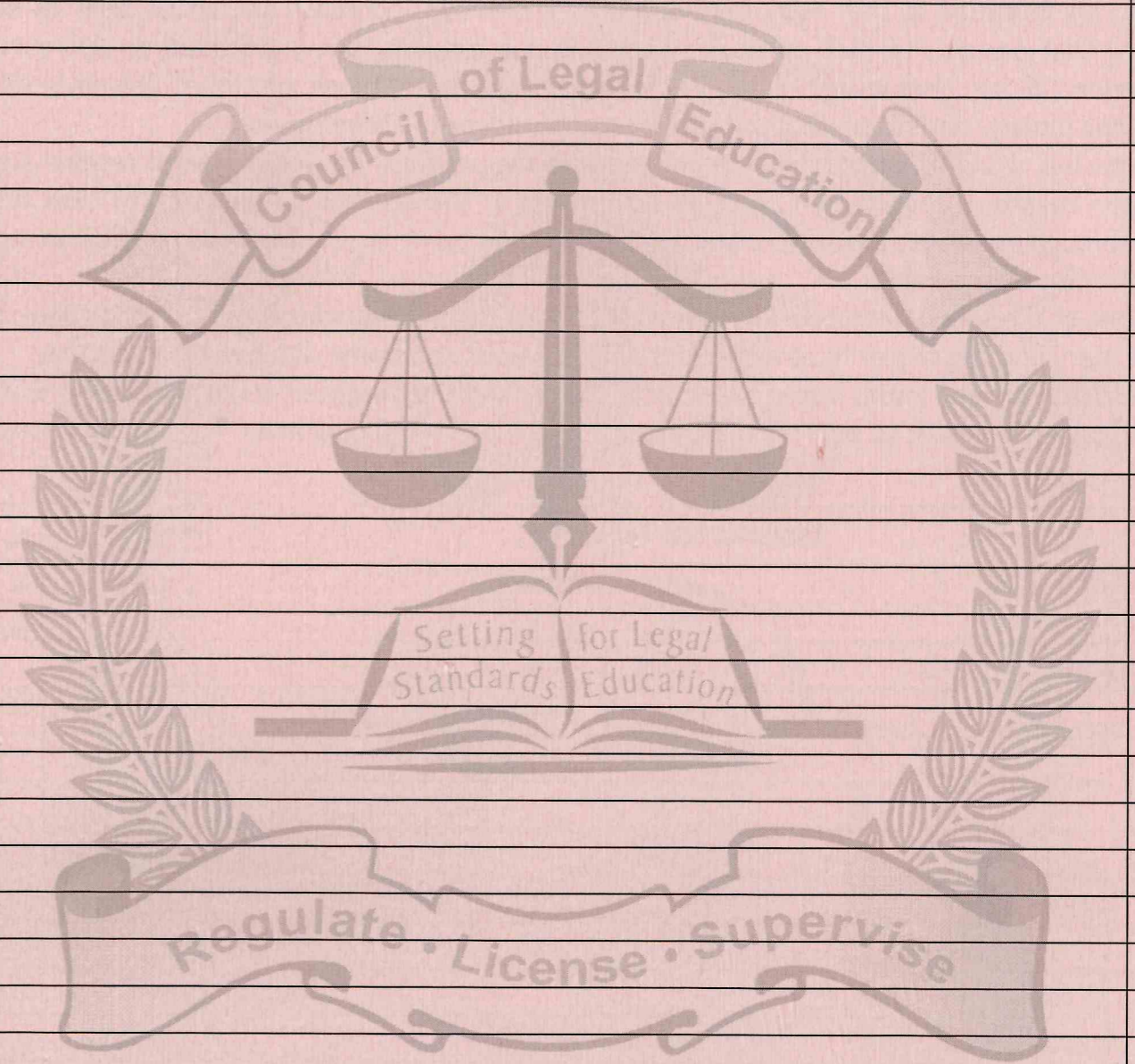
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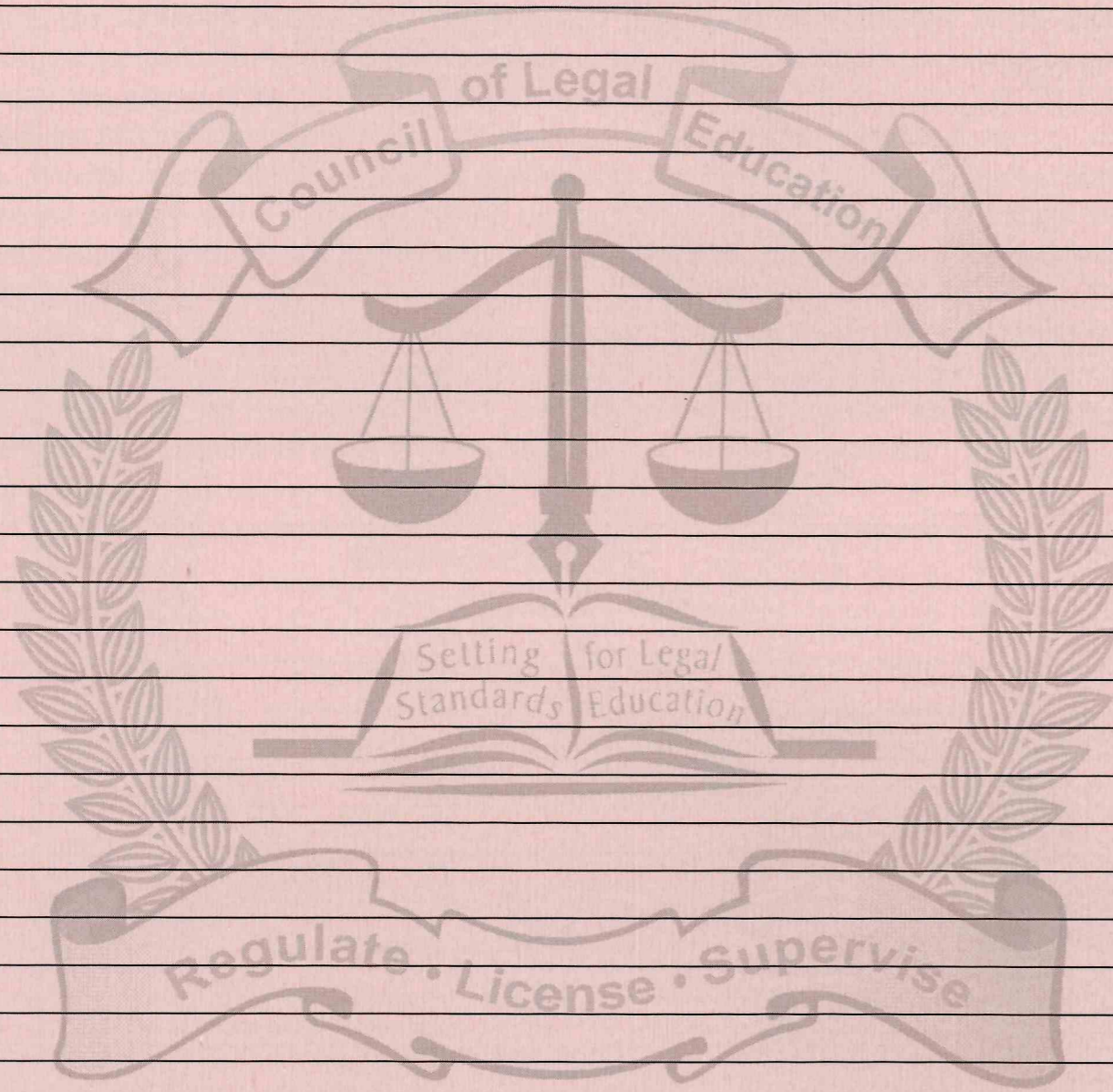
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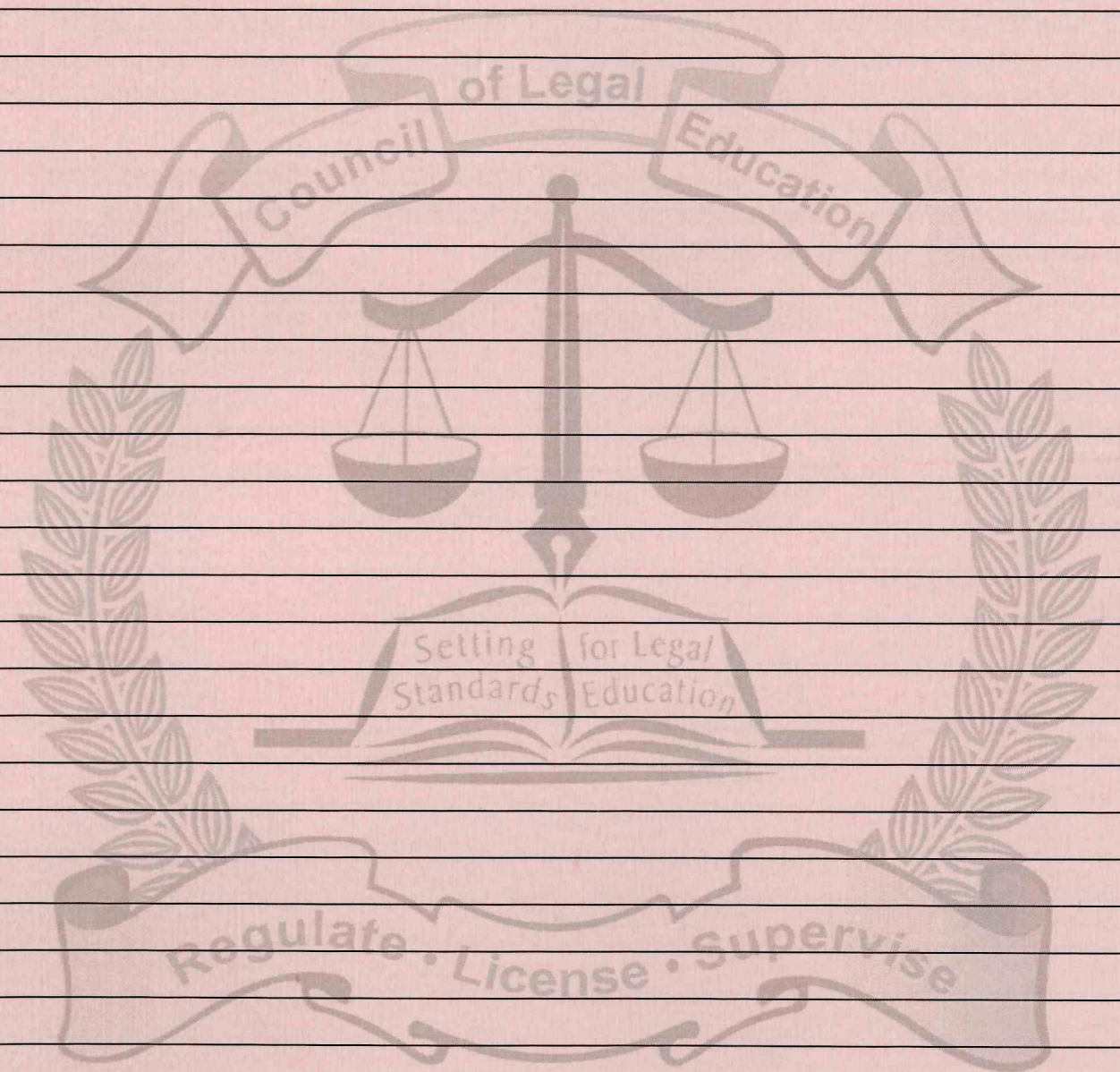
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QUESTION FOUR

The Ministry of Agriculture intends to spearhead the drafting of a legislation intended to regulate the sale, transportation and processing of miraa in the country. The Ministry believes that the miraa crop plays a critical role in the economy of the country and therefore the need for the regulation in order to realize the full potential of the crop. In this regard, the Ministry envisions that there shall be a Miraa Regulatory Authority responsible for the development of the miraa crop including issuing licenses, marketing and research. Such a body shall be a body corporate funded by the government with a Board, a Chief Executive Officer and staff.

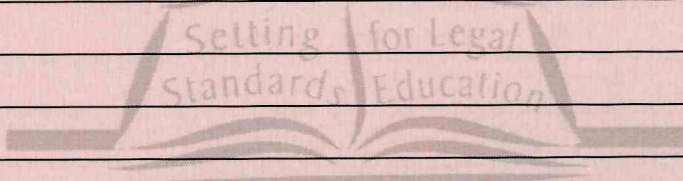
In terms of the regulation, it is proposed that persons who purchase miraa for the purpose of resale, transporters and persons who value-add the miraa crop shall be required to apply for a license which shall be renewed annually. It shall be an offence to undertake these activities without a license and that the responsible body may cancel a license for failure to adhere to the Act or terms and conditions of the license.

You are a legislative drafting expert and have been seconded from the office of the Attorney-General to assist the Ministry come up with the requisite legislative proposal. Prepare a legislative plan for the proposed miraa legislation. **(10 marks)**

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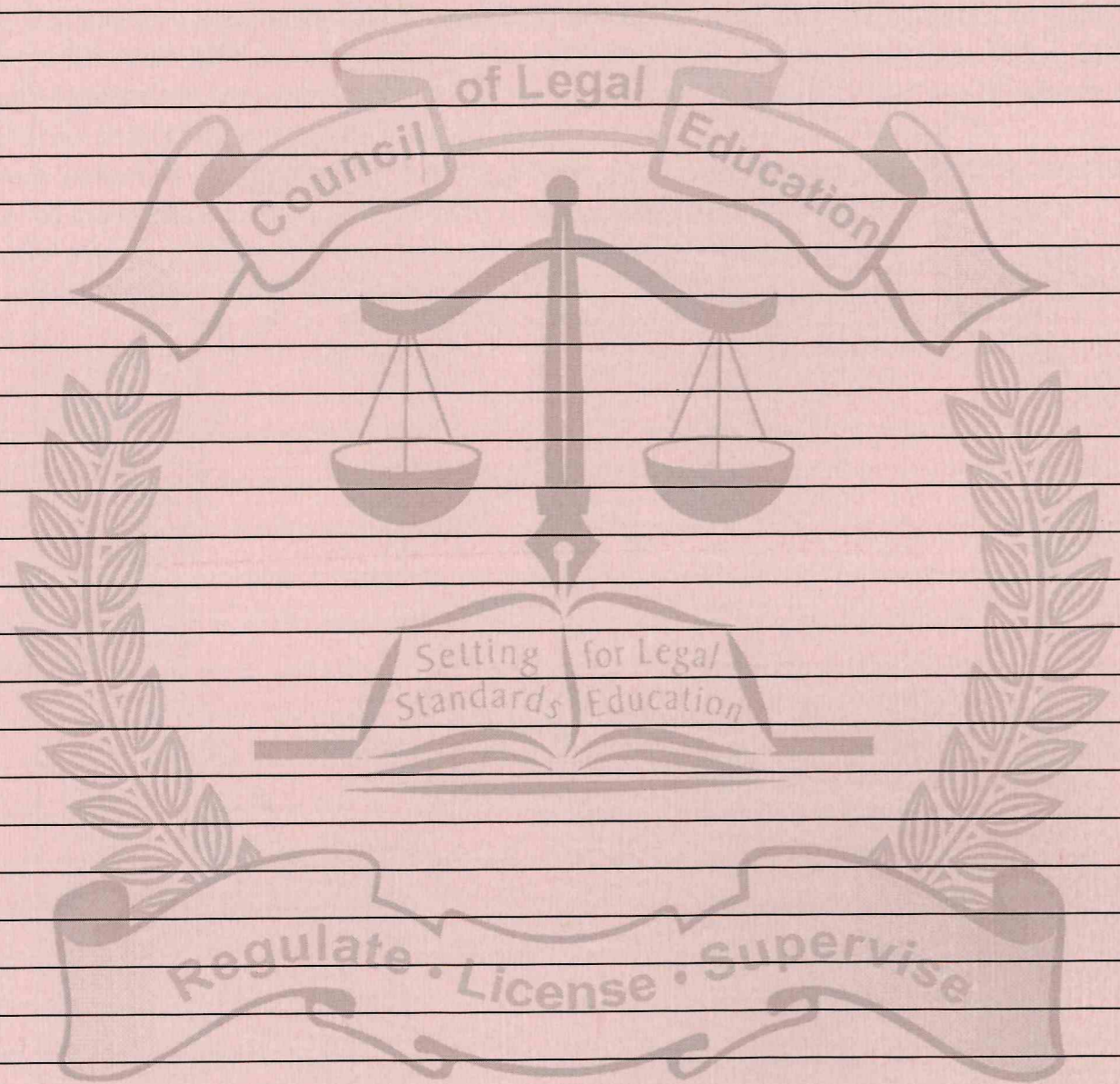
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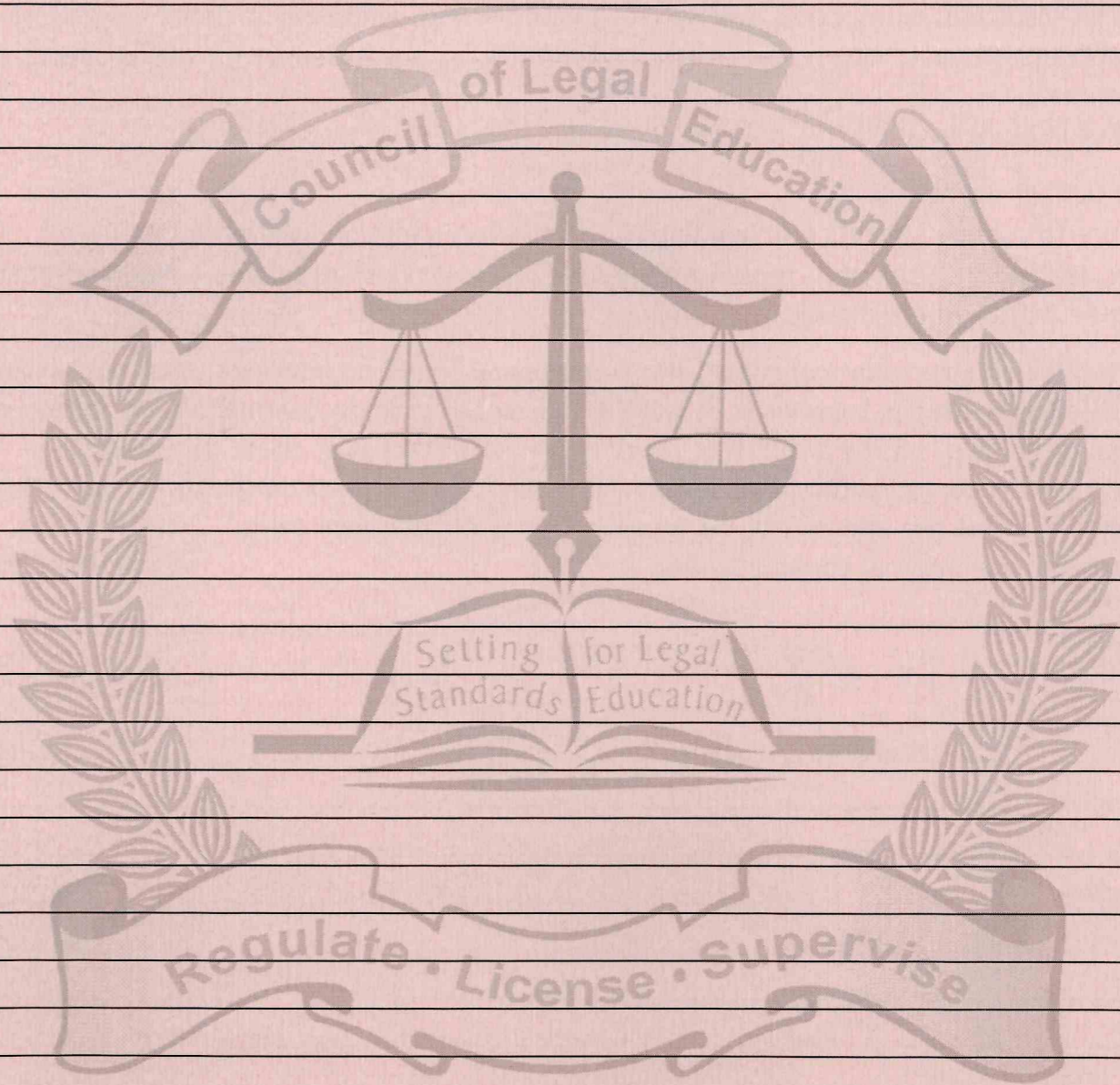
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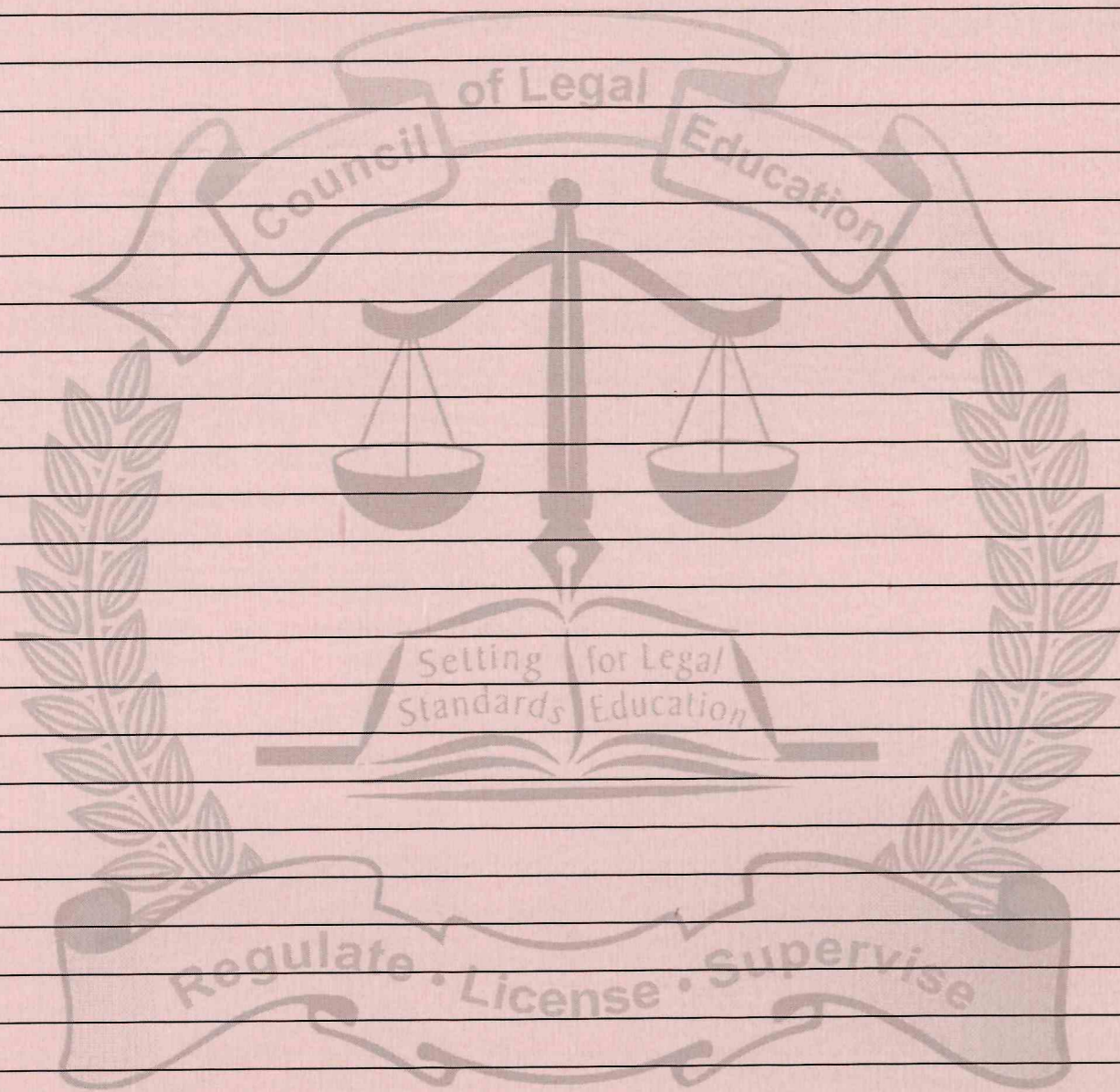
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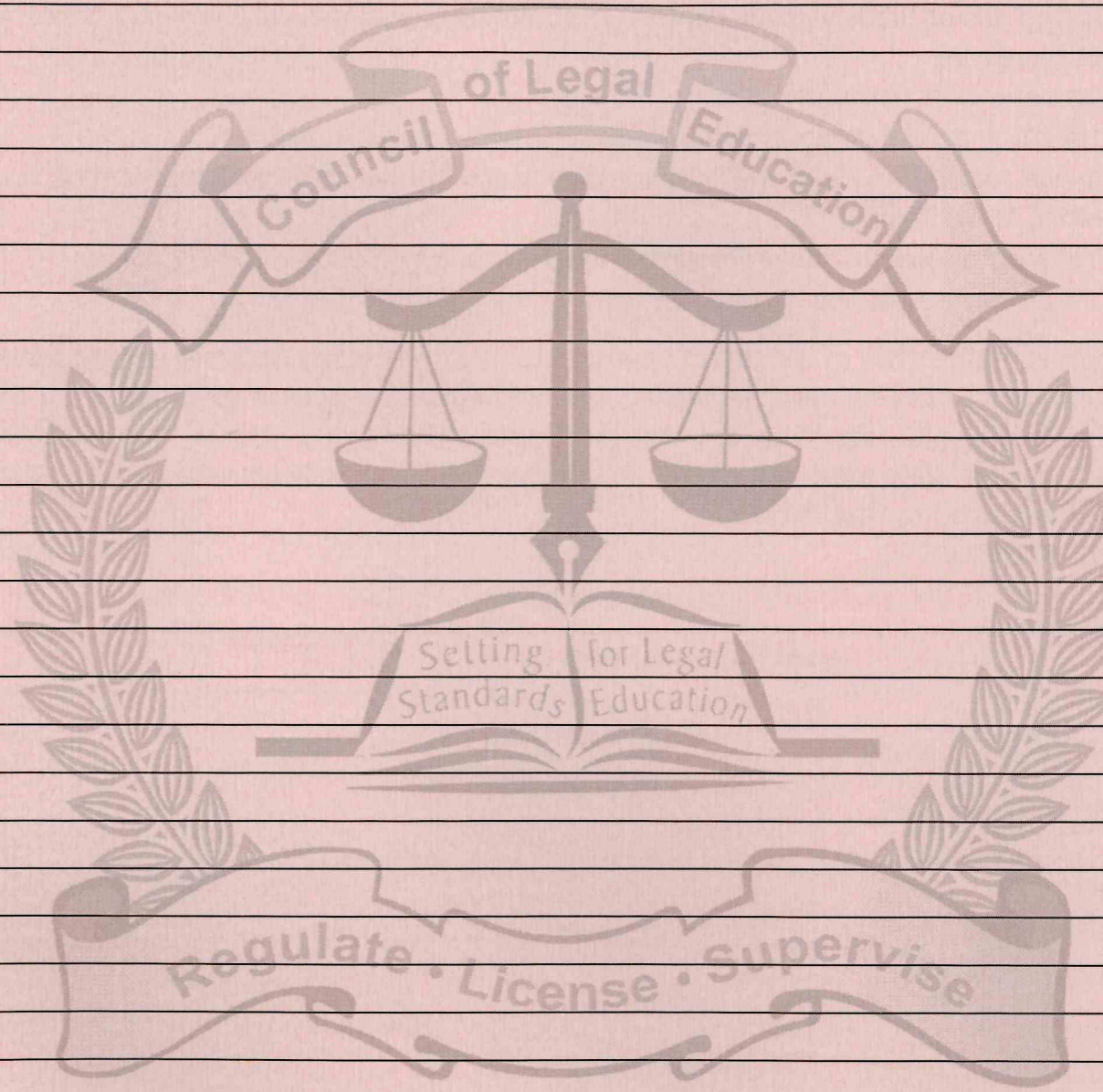
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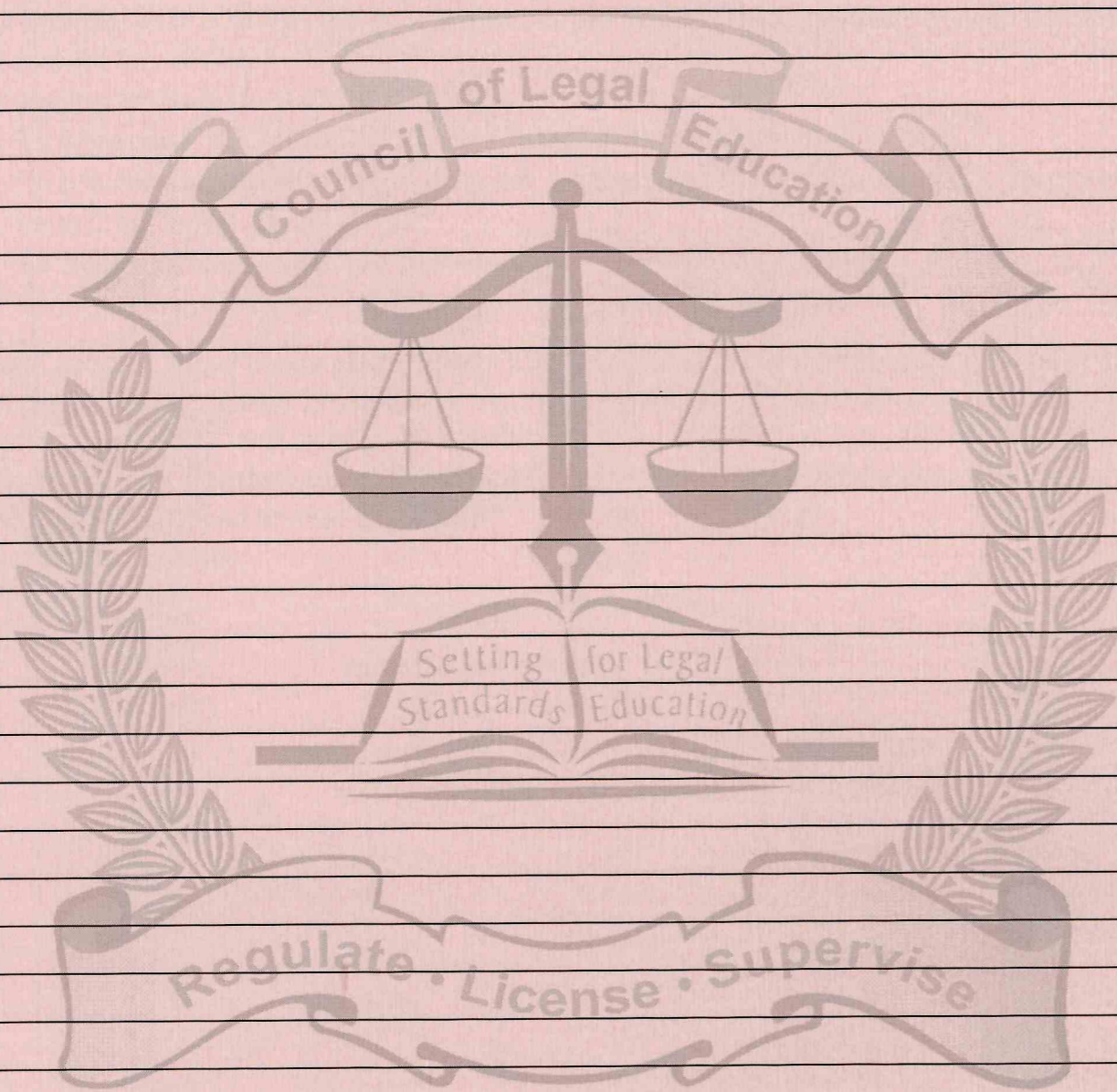
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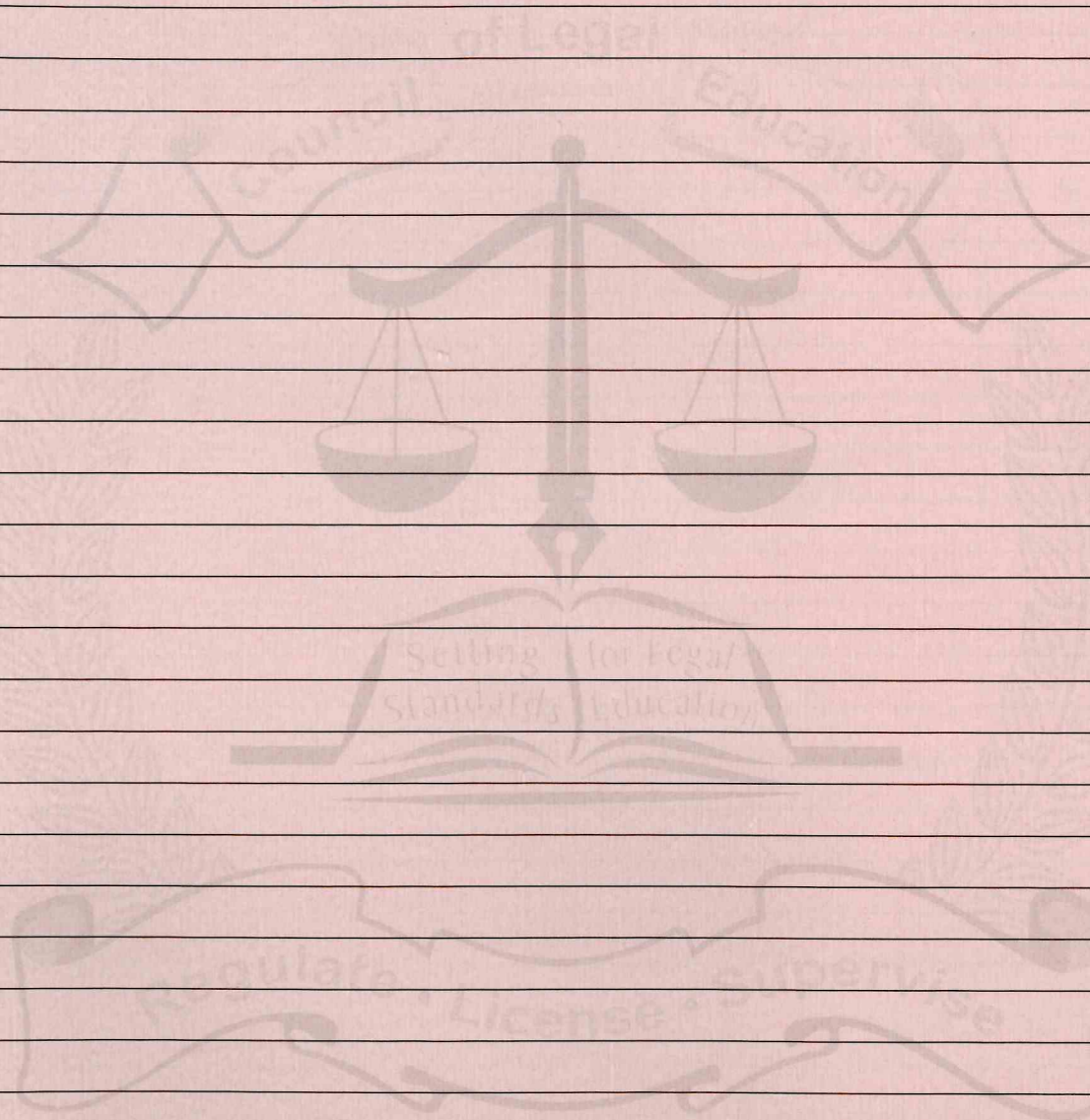
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