



LAW SCHOOL

Bachelor of Laws (LLB) Program

May-August 2024

RLB 406: GENDER AND THE LAW

MAIN EXAMINATIONS

TOTAL: 70 MARKS

INSTRUCTIONS

1. Question **ONE** is compulsory. Select any **TWO** additional questions from the rest of the questions.
2. Your answers should be written clearly and concisely.
3. Each answer must be structured logically and supported with appropriate legal reasoning.
4. Cite relevant case law, statutes, and other authoritative sources to support your arguments.
5. Start each answer on a new page.
6. Clearly indicate the number of the question you are answering.

QUESTIONS

QUESTION ONE

Explain how the domestic and international law framework in Kenya has responded to historical injustices against women that emanate from the following concepts of feminist jurisprudence;

- a) Gender and sex;
- b) Equality and non-discrimination;
- c) Patriarchy;
- d) Agency and autonomy.

(30 marks)

QUESTION TWO

- a) Discuss the role of the law in protecting reproductive health rights and demonstrate how this contributes to gender justice / gender equality in Kenya. **(10 marks)**
- b) Identify the weaknesses of the legal framework regulating and protecting reproductive health rights in Kenya and suggest legal reforms towards addressing these weaknesses.

(10 marks)

QUESTION THREE

Explain how the Protocol to the African Charter of Human and People's Rights on the Rights of women in Africa (Maputo Protocol) specifically and uniquely protects the rights of women in Africa as an intersectional group. **(20 marks)**

QUESTION FOUR

Identify and explain the key aspects of gender justice / gender equality and discuss the legal reforms that have been implemented in Kenya in the last 20 years towards achieving these ends of gender justice / gender equality. **(20 marks)**

QUESTION FIVE

Discuss how conventional conceptualization of work and related social constructions of gender have impacted women's socioeconomic rights and identify the legal reforms that have been put in place to remedy this impact. **(20 marks)**