



TECHNICAL UNIVERSITY OF MOMBASA
Faculty of Business & Social Studies

DEPARTMENT OF BUSINESS STUDIES

DIPLOMA IN PROCUREMENT AND MATERIALS MANAGEMENT
DIPLOMA IN LOGISTICS AND TRANSPORT MANAGEMENT
DIPLOMA IN HUMAN RESOURCE MANAGEMENT
DIPLOMA IN BUSINESS MANAGEMENT
DIPLOMA IN SALES AND MARKETING

BMG 2101: BUSINESS LAW I

SPECIAL/SUPPLEMENTARY EXAMINATIONS

SERIES: FEBRUARY 2015

TIME: 2 HOURS

INSTRUCTIONS:

- This paper consists of **FIVE** questions.
 - Answer question **ONE (Compulsory)** and any other **TWO** questions.
- This paper consists of Two printed pages.***

QUESTION 1 (Compulsory)

- a) Both parliament and courts of law have in various ways attempted to control delegated legislation explain the parliamentary control of delegated legislation. **(10 marks)**
- b) Explain any **FIVE** factors or circumstances destroying or weakening the binding force of precedent. **(10 marks)**
- c) Explain the various shortcomings of common law as a source of law. **(10 marks)**

QUESTION 2

- a) What is meant by defamation? Explain the conditions to be fulfilled in order for a person to successfully sue for defamation. **(10 marks)**
- b) Explain the various ways of discharging a contract. **(10 marks)**

QUESTION 3

- a) Explain the various endorsements in bills of exchanges. **(10 marks)**
- b) Explain **FIVE** ways in which an agency relation may come into existence. **(10 marks)**

QUESTION 4

- a) What is meant by privity of a contract? Explain **FOUR** exemptions of a privity of a contract. **(10 marks)**
- b) Explain the various classification of bills under the negotiable instruments. **(10 marks)**

QUESTION 5

- a) What is meant by nuisance? Explain the various defences of nuisance. **(10 marks)**
- b) Explain the various ways in which Agency may be terminated by Act of Parliament. **(10 marks)**