



TECHNICAL UNIVERSITY OF MOMBASA

SCHOOL OF BUSINESS

DEPARTMENT OF MANAGEMENT SCIENCE

UNIVERSITY EXAMINATION FOR:

MASTERS OF SCIENCE IN PROCUREMENT

BPC: 5108: LEGAL & ETHICAL ISSUES IN PROCUREMENT & LOGISTICS

END OF SEMESTER EXAMINATION

SERIES: DECEMBER 2016

TIME: 3 HOURS

DATE: Pick Date Dec 2016

Instructions to Candidates

You should have the following for this examination

-Answer Booklet, examination pass and student ID

This paper consists of **FIVE** questions. Attempt question ONE (Compulsory) and any other TWO questions.

Do not write on the question paper.

Question ONE

You are the procurement manager of TUQ University. The Management of the university wishes to procure laptops for its academic staff. You have been invited to render advice and guidelines on the procedure to be followed to ensure compliance with all procurement laws and regulations.

- a) With precision advise the management of TUQ university on the primary procurement procedure available and how to initiate it (12 Marks).
- b) Explain to the management of TUQ university FOUR alternative procurement procedure available (10 Marks).
- c) Defines the term "public entity" as envisaged under the procurement laws (8 Marks)

Question TWO

- a) Discuss how a procuring entity should deal with the contradicting concepts of participation and confidentiality in procurement proceedings (10 Marks)

b) Discuss the roles of the public procurement Regulatory authority (10 Marks).

Question THREE

- a) Discuss the provisions of the law relating to disposal of obsolete and surplus stores by public entities (12 Marks)
- b) Discuss the categories of persons debarred from participating in procurement proceedings (8 Marks)

Question FOUR

- a) Discuss the issues excluded from administrative review in procurement proceedings (8 Marks).
- b) Discuss the contribution of international law to procurement practises (12 Marks)

Question FIVE

- a) Discuss the law of terminating procurement proceedings (12 Marks)
- b) Discuss the legal basis of procurement authority (8 Marks)