



TECHNICAL UNIVERSITY OF MOMBASA

SCHOOL OF BUSINESS

DEPARTMENT OF BUSINESS ADMINISTRATION

UNIVERSITY EXAMINATION FOR:

DIPLOMA IN PROCUREMENT AND MATERIAL MANAGEMENT

DIPLOMA IN LOGISTICS AND TRANSPORT MANAGEMENT

DIPLOMA IN HUMAN RESOUIRCES MANAGEMENT

DIPLOMA IN BUSINESS MANAGEMENT

DIPLOMA IN SALES AND MARKETING

DIPLOMA IN BUSINESS ADMINISTRATION

DIPLOMA IN ACCOUNTANCY

DIPLOMA IN FRONT OFFICE

BMG 2101: BUSINESS LAW

END OF SEMESTER EXAMINATION

SERIES:DECEMBER2016

TIME:2HOURS

DATE:Pick DateDec2016

Instructions to Candidates

You should have the following for this examination

-Answer Booklet, examination pass and student ID

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

Do not write on the question paper.

Question ONE

- a. Explain the tests which a custom must satisfy for its judicial recognition 10mks
- b. In relation to law of tort, Explain the term negligence and outline its essential ingredients
10mks
- c. What is privity of a contract explain any four exemptions of it 10mks

Question TWO

- a. Explain the various way ways in which Agency comes into existence 10mks
- b. What is Defamation .Explain the factors to be proved for an action of defamation 10mks

Question THREE

- a. What is endorsement Explain the various kinds of endorsement 10mks
- b. Explain the various kinds of case laws or judicial precedents 10mks

Question FOUR

- a. In Kenya customary law applies subject to a particular limitations explain those limitations
10mks
- b. Explain the various ways in which a contract may be discharged .10mks

Question FIVE

- a. Define Domicile and explain the various kinds of Domicile .10mks
- b. Explain the various differences between a crime and civil wrong 10mks