TECHNICAL UNIVERSITY OF MOMBASA

UNIVERSITY EXAMINATION FOR:

CERTIFICATE IN HUMAN RESOURCE MANAGEMENT

CERTIFICATE IN STORES MANAGEMENT

CERTIFICATE IN BUSINESS MANAGEMENT

BMG 1101: **ELEMENTS OF LAW**

END OF SEMESTER EXAMINATION

SERIES: DECEMBER 2016

TIME: 2 HOURS

DATE:

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** and any other **TWO** questions from this paper.
Do not write on the question paper.

SECTION A (Compulsory)

QUESTION 1 (Compulsory)

a) Parliament has the law making power; and may in certain circumstances delegate the power of making law to another body.
   i) Identify the type of law that may be made under such power.   **(2 marks)**
   ii) State the merits and demerits of such law.   **(12 marks)**
   iii) Clearly explain what happens to a bill of parliament in the committee stage and third reading stage.
                                                                                     (6 marks)

b) Explain any **FIVE** the rules relating to transfer of property in goods in sale of goods.   **(10 marks)**

QUESTION 2

a) The hire purchase agreement imposes legally binding obligations on the owner and the hirer. State the duties of the owner and the duties of the hirer.   **(10 marks)**

b) State the rules applied by court of law in the interpretation of statutes. **(10 marks)**

QUESTION 3

a) State and explain any **FIVE** ways through which leases are terminated. **(10 marks)**

b) State and explain **FIVE** short comings or problems associated with the common law. **(10 marks)**

QUESTION 4

In relation to the law of torts explain the extent of liability for tortions Acts of the following persons.

a) Minor
b) Persons of unsound mind
c) Husband and wives
d) Corporations
e) Partners **(20 marks)**

QUESTION 5

a) Explain any **FIVE** sources of law as provided under the Judicature Act. **(10 marks)**

b) Explain any **FIVE** essential elements of a valid contract under the law of contracts. **(10 marks)**