

**TECHNICAL UNIVERSITY OF MOMBASA**  
**SCHOOL OF BUSINESS**  
**DEPARTMENT OF BUSINESS ADMINISTRATION**  
**DEPARTMENT OF MANAGEMENT SCIENCE**  
**END OF SEMESTER EXAMINATION**  
**BUSINESS LAW I**  
**BMG 2101**

**APRIL SERIES 2016**

**TIME : 2 HOURS**

**INSTRUCTIONS**

Answer question **one** which is **compulsory** any other **Two** questions.

1. a) Explain to what extent are common laws and Equity sources of law in Kenya (10 mks)  
b) Explain the difference between a tort and contract (10 mks)  
c) Explain the various remedies for a breach of a contract (10 mks)
2. a) What is privity of a contract? Explain any four exemptions of it (10 mks)  
b) What is meant by a holder in due course? (10 mks)
3. a) Explain the various ways in which agency may be terminated by an operation of law (10 mks)  
b) Explain any five features of a corporation (10 mks)
4. a) State the legal principle of Ryland's Vs Fletcher and explain four defenses of this rule (10 Mks)  
b) Explain the short comings of common laws as a source of law (10 mks)
5. a) Define domicile and explain the four kinds of domiciles (10 mks)  
b) What is defamation? Explain the facts to be proved before an action for defamation. (10 mks)