



TECHNICAL UNIVERSITY OF MOMBASA

School of Business

Department of Business Administration

UNIVERSITY EXAMINATION FOR:
BACHELOR OF TECHNOLOGY IN MECHANICAL ENGINEERING
BMG4450: LAW FOR ENGINEERS
END OF SEMESTER EXAMINATION

SERIES: JULY 2025

TIME: 2 HOURS

DATE: Pick Date JULY 2025 Pick Year

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

Bim & Ngech LLP is a business enterprise registered in Kenya and does most of its business in the country. It specializes in mechanical engineering and consulting work. Recently, the manager, Eng. Okello hired two engineers with special skills in motor vehicle repairs and assembly and dismissed a technician who has now sued Eng. Okello on grounds of unfair dismissal. A client who had visited the yard was injured by a forklift which was being repaired and while testing it, the technician knocked the client and injured his shoulder and knees. Eng. Okello dismissed the technician whom he had previously served with warning letters for negligence at workplace. The manager also employed seven students of engineering from the Technical University of Mombasa to give them practical experience and training on various factory machines. The other members of the partnership delegated the authority to Eng. Okello as the manager to

make contracts of purchases of office equipment, supplies of stationery and insurance. He approached Mega Protectors Insurance Co. Ltd and signed a contract of insurance of all the property of the partnership.

- (a) (i) Distinguish between termination and dismissal. (2 marks)
- (ii) Identify the court with the jurisdiction to resolve the dispute. (2 marks)
- (iii) Give the reason why the court will decline to hear the matter. (2 marks)
- (iv) Explain two grounds of unfair dismissal. (4 marks)
- (b) (i) Explain the meaning of 'risk' in insurance contracts. (2 marks)
- (ii) Outline for main types of information the person seeking to be insured must provide to the insurer. (8 marks)
- (c) Explain five features of general partnership as a form of business organization. (10 marks)

Question TWO

- (a) Explain five jurisdictions of the Supreme Court of Kenya. (10 marks)
- (b) Explain five differences between formal and informal law. (10 marks)

Question THREE

- (a) (i) Distinguish between a contract of service and a contract for service. (2 marks)
- (ii) Outline four conditions for employing a person as an intern. (8 marks)
- (b) Section 9 of Companies Act 17, 2015 provides for the registration of private companies in Kenya. Outline five characteristics of private companies limited by share in terms of this section. (10 marks)

Question FOUR

- (a) Bin & Ngech LLP has installed machines in its workshop located in a crowded residential area. Some of the neighbors have gone to court suing the LLP for noise pollution.
- (i) Explain the ground on which they can successfully sue the LLP. (4 marks)
 - (ii) Outline three things they must prove for them to succeed on the suit. (6 marks)
- (b) Engineers Act 43, provides for the registration of practicing engineers. Explain five circumstances in which a person may be deregistered by the Board of Engineers. (10 marks)

Question FIVE

- (a) Explain five functions of the Board of Engineers provided under the Engineers Act 43. (10 marks)
- (b) Explain five ways in which property may be lawfully acquired. (10 marks)