



TECHNICAL UNIVERSITY OF MOMBASA

School of Business

Department of Business Administration

UNIVERSITY EXAMINATION FOR:
BACHELOR OF TECHNOLOGY IN MECHANICAL ENGINEERING
BMG 4450: LAW FOR ENGINEERS
SPECIAL/SUPPLEMENTARY EXAMINATION

SERIES: JULY 2025

TIME: 2 HOURS

DATE: July 2025

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

- a) Eng. Anthony is a partner at Mechanical Machines Experts LLP with extensive authority to transact on behalf of the rest of the partners, particularly the authority to make contracts with clients on behalf of the firm. This authority was granted by all the partners at an official meeting held on 25/6/2023. On one occasion he terminated the employment contract of one of the employees, Mr. Daniel because the employee failed to attend to his duties as a result of which one of the clients, Iron-Sheets Manufacturing Ltd. sued Eng. Anthony for breach of contract because during the signing of the contract for maintenance of the client's factory machines, Eng. Anthony signed the documents for the Mechanical Machines Experts LLP. The case filed against Eng. Anthony was rejected by the court on grounds that Iron-Sheets Manufacturing Ltd. was suing the wrong person for the breach of contract.

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- (i) Outline why Eng. Anthony should not be sued by the client. (2 marks)
 - (ii) Explain four features of an incorporated associations of persons. (8 marks)
- b) (i) Briefly explain the difference between express terms and implied terms of a contract. (2 marks)
- (ii) In relation to the law of contract outline the meaning of the following:
- a. Conditions (1 mark)
 - b. Warranties (1 mark)
- (iii) Explain three vitiating factors. (6 marks)
- c) Explain five informal sources of law. (10 marks)

Question TWO

- a) (i) Identify two types of corporations. (2 marks)
- (ii) Give two types of partnerships that may be lawfully registered in Kenya. (2 marks)
- (iii) Explain three ways in which a corporation may be established by the government. (6 marks)
- b) Explain five types of employment contracts that can lawfully be made. (10 marks)

Question THREE

- a) Explain five advantages of resolving disputes which arise from professional practice by alternative methods of dispute resolution. (10 marks)
- b) Outline five basic requirements for valid contracts. (10 marks)

Question FOUR

- a) Explain five roles of the judiciary. (10 marks)
- b) Engineering firms often operate their workshop activities within the premises under their control. Explain five ordinary duties imposed on them under the Occupiers Liability Act 34. (10 marks)

Question FIVE

[Type here]

a) (i) The profession of engineering is regulated by law. Define law. (2 marks)

(ii) Explain four functions of law in the profession of engineering. (8 marks)

b) George, an engineer, has entered into a contract of agency with Fielder Importers Ltd in terms of which he is responsible for inspecting all the machines imported by Fielder Importers Ltd before they can be sold to the customers. Explain to him the five rights he is entitled to as an agent. (10 marks)