



Technical University of Mombasa

Faculty of Business & Social Studies

DEPARTMENT OF LIBERAL STUDIES & COMMUNITY DEVELOPMENT

UNIVERSITY EXAMINATION FOR DEGREE OF BACHELOR
OF SCIENCE IN DEVELOPMENT STUDIES
(BSDS MAY 13) Y2 S2

BDS 4205 : LEGAL ASPECTS IN SOCIAL WORK

END OF SEMESTER EXAMINATIONS

SERIES: DECEMBER, 2013

TIME: 2 HOURS

INSTRUCTIONS TO CANDIDATES:

- Answer Question **ONE (COMPULSORY)** and any other **TWO** questions
 - This paper consists of **2 printed** pages
-

QUESTION 1 (COMPULSORY)

(a) Define a contract and

State the essentials of a valid contract

(10 marks)

(b) Explain **FOUR** circumstances where a contract may be vitiated.

(10 marks)

(c) What is meant by discharge of a contract? Outline various ways through which a contract may be discharged.

(10 marks)

QUESTION 2

Explain in detail the following sources of law

(i) The constitution of Kenya 2010

(10 marks)

(ii) African customary law

(10 marks).

QUESTION 3

(i) What is a Tort?

(5 marks)

(ii) Explain **FIVE** general defences available a tortuous act

(15 marks)

QUESTION 4

In relation to the law of Agency and use of relevant examples, explain

- (i) How Agency relations may be created
- (ii) **FIVE** duties of an agent

(20 marks)

QUESTION 5

Write short notes on the following:-

- (i) Four classification of contract
- (ii) Principles of “damnum sine injurs” and injuria sine damnum”
- (iii) Elements of a bill of exchange

(5 marks)

(5 marks)

(5

marks)

- (iv) Privity of a contract.

(5 marks)