



MACHAKOS UNIVERSITY

University Examinations for 2017/2018 Academic Year

SCHOOL OF BUSINESS AND ECONOMICS

DEPARTMENT OF BUSINESS ADMINISTRATION

**SECOND YEAR FIRST SEMESTER EXAMINATION FOR DIPLOMA IN
PROCUREMENT**

LEGAL ASPECTS

DATE: 11/12/2017

TIME: 2.00-4.00 PM

INSTRUCTIONS:

Answer Question One and Any Other Two Questions

QUESTION ONE (COMPULSORY) (30 MARKS)

- a) Explain the main features of law. (5 marks)
- b) identify different divisions of civil law. (5 marks)
- c) Distinguish between crime and civil wrong. (10 marks)
- d) Discuss the essentials of a valid ratification (10 marks)

QUESTION TWO (20 MARKS)

- a) The doctrine of part performance is to the effect that some contracts formalities must be followed. Explain the conditions that must be satisfied before the doctrine is applied. (10 marks)
- b) Identify the Vitiating elements of a contract. (10 marks)

QUESTION THREE (20 MARKS)

- a) Differentiate between sale and agreement to sell. (10 marks)
- b) Under the sale of good Act Cap 31 identify the rights of unpaid seller. (10 marks)

QUESTION FOUR (20 MARKS)

Explain how a contract is discharged. (20 marks)

QUESTION FIVE (20 MARKS)

- a) Identify the five remedies for breach of contract. (10 marks)
- b) How does a person become an agent? (10 marks)