



MACHAKOS UNIVERSITY

University Examinations 2018/2019

SCHOOL OF HOSPITALITY AND TOURISM MANAGEMENT

DEPARTMENT OF HOSPITALITY MANAGEMENT

FIRST YEAR SECOND SEMESTER EXAMINATION FOR

DIPLOMA IN FOOD AND BEVERAGE MANAGEMENT (TVET)

CATERING LAW THEORY

DATE:

TIME:

INSTRUCTIONS

Answer Question One and Any Other Two Questions

QUESTION ONE (30 MARKS)

- a) Define the following terms.
- i. Legislation
 - ii. Law
 - iii. Contract
 - iv. Tort
 - v. Assault (10 marks)
- b) Differentiate between crime and prosecution (4 marks)
- c) Highlight four purposes of law (4 marks)
- d) Outline five main written sources of law in order of hierarchy (5 marks)
- e) Differentiate between express and implied contract (4 marks)
- f) State three elements of defamation (3 marks)

QUESTION TWO (20 MARKS)

- a) Explain five minimum standards required by in respect of Hotels and Restaurant before they are operational (10 marks)
- b) Differentiate between a partnership and a registered company (10 marks)

QUESTION THREE (20 MARKS)

- a) Describe how assault and battery may be justified (10 marks)
- b) Explain five types of dismissal (10 marks)

QUESTION FOUR (20 MARKS)

- a) Describe five essentials of a contract that would make it enforceable by law (10 marks)
- b) Explain five types of licence required in hotels and restaurant operation. (10 marks)

QUESTION FIVE (20 MARKS)

- a) Describe five reasons why a superior court may be removed from office. (10 marks)
- b) Explain five functions of the judicial service commission. (10 marks)