



MACHAKOS UNIVERSITY

University Examinations for 2018/2019 Academic Year

SCHOOL OF BUSINESS AND ECONOMICS

DEPARTMENT OF BUSINESS ADMINISTRATION

FIRST YEAR SPECIAL/SUPPLEMENTARY EXAMINATION FOR

DIPLOMA IN BUSINESS MANAGEMENT

BBA 051 INDUSTRIAL AND COMMERCIAL LAW

DATE: 25/7/2019

TIME: 2:00 – 4:00 PM

INSTRUCTIONS

Answer question one and any other two questions

QUESTION ONE

- a) Explain FOUR sources of Kenyan Law (4 marks)
- b) State FOUR Fundamental rights of an individual contained in the Kenyan constitution (4 marks)
- c) Explain FIVE ways in which the ministry of labour facilitates the settlement of Industrial disputes in Kenya (5 marks)
- d) In relation to the law of tort, Outline the general defences in tort (5 marks)
- e) Identify the formalities of a valid written will (3 marks)
- f) Highlight FOUR ways in which a contract may be discharged (4 marks)
- g) Explain FOUR advantages of delegated legislation (5 marks)

QUESTION TWO

- a) Distinguish between a cheque and a promissory note (10 marks)
- b) Explain FIVE ways in which an agency relationship may be terminated by an operation of Law. (10marks)

QUESTION THREE

- a) Describe FIVE characteristics of a will (10 marks)
- b) In relation to the law of contract, Explain FIVE essential requirement of a valid contract (10 marks)

QUESTION FOUR.

- a) Discuss the remedies that can be accorded to a plaintiff in case of a breach of contract. (10 marks)
- b) Explain FIVE essential of a valid ratification of an agency contract (10 marks)

QUESTION FIVE

- a) Explain statutory deductions that an employer may make from the wages of his employees. (10 marks)
- b) Discuss FIVE duties of an agent to his principal (10 marks)