



**MASENO UNIVERSITY**  
**UNIVERSITY EXAMINATIONS 2016/2017**

**FIRST YEAR SECOND SEMESTER EXAMINATION FOR THE  
DEGREE OF BACHELOR OF SCIENCE WITH INFORMATION  
TECHNOLOGY**

**MAIN CAMPUS**

**AAB 105: FUNDAMENTALS OF BUSINESS LAW**

Date: 14<sup>th</sup> June, 2017

Time: 3.30 - 6.30pm

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**INSTRUCTIONS:**

- Answer ALL Questions in section A and any other THREE in section B.
- Carefully read and follow the instructions contained in the answer booklets



**SECTION A: 25 MARKS**

1. What do you understand by the phrase "sources of law"? (2 Marks)
2. Name and explain **four** sources of law in Kenya as outlined in the "Judicature Act (Cap. 8) Laws of Kenya". (8 Marks)
3. Enumerate **four** functions of law in Kenya (4 Marks)

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- ~~4. Explain the process of legislation in Kenya. (5 Marks)~~
5. State and briefly explain **four** fundamental rights outlined in the Constitution of Kenya. (4 Marks)
6. Differentiate the term "Law" from "morality". (2 Marks)

**SECTION B: 45 MARKS**

7. a) Who is a "person" in law? (3 Marks)  
b) Highlight **four** consequences of incorporation as enunciated in the precedent case of Solomon vs. Solomon & Sons Co. Ltd (12 marks)
8. a) Highlight **five** characteristics of law. (5 Marks)  
b) Describe **five** ways of termination of an Agency contract (10 Marks)
9. a) Name and briefly explain **five** classifications of civil law. (5 Marks)  
b) Illustrate the structure of courts in Kenya and briefly explain the establishment and jurisdiction of the Supreme Court. (10 Marks)
  
10. a) Define "tort" (3 Marks)  
b) Discuss the **six** defenses in the law of torts. (12 Marks)