

Name: _____ Index No.: _____ / _____

2505/206
MARITIME LAW
June/July 2015.
Time: 3 hours

Candidate's Signature: _____

Date: _____



THE KENYA NATIONAL EXAMINATIONS COUNCIL

DIPLOMA IN MARINE ENGINEERING

MODULE II

MARITIME LAW

3 hours

INSTRUCTIONS TO CANDIDATES

*Write your name and index number in the spaces provided above.
Sign and write the date of the examination in the spaces provided above.
You should have drawing instruments for this examination
This paper consists of **EIGHT** questions.
Answer any **FIVE** questions in the spaces provided in this question paper.
Maximum marks for each part of a question are as shown.
Do **NOT** remove any pages from this booklet.
Candidates should answer the questions in English.*

For Examiner's Use Only

Question	1	2	3	4	5	6	7	8	TOTAL SCORE
Candidate's Score									

This paper consists of 20 printed pages.

Candidates should check the question paper to ascertain that all the pages are printed as indicated and that no questions are missing.

1. (a) Define the term "agency". (4 marks)
- (b) Explain five duties of an agent to the principal in common law. (10 marks)
- (c) Describe six ways through which an agency may be terminated. (6 marks)
2. (a) Define "vitiating element" of a contract. (1½ marks)
- (b) Analyse five vitiating elements in a contract. (18½ marks)
3. (a) Explain five basic principles of insurance. (10 marks)
- (b) Define the following terminologies as used in insurance:
- (i) peril;
- (ii) policy holder;
- (iii) agent;
- (iv) act of God;
- (v) certificate of insurance. (10 marks)
4. (a) With the aid of a labelled sketch, explain the:
- (i) continental shelf;
- (i) exclusive economic zones; (15 marks)
- (iii) territorial seas.
- (b) Differentiate between the exclusive economic zone and the continental shelf. (5 marks)
5. (a) Discuss five legal instruments applied in Kenya for the protection and preservation of marine environment. (15 marks)
- (b) State five international regulations for the protection and prevention of marine pollution. (5 marks)
6. (a) Define the term "carriage of goods" in law. (5 marks)
- (b) Explain five rights of a "common carrier". (10 marks)
- (c) Highlight five types of common carriers. (5 marks)

7. (a) Discuss the jurisdiction of maritime law. (4 marks)
- (b) State the **four** conventions which emanated from the first UNCLOS conference in Geneva 1958 commonly referred to as “Geneva Convention” on the law of the sea. (8 marks)
- (c) Define each of the following terms as applied in UNCLOS:
- (i) international waters;
 - (ii) passage;
 - (iii) innocent passage;
 - (iv) out limit of the terminal sea.
- (8 marks)
8. (a) Explain **three** obligations of contracting governments with respect to security. (6 marks)
- (b) (i) Discuss **three** requirements of a Ship Security Alert System (SSAS).
(ii) Explain **four** features of an effective SSAS. (14 marks)
