



TECHNICAL UNIVERSITY OF MOMBASA
School of Business

DEPARTMENT OF BUSINESS ADMINISTRATION

CERTIFICATE IN HUMAN RESOURCE MANAGEMENT
CERTIFICATE IN BUSINESS MANAGEMENT
CERTIFICATE IN STORES MANAGEMENT

BMG 1101: ELEMENTS OF LAW

END OF SEMESTER EXAMINATION

SERIES: JUNE/JULY 2017

TIME: 2 HOURS

INSTRUCTIONS:

- This paper consists of **FIVE** questions.
- Answer question **ONE (Compulsory)** and any other **TWO** questions.
- Do not write on the question paper

This paper consists of Two printed pages.

QUESTION 1 (Compulsory)

- a) i) Briefly explain the meaning of 'statutory law'. (2 marks)
ii) Briefly explain the principle of stare decisis. (4 marks)
- b) i) Identify **FOUR** classes of lower courts in the Kenyan System of courts. (4 marks)
ii) Give **TWO** types of corporations. (2 marks)
- c) i) Outline **THREE** main characteristics of limited partnerships. (3 marks)
ii) Differentiate between domicile and residence. (6 marks)
- d) i) Explain **THREE** elements of negligence. (6 marks)
ii) Name **FOUR** types of shares. (3 marks)

QUESTION 2

- a) Briefly describe the Supreme Court in terms of its structure, establishment and jurisdiction. (12 marks)
- b) Explain **FOUR** functions of the law. (8 marks)

QUESTION 3

- a) Briefly explain how a partnership is formed. (8 marks)
- b) Discuss the advantages of partnership as a form of business organization. (12 marks)

QUESTION 4

- a) Explain the general defences under law of tort. (8 marks)
- b) Identify civil wrongs covered under the law of torts. (12 marks)

QUESTION 5

- a) Give **SIX** contracts which must be in writing. (12 marks)
- b) Identify **EIGHT** essentials of a contract. (8 marks)