



## **MASENO UNIVERSITY**

### **UNIVERSITY EXAMINATIONS 2016/2017**

**FOURTH YEAR SECOND SEMESTER EXAMINATIONS FOR THE  
DEGREE OF BACHELOR OF BUSINESS ADMINISTRATION  
(PROCUREMENT OPTION) WITH INFORMATION TECHNOLOGY**

### **MAIN CAMPUS**

### **ABA 444: CONTRACT AND DISPUTE MANAGEMENT**

Date: 26<sup>th</sup> July, 2017

Time: 12.00 - 3.00 pm

---

#### **INSTRUCTIONS:**

- Answer question ONE and any other THREE questions
- Question ONE carries 25 marks while the rest carry 15 marks each



**QUESTION ONE (25 MARKS)**

(a) (i) Define the term Contract Management and state key factors of contract formation. [7 marks]

---

(ii) Explain benefits of good Contract Management. [6 marks]

(b) Describe key stages of Contract Management. [12 marks]

**QUESTION TWO (15 MARKS)**

(a) State and explain the duties of parties in a Standard Contract. [6 marks]

---

(b) Enumerate features of good Key Performance Indicators (KPIs) [4 marks]

(c) Identify and explain key Performance areas in a contract. [5 marks]

**QUESTION THREE (15 MARKS)**

(a) Explain steps taken for effective Contract Management. [8 marks]

(b) Explain the need for Dispute Resolution. [3 marks]

(c) Explain forms of Dispute Resolution. [4 marks]

**QUESTION FOUR (15 MARKS)**

(a) Explain the remedies for breach of contract. [4marks]

(b) Differentiate between warranties and conditions in a contract. [6 marks]

(c) Explain the role of Contract Management Team. [5 marks]

---

**QUESTION FIVE (15marks)**

(a) Elucidate on factors that affect an otherwise valid contract. [10 marks]

(b) Explain what the contractor's liability for discoverable defects would be after acceptance by the owner. [5 marks]