



MASEÑO UNIVERSITY
UNIVERSITY EXAMINATIONS 2017/2018

**THIRD YEAR FIRST SEMESTER EXAMINATION FOR
THE DEGREE OF BACHELOR OF BUSINESS
ADMINISTRATION WITH INFORMATION
TECHNOLOGY**

CITY CAMPUS

ABA 338: PROCUREMENT LEGAL FRAMEWORK

Date: 3rd May 2018

Time 9.00 - 12.00pm

INSTRUCTIONS:

- Answer Question ONE and any other THREE questions.
- Question ONE carries 25 Marks and the rest 15 Marks each.

QUESTION ONE - COMPULSORY

(25 Marks)

- a. Discuss the role and responsibility of Public Procurement and Oversight Authority. (10 Marks)
- b. Outline the elements of a procurement contract. (5 Marks)
- c. Highlight the purpose of Contract Management and Contract Administration. (10 Marks)

QUESTION TWO

(15 Marks)

- a. Explain the rules that would determine the legal validity of force majeure clause. (12 Marks)
- b. Describe the three procurement institutional organizations in Kenya. (3 Marks)

QUESTION THREE

(15 Marks)

- a. Highlight the general procurement principles in Kenya. (10 Marks)
- b. Outline the various types of procurement contract. (5 Marks)

QUESTION FOUR

(15 Marks)

- a. Describe the procurement processes in Kenya. (10 Marks)
- b. Outline the contents of a procurement and contract file. (5 Marks)

QUESTION FIVE

(15 Marks)

- a. Illustrate the circumstances under which a contract may be terminated. (10 Marks)
- a. Analyse the main element of a valid contract in procurement. (5 Marks)