



(University of Choice)

**MASINDE MULIRO UNIVERSITY OF
SCIENCE AND TECHNOLOGY
KISUMU CITY CAMPUS**

**UNIVERSITY EXAMINATIONS
2016/2017 ACADEMIC YEAR**

**THIRD YEAR SECOND SEMESTER EXAMINATIONS
FOR THE CERTIFICATE
IN
BUSINESS MANAGEMENT**

COURSE CODE: CBB 104

COURSE TITLE: ELEMENTS OF LAW

DATE: FEBRUARY, 2018 TIME: 2 HOURS

INSTRUCTIONS TO CANDIDATES

Answer question ONE and any other two questions

QUESTION ONE (30MARKS)

- (a) Outline **five** functions of an Agent (5 marks)
- (b) Explain **three** types of special contract of employment (6marks)
- (c) Explain **three** difference between criminal and civil wrong (6marks)
- (d) Explain **two** ways through which cooperation's may be created (4marks)
- (e) Explain **three** functions of the law of torts (6marks)
- (f) Highlight **three** features of negotiable instruments (3marks)

QUESTION TWO (20MARKS)

- a) Explain five ways through which an agency can be terminated by operation of law (10 marks)
- b) Under statutory regulations section 17 of the employment Act, an employee is justified for dismissal after gross misconduct. Explain **five** circumstances under which the employee can be dismissed. (10 marks)

QUESTION THREE (20MARKS)

- a) Each society or community has its own law which regulates the mutual relation and conduct of its members. Explain **five** purposes of law to a community (20 marks)

QUESTION FOUR (20MARKS)

- a) Explain **five** negotiable instruments recognized by statute (10marks)
- b) Explain **five** implied terms of hire purchase agreements (10marks)

QUESTION FIVE (20 MARKS)

- c) Trespass Act cap 294 states that a trespasser can be prosecuted criminally if he enters somebody's land with intent. Explain in detail **five** remedies in respect to trespass to land (20 marks)

