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(University of Choice)



**MASINDE MULIRO UNIVERSITY OF
SCIENCE AND TECHNOLOGY
(MMUST)
MAIN CAMPUS**

**UNIVERSITY EXAMINATIONS
2120/2022 ACADEMIC YEAR**

**SECOND YEAR SECOND SEMESTER MAIN EXAMINATIONS
FOR THE DEGREE**

**OF
AGRICULTURAL ECONOMICS AND AGRIBUSINESS MANAGEMENT**

COURSE CODE: AEC 213

COURSE TITLE: BUSINESS LAW

DATE: 26/4/2022

TIME: 8-10 PM

INSTRUCTIONS TO CANDIDATES

Answer **ALL** questions in SECTION A
Answer only **TWO** questions in SECTION B
Read additional instructions under various sections

TIME: 2Hours

MMUST observes ZERO tolerance to examination cheating

This Paper Consists of 5 Printed Pages. Please Turn Over.

Section A Answer all questions [20 marks]

QUESTION ONE

- a) what is **MEANT** by the term law [1marks]
- b) **DISTINGUISH** between law and morality and law and justice [4 marks]
- c) **DIFFERENTIATE** between civil law and criminal law [4 marks]
- d) What is **MEANT** by the phrase 'source of law' [1 marks]
- e) If there is a conflict between the common law and equity **which** one will prevail and **why** [4 marks]
- f) Draw a rough diagram of structure of;
 - i) The civil courts [3marks]
 - ii) The criminal courts [3 marks]

SECTION B ANSWER ANY TWO QUESTION (20 MARKS@)

QUESTION TWO

- a) What is meant by the term '**alternative dispute resolution**' [5 marks]
- b) **EXPLAIN** how arbitration, administrative tribunals and alternative dispute resolution can be useful and effective to resolution of the dispute by the courts. what are the advantages and disadvantages of these alternative forms of dispute resolution.
[15marks]

QUESTION THREE

- a) A legally binding contract must be complete in terms. What does it mean [2 marks]
- b) What is the **DIFFERENCE** between a term , a contract and a mere representation [4 marks]
- c) **STATE** four ways in which a contract can be said to have been discharged [4 marks]
- d) What are **exceptions** to the rule [5 marks]

QUESTION FOUR

- a) How does common law **define** mistake [5 marks]
- b) **Explain** how equity play a role in the area of law [15 marks]