



Kasarani Campus
Off Thika Road
Tel. 2042692 / 3
P. O. Box 49274, 00100
NAIROBI
Westlands Campus
Pamstech House
Woodvale Grove
Tel. 4442212
Fax: 4444175

KIRIRI WOMEN'S UNIVERSITY OF SCIENCE AND TECHNOLOGY
UNIVERSITY EXAMINATION, 2023/2024 ACADEMIC YEAR
FIRST YEAR, FIRST SEMESTER EXAMINATION
FOR THE DIPLOMA IN HUMAN RESOURCE MANAGEMENT
DBA 1101: BUSINESS LAW

Date: 13TH APRIL 2023
Time: 8:30AM-10:30AM

INSTRUCTIONS TO CANDIDATES

ANSWER QUESTION ONE (COMPULSORY) AND ANY OTHER TWO QUESTIONS

QUESTION ONE (30 MARKS)

- "Laws are enforced to ensure that the members of the society may live or work together in an orderly and peaceful manner". Explain the purpose of the law in relation to the preceding statement (6 Marks)
- Specify the essentials of a valid contract in business (6 Marks)
- Analyze the functions of the Law of Torts in the modern business environment (6 Marks)
- Section 17 of the Employment Act allows for summary dismissal for "gross misconduct" when a "very serious wrong" has been shown. Determine how an employee is considered to be guilty of such wrongdoing. (6 Marks)
- Describe the various types of leave available to employees (6 Marks)

QUESTION TWO

- Evaluate the four systems of marriage that are recognized by the Law of Kenya (8 Marks)
- "An agent cannot assign his powers or duties to other persons pursuant to the law of agency unless in various circumstances". In relation to this sentence, emphasize these circumstances (6 Marks)
- Explain the general rules regarding termination of employment (6 Marks)

QUESTION THREE

- Differentiate civil wrongs from criminal wrongs (8 Marks)
- A contract is considered to be discharged when the parties to it are liberated from their mutual obligations". Suggestions for contract termination (6 Marks)
- Analyze the need for effective business laws in addressing business challenges (6 Marks)

QUESTION FOUR

- Section 8 of the Hire Purchase Act (cap. 507) contains the implied conditions and warranties of a hire-purchase agreement. Explain these conditions in reference to this section of the act (8 Marks)
- Differentiate cheques from other forms of bills of exchange (6 Marks)
- Explain the various sources of Kenyan law (6 Marks)

QUESTION FIVE

- Examine the various ways in which a person may be deprived off Kenyan citizenship (6 Marks)
- Describe the general defenses available to a defendant in case of a breach of tort (8 Marks)
- Describe the various divisions of the Kenyan civil law (6 Marks)