



**Riara School of Business**  
*Nurturing business innovators*  
**MAY-AUGUST TRIMESTER, 2023 EXAMINATIONS**  
**DAY/PROGRAMME**  
**EXAMINATION FOR (BACHELOR OF BUSINESS ADMINISTRATION)**  
**RBA 202: BUSINESS LAW**

**DATE:** 9<sup>th</sup> AUGUST 2023  
**HOURS**

**TIME: 2**

**GENERAL INSTRUCTIONS:**

Students are NOT permitted to write on the examination paper during reading time.

This is a closed book examination. Text book/Reference books/notes are not permitted.

**SPECIAL INSTRUCTIONS**

1. Write your REGISTRATION NO. Clearly on the answer booklet(s).
2. Answer Question One and ANY other TWO questions.
3. Questions in all sections should be answered in answer booklet(s)
4. PLEASE start the answer to EACH question on a NEW PAGE.
5. For the questions, write the number of the question on the answer booklet(s) in the order you answered.
6. Write on both sides of each leaf and indicate number of each question at the top of each page.
7. Write the answers in a paragraph form unless stated otherwise.
8. Marks allocated to each question are shown at the end of the question.
9. All rough work must be done on the answer booklet and crossed through!
10. Use supplementary pages only when you have exhausted those in this book
11. Fasten the supplementary pages to the inside back cover of this booklet.

### QUESTION ONE: COMPULSORY (30 MARKS)

- a) Describe **five** principles of insurance contracts **(10 marks)**
  
- b) Explain **FOUR** remedies available to a buyer in case a seller breaches a contract of sale of goods **(6 marks)**
  
- c) Describe **FIVE** Jurisdiction of the High Court in Kenya **(10 marks)**
  
- d) “A corporation may be defined as a legal entity or artificial person”. Explain what is meant by this statement. **(4marks)**

### QUESTION TWO

- a) Discuss **five** exceptions to the rule of exact and precise performance as used in the law of contract **(10 marks)**
  
- b) Explain **four** vitiating factors of a contract law **(10 marks)**

### QUESTION THREE

- a) Evaluate **four** types of intellectual properties **(8 marks)**
  
- b) i) Explain the term negligence as used in tort **(2 marks )**  
  
ii) Explain **three** elements of negligence **(6 marks)**
  
- c) In relation to the law governing negotiable instruments, explain **four** ways in which a bill of exchange might be discharged **(4 marks)**

### QUESTION FOUR

- a) In relation to the law of property, explain **three** differences between ownership and possession **(6marks)**
  
- b) The agent must perform the undertaking personally as this is consistent with the maxim delagatus non potest delegare-Delegates must not delegate. Explain **four** exceptions for non-delegation rule. **(4 marks)**
  
- c) Explain **three** grounds upon which the court might order the winding up of a partnership **(6 marks )**

d) Explain **four** grounds for partnership dissolution without court intervention **(4 marks)**