



Riara School of Business
Nurturing business innovators

SEPTEMBER - DECEMBER 2023 TRIMESTER
EXAMINATIONS FOR CERTIFICATE IN BUSINESS MANAGEMENT
DAY PROGRAMME

RCM 010: FUNDAMENTALS OF COMMERCIAL LAW

DATE: NOVEMBER.

TIME: 2

HOURS

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) Discuss the stages of law making in national assembly of Kenya. **(10 marks)**
- b) Draw a diagram of the Courts systems in Kenya. **(10 marks)**
- c) Discuss FIVE importance of Law to a country **(10 Marks)**

QUESTION TWO

- a) State FOUR factors that are considered in an employment contract for an employee of an organization. **(10 marks)**
- b) Using relevant examples make short notes on;
 - i. Differences between public law and Private law. **(5 marks)**
 - ii. The remedies to a valid contract. **(5 marks)**

QUESTION THREE

- a) Differentiate between the Senate and the National Assembly **(10 marks)**
- b) Define the following terms as used in the study of commercial law **(10 marks)**
 - i. Bill*
 - ii. Delegated legislation*
 - iii. Ultra vires:*
 - iv. Common law*
 - v. Precedent*

QUESTION FOUR

- a) Discuss five capacity issues considered in order to enter into a sale of goods contract. **(10 marks)**
- b) Discuss FIVE duties of an agent in law of agency. **(10 marks)**