



# THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

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**MAIN EXAMINATION**

**JANUARY – APRIL 2014 TRIMESTER**

**FACULTY OF LAW**

**REGULAR PROGRAMME**

**CLS 211: COOPERATIVES AND PARTNERSHIPS**

**Date: APRIL 2014**

**Duration: 2 Hours**

**INSTRUCTIONS: Answer Question ONE and ANY OTHER TWO Questions**

- Q1. Discuss the future goals of the Cooperative movement and legislation in Kenya, according to the keynote speech given by Hon. Adan Mohammed [Cabinet Secretary for Industrialization and Technical Development) during the 21<sup>st</sup> International Cooperative Day Celebrations held on 6<sup>th</sup> July 2013.  
**(30 marks)**
- Q2. Tunawesmake is a youth – based group consisting of both high school and university graduates from Bungoma County. The leadership committee have negotiated for a USAID grant to set up a savings and credit society for their members. You are the legal adviser in that committee. Discuss the necessary legal process in Kenya in the formation and operation of this new SACCO.  
**(20 marks)**
- Q3. Compare and contrast the settlement of disputes under the Cooperative Societies Act Chapter 490 laws of Kenya) to similar legislation applicable in **ANY ONE** of the following regional neighbours:
- a) Burundi
  - b) Malawi
  - c) Nigeria
  - d) Rwanda

- e) South Sudan
- f) Tanzania
- g) Uganda
- h) Somalia

**(20 marks)**

Q4. Discuss the landmark case of FORT HALL BAKERY vs FREDERICK MUNGA WANGOE [1959] EA 474 and then discuss other major characteristics of partnerships under the law applicable in Kenya.

**(20 marks)**

Q5. Describe VOLUNTARY and INVOLUNTARY dissolutions of partnerships under the laws applicable in Kenya.

**(20 marks)**

**\*END\***