



# THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

**A. M. E. C. E. A**

**MAIN EXAMINATION**

**JANUARY – APRIL 2018 TRIMESTER**

**FACULTY OF COMMERCE**

**DEPARTMENT OF MARKETING AND MANAGEMENT**

**REGULAR PROGRAMME**

**CMD 083: COMMERCIAL LAW**

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<b>Date: APRIL 2018</b>	<b>Duration: 2 Hours</b>
<b>INSTRUCTIONS: Answer Question ONE and ANY OTHER TWO Questions</b>	

- Q1. a) Define the following Terms (2Marks)  
i) Law  
ii) Commerce
- b) Describe any five concepts of a contract (10Marks)
- c) Distinguish between conditions and warranties of a contract (4Marks)
- d) Distinguish between Bill of Exchange and Promissory Notes (10Marks)
- e) Examine Termination of a partnership (4Marks)
- Q2. Briefly Examine the following concepts of law;  
a) Rule of law (5Marks)  
b) Rights and Duties (5Marks)  
c) Separation of Powers (4Marks)  
d) Exceptions to Rule on Privity of contracts (6Marks)
- Q3. a) Define the Term Agency (2Marks)
- b) Describe how an agency may be formed (8Marks)
- c) Examine the Two types of agencies (2Marks)
- d) Explain how an agency may be terminated (8Marks)

- Q4.    a)    Examine the function of Law **(4Marks)**
- b)    Describe the Court Hierarchy in Kenya **(8Marks)**
- c)    Discuss any Four Source of Law in Kenya **(8Marks)**

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