



THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

A. M. E. C. E. A MAIN EXAMINATION

P.O. Box 62157
00200 Nairobi - KENYA
Telephone: 891601-6
Fax: 254-20-891084
E-mail: academics@cuea.edu

AUGUST – DECEMBER 2018 TRIMESTER

FACULTY OF LAW

REGULAR PROGRAMME

CLS 103: CONTRACTS I

Date: DECEMBER 2018

Duration: 2 Hours

INSTRUCTIONS: Answer Question ONE and ANY OTHER TWO Questions

- Q1. a) Discuss the various types of contracts. **4marks**
- b) With examples explain the difference between voidable and void agreements. **4marks**
- c) The cardinal principle of law is privity of contract, discuss. **5marks**
- d) Distinguish between coercion and undue influence. **5marks**
- e) While giving examples discuss how the law protects minors. **5marks**
- f) Discuss the principle of justice and fairness that a person must not obtain unfair advantage over another. **7marks**
- Q2. a) Legality of consent is a must in mercantile law without which the transactions / contract becomes null and void. Explain **10marks**
- b) While giving examples discuss the legal rules of considerations **10marks**
- Q3. a) The desire of the promisor is made by the promise / offeree, discuss while giving legal roles of consideration? **8marks**
- b) Offer and acceptance formulate the main team of a business transaction? Discuss **12marks**
- Q4. a) While giving the definitions of a contract discuss the essential elements of a valid contract? **10marks**

- b) What are the circumstances under which a contract may be frustrated .
Give its consequences thereof. **10marks**
- Q5. a) While giving the meaning of discharge of a contract discuss the various
ways on how a contract can be discharged. **10marks**
- b) The general rule is that any person can enter into any kind of a contract,
discuss its legal exceptions. **10marks**

END