

**CHUKA**



**UNIVERSITY**

**UNIVERSITY EXAMINATIONS**

**EXAMINATION FOR THE AWARD OF CERTIFICATE IN PROCUREMENT AND LOGISTICS MANAGEMENT**

**CPLM 00112: PROCUREMENT LAW**

**STREAMS: PROCUREMENT LAW Y1S2**

**TIME: 2 HOURS**

**DAY/DATE: TUESDAY 06/08/2019**

**2.30 P.M. – 4.30 P.M.**

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**INSTRUCTIONS:**

- Answer question 1 and any other 2

**QUESTION 1 (30 MARKS) COMPULSORY**

- (a) Define the following terms in relation to procurement law. (12 marks)

Contract  
Agency  
Mutual concept  
Principal  
Offer  
Breach of contract

- (b) Define law and briefly explain the sources of law in Kenya. (7 marks)
- (c) Describe ways in which law promotes business activities in Kenya. (5 marks)
- (d) Explain the essentials that make a contract valid. (6 marks)

**QUESTION 2**

- (a) Discuss circumstances which interfere with the enforceability of a contract/vitiating elements. (6 marks)
- (b) Why should a procurement student study law? (5 marks)

- (c) Discuss the functions and purposes of law in procurement. (4 marks)

**QUESTION 3**

- (a) Discuss ways in which a contract may be discharged. (5 marks)

- (b) Discuss the characteristics of agency. (5 marks)

- (c) Discuss the objectives of the public procurement and disposal act. (5 marks)

**QUESTION 4**

- (a) Briefly discuss the difference between public procurement and private procurement. (10 marks)

- (b) Discuss the duties of the principal and duties of the agent. (5 marks)
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