

CHUKA



UNIVERSITY

UNIVERSITY EXAMINATIONS

THARAKA, EMBU, IGENBE AND CHUKA CAMPUSES

EXAMINATION FOR THE AWARD OF DIPLOMA IN PROCUREMENT LAW

DPLM 0151: PROCUREMENT LAW

STREAMS:

TIME: 2 HOURS

DAY/DATE: THURSDAY 12/04/2018

11.30 A.M. – 1.30 P.M.

INSTRUCTIONS:

- Answer question 1 and any other 2

QUESTION 1 (30 MARKS) COMPULSORY

- (a) Define the following terms in relation to procurement
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|------------------------|-----------|
| (a) Insurance | (2 marks) |
| (b) Goods | (2 marks) |
| (c) Consumer | (2 marks) |
| (d) Works | (2 marks) |
| (e) Tenders | (2 marks) |
| (f) Insurable interest | (2 marks) |
- (b) Discuss the purpose of the consumer protection Acts in Kenya. (8 marks)
- (c) Explain the vitiating elements that may affect the validity of a contract. (10 marks)

QUESTION 2

- (a) Briefly discuss any FOUR grounds that would justify a buyer to refuse delivery of goods under sale of goods agreement. (10 marks)
- (b) The general rule is that any person may enter into any business contract. But special rules apply to special persons explain. (5 marks)
- (c) Describe ways in which law promotes business activities in Kenya. (5 marks)

QUESTION 3

- (a) Explain circumstances in which agencies are terminated. (5 marks)
- (b) What are the essentials of a valid ratification? (5 marks)
- (c) Highlight the difference between sale and agreement of sell. (10 marks)

QUESTION 4

- (a) Goods form the subject matter of a contract of sale. Explain the following terms under sale of goods.
 - (a) Existing goods (2 marks)
 - (b) Future goods (3 marks)
 - (c) Contingent goods (2 marks)
 - (d) Perishable goods (3 marks)
 - (b) Discuss the principles of insurance (10 marks)
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