

**CHUKA**



**UNIVERSITY**

**UNIVERSITY EXAMINATIONS**

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

**CPLM 00112: INTRODUCTION TO PROCUREMENT LAW**

**STREAMS:**

**TIME: 2 HOURS**

**DAY/DATE: TUESDAY 07/08/2018**

**11.30 A.M. – 1.30 P.M.**

**INSTRUCTIONS:**

- Answer questions ONE and any other TWO questions.

**QUESTION 1 (40 MARKS) (COMPULSORY)**

- (a) Define the following terms
- |                  |           |
|------------------|-----------|
| (i) Law          | (2 marks) |
| (ii) Procurement | (2 marks) |
- (b) Explain the purpose of law. (5 marks)
- (c) What are the Essentials of a valid Ratification? (5 marks)
- (d) List down the main sources of law in Kenya why should a procurement officers study law. (6 marks)
- (e) Explain the rights and duties of agents and principals. (10 marks)
- (f) Explain circumstances in which agencies are terminated. (10 marks)

**QUESTION 2**

- (a) Explain the difference between public procurement versus private procurement. (5 marks)
- (b) Contracts may be of various types. How may contracts be classified according to their types. (5 marks)

- (c) Explain how agents are classified (5 marks)

**QUESTION 3**

- (a) Distinguish between substantive law and procedural law. (5 marks)
- (b) Explain the essentials of a valid contract. (5 marks)
- (c) Discuss the objectives of the public procurement and disposal act (PPDA) (5 marks)

**QUESTION 4**

- (a) Explain at least 5 different procurement methods. (5 marks)
- (b) List down the remedies available in case of a breach of contract. (5 marks)
- (c) A contract is said to be discharged (or terminated) when the parties to it are freed from their mutual obligations discuss ways in which a contract may be discharged. (5 marks)
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