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CHUKA



UNIVERSITY

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**UNIVERSITY EXAMINATIONS**

**EXAMINATION FOR THE AWARD DEGREE OF  
BACHELOR OF PROCUREMENT AND LOGISTICS MANAGEMENT**

**BPLM 315: PROCUREMENT LAW**

**STREAMS: BPLM Y3 S2 / BCOM Y3 S2**

**TIME: 2 HOURS**

**DAY/DATE: THURSDAY 9/04/2020**

**2.30 P.M - 4.30 P.M.**

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**INSTRUCTIONS**

1. Answer questions **ONE** and any other **TWO** questions.
2. Be clear and neat, give examples where appropriate

**QUESTION ONE (30 MARKS)**

- a) The consumer protection Act 2012 codifies and consolidates consumer laws in Kenya to prevent unfair trade practices in consumer transactions. Discuss the provisions of consumer protection clearly highlighting the major Rights of consumers as detailed in the Act. [10 Marks]
- b) Explain the rule of **nemo dat quod non habet** (no one can pass a better title than he himself possesses) and the various exceptions to the rule. [10 Marks]
- c) 'In the contemporary business environment, it is becoming increasingly important for Supply Chain and Procurement professionals to keep abreast of legal developments relevant to their role of acquisition of goods/services within their organizations whether private or public.' In light of the above note discuss the distinct reasons for procurement professionals to have a working knowledge of procurement law. [10 Marks]

**QUESTION TWO (20 MARKS)**

- a) Discuss major Public procurement reforms in Kenya. [10 Marks]
  
- b) Discuss bodies that regulate public procurement in Kenya and explain their respective Roles. [10 Marks]

**QUESTION THREE (20 MARKS)**

- a) Explain various principles of insurance as a means of curtailing losses in public procurement. [10 Marks]
  
- b) Discuss the Historical development of public procurement in Kenya. [10 Marks]

**QUESTION FOUR (20 MARKS)**

- a) Discuss the methodology of Settlement of disputes in international procurement. [10 Marks]
  
  - b) Discuss various principles that govern public procurement in Kenya. [10 Marks]
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