

CHUKA



UNIVERSITY

**UNIVERSITY EXAMINATIONS**

**RESIT/SPECIAL**

**EXAMINATION FOR THE AWARD OF BACHALOR OF SCIENCE  
IN ECOTOURISM AND HOSPITALITY MANAGEMENT**

**TOHM/BECO 482: LEGAL ASPECTS IN HOSPITALITY AND TOURISM INDUSTRY**

**STREAMS: BSC. HORTICULTURE**

**TIME: 2 HOURS**

**DAY/DATE: TUESDAY 17/11/2020**

**8.30 A.M. – 10.30 A.M.**

**INSTRUCTIONS:**

- Answer question ONE and any other TWO questions
- Do not write on the question paper

1. Explain four types of establishments (those that affect interstate commerce) covered by Kenya Tourism Act. of 2011 [ 10 Marks]
2. Explain the rights of a guest house proprietor [10 Marks]
3. Mr. Edwards, a prominent hotel establishment owner is concerned about liability losses to his establishment. Explain his legal status towards the following plaintiffs
  - i. Invitees [3 Marks]
  - ii. Trespassers and Children [4 Marks]
  - iii. Licensee [3 Marks]
4. (a) Describe and analyze legal and ethical relationships with guests, other patrons and suppliers [10 Marks]  
(b) Explain the instances when hotel establishments are relieved liability for loss of guests property [10 Marks]

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5. (a) Explain how the guest-innkeeper relationship can be terminated [10 Marks]
- (b) Explain the items that must be kept in a safe while a person is in a guest status [10 Marks]
6. (a) Explain the limitations of African customary law as a source of Kenyan law [6 Marks]
- (b) Discuss five implied duties of an employee to an employer in a contract of employment [5 Marks]
- (c) Kenya has for many years enjoyed a reputation for political stability and democratic institutions. This is attributed to the respect for the rule of law. Explain the rule of law and factors that limit the rule of law [6 Marks]
- (d) Explain the legal doctrine of attractive nuisance in relation to hotel establishments [3 Marks]
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