



The Co-operative University of Kenya

SUPPLEMENTARY / SPECIAL EXAMINATION OCTOBER-2019 EXAMINATION FOR THE DIPLOMA IN PROJECT MANAGEMENT

UNIT CODE: DMPM 1205

UNIT TITLE: LEGAL ISSUES IN PROJECT MANAGEMENT

DATE: 4TH OCTOBER, 2019

TIME: 2:00 PM – 4:00 PM

INSTRUCTIONS:

- Answer question **ONE (compulsory)** and any other **TWO** questions

QUESTION ONE

- (a) Citing relevant examples distinguish between private and public law (4 marks)
- (b) Briefly discuss the functions of law in project management and in a business environment (5 marks)
- (c) Distinguish between conditions and warranties as used in the law of contracts (2 marks)
- (d) Examine the similarities and difference between laws and morals (6 marks)
- (e) Highlight the remedies available to an aggrieved party in a contract (4 marks)
- (f) Distinguish between agency relationship and a trusteeship (3 marks)
- (g) Explain the difference between copyright and trademark (4 marks)
- (h) Elaborate on the meaning of ‘damages’ as used in law (2 marks)

QUESTION TWO

- (a) Discuss the sources of law in Kenya (12 marks)
- (b) Highlight the advantages of delegated legislation over laws made by parliament (8 marks)

QUESTION THREE

All contracts are agreements, however not all agreements are contracts. Discuss the essential elements that make an agreement to be a valid contract (20 marks)

QUESTION FOUR

- (a) Discuss the role of the following courts in the administration of justice
 - i. Supreme court (2 marks)
 - ii. Court of appeal (2 marks)
 - iii. High court (2 marks)
 - iv. Court martial (2 marks)
 - v. Kadhis court (2 marks)
- (b) Discuss the rights and obligations of an agent to his principal in an agency relationship (10 marks)

QUESTION FIVE

- (a) Identify the duties of a seller in a sale of goods agreement (10 marks)
- (b) Discuss the importance of registering a trademark for a business entity (5 marks)
- (c) Highlight the factors that may vitiate a contract (5 marks)