



**SCHOOL OF COMPUTING AND ENGINEERING SCIENCES
BACHELOR OF COMPUTER NETWORK SYSTEMS/BACHELOR OF BUSINESS &
INFORMATION TECHNOLOGY
BBT 4203: BUSINESS LAW
END OF SEMESTER EXAM**

Date: 5th December 2023

Time: 10:30 – 12:30

Instructions:

1. This Examination consists of **FIVE** questions
2. Answer **Question ONE (COMPULSORY)** and any other **TWO** questions.

QUESTION 1

- a) Define the law **(3 marks)**

- b) In the next general election Kukoi Ajima a student at Strathmore University vies for MP of Langata and is successfully elected on the basis of youth and the fact that he promised transformation of small business and integration of IT in business. He approaches you as a BBIT student to advice on the legislative process as he intends to bring a bill before parliament for the integration of small businesses and IT. Discuss. **(8 Marks)**

- c) What is intellectual property and what is its importance **(4 marks)**

- d) You are appointed as head of data protection at Best Security & Security Solutions LTD in Kenya. The board of managers require advice on what the company must do to comply with data protection laws in Kenya. Highlight the rights and obligations of the following in data protection in Kenya **(10 marks)**
 - i. Data subject
 - ii. Data processor
 - iii. Data protection officer
 - iv. Office of the Data Protection Commissioner
 - v. Data Controller

- e) What elements of defamation must be fulfilled for a case to be successful in court **(5 marks)**

QUESTION 2

- a) *“The requirement that a person should respect his elders is a rule of morality and not of law”*. You are asked to talk about this in a staff meeting as your introductory task as a graduate trainee upon graduation from Strathmore University. Prepare short notes on morality and the law. **(5 Marks)**
- a) Discuss effects of registration of trademarks citing relevant statutory provisions in Kenya. **(5 Marks)**
- b) Citing relevant examples discuss what happens when a copyright is infringed **(5 Marks)**

QUESTION 3

- a) What is a contract? **(2 Marks)**
- b) Define consideration **(2 Marks)**
- c) Leo through referrals is informed that Maingi intends to buy an iPhone 12 and he also intends to sell his. Leo can only get Maingi's email address and expresses his interest in selling him his phone, unfortunately the email address that Leo uses has been dormant for some time. Without being aware of Leo's email Maingi who has also heard of Leo's intention to sell his phone gets in touch with Leo and expresses his intention to buy his phone. Discuss the issues arising out of this in the law of contract. **(4 marks)**
- d) How does the law of contracts in Kenya address the legal capacity of insane people and drunkards. Cite relevant examples **(5 marks)**

QUESTION 4

- a) Discuss some of the critical aspects contained in a partnership deed **(12 Marks)**
- b) What are some of the benefits of registration of a company **(3 Marks)**

QUESTION 5

- a) Discuss the following sources of law ; **(5 Marks)**
- i. African Customary
 - ii. The Constitution of Kenya, 2010
- b) You are approached to join a partnership on the strength of your knowledge in IT and business law, as part of your contribution to the partnership you are put in charge of the human resource function. Prepare a presentation for your partners on **ten(10)** important clauses that must be considered and informed by labor laws when employing your workforce. **(10 marks)**