



**PENINSULA**  
**COLLEGE**  
GEORGETOWN

## TAKE HOME EXAMINATION

**Student NRIC** : \_\_\_\_\_

**Student ID** : \_\_\_\_\_

Programme	:	<b>DIPLOMA IN BUSINESS STUDIES (MQA/FA9259)</b> <b>DIPLOMA OF ACCOUNTANCY (MQA/FA10069)</b>
Intake	:	<b>SEPTEMBER 2020</b>
Course	:	<b>BUSINESS LAW</b>
Course Code	:	<b>DBLW4013</b>
Duration	:	<b>(3 hours)</b>

### INSTRUCTIONS TO CANDIDATES:

1. Please read the instructions given in the question paper **CAREFULLY**.
2. Answer **ALL FOUR (4)** questions.
3. Answers to the questions are to be written into own A4 sized papers.
4. Please write your NRIC number or student ID number on every page of your answer script. **Do NOT** write your name.
5. Please write page number on every page of your answer script.
6. Please **KEEP** the hardcopy of your answer script.
7. 1 mark will be deducted for every minute delay in submission after the 20 minutes lapse with maximum of 10 minutes delay is allowed.
8. After 30 minutes, any submission will **NOT** be accepted, 0 marks will be awarded.

### WARNING:

The Examination Board of Peninsula College Georgetown regards cheating as a most serious offence and will not hesitate to mete out the appropriate punitive actions according to the severity of the offence committed, and in the accordance with the clauses stipulated in the Students' Handbook, up to and including expulsion from Peninsula College Georgetown.

*(This booklet contains 3 printed pages including this page)*

**DO NOT OPEN THIS BOOKLET UNTIL YOU ARE ALLOWED TO DO SO**

Answer ALL **FOUR (4)** questions on the separate sheet provided.

**[100 marks]**

1. a) Explain any **FIVE (5)** ways in which a contract of agency can be terminated. (10 marks)
- b) State any **FIVE (5)** duties of an agent. (5 marks)
- c) Explain any **FOUR (4)** reasons as to why judicial precedent is necessary. (10 marks)
2. a) Angel was driving while talking on the handphone and knocked into Jane who was walking across the road without looking for oncoming cars. Jane suffered a broken leg and injured her face because of the accident. Advise Jane on the course of action under the law of negligence. (20 marks)
- b) Differentiate between a 'contract of service' and a 'contract for service'. (5 marks)
3. a) Amy bought a car for her son and put it in writing, but her son gave her nothing in return. Discuss whether there is a valid agreement between Amy and her son. (7 marks)
- b) Tan offers to sell his camera to Chan. He tells Chan, 'If you do not reply, I shall assume that you have accepted.' Explain with reason whether the contract between Tan and Chan is valid, void or voidable. (6 marks)
- c) Jennifer found a laptop in a bag which belonged to Debbie whose details were in the bag. She called Debbie to return the bag to her. Debbie was so grateful that she promised to pay Jennifer RM1,000 later in the night. In the afternoon, Debbie changed her mind and decided not to pay Jennifer. Explain with reason whether the contract between Jennifer and Debbie is valid, void or voidable. (6 marks)
- d) Mr. Billy promises his wife that he would give her RM500 every month. After a month, he refuses to do so. Discuss whether there is a valid agreement between Mr. Billy and his wife. (6 marks)

4. a) Explain the principle established in the case of [Salomon v Salomon]. (5 marks)
- b) Explain any **FOUR (4)** liabilities of a partner in a partnership. (10 marks)
- c) Differentiate between a private company and a public company. (10 marks)

**- END OF QUESTIONS -**