



FINAL EXAMINATION

Semester	:	MAY 2025 SEMESTER
Programme Name	:	BA (HONS) BUSINESS 3+0 IN COLLABORATION WITH UNIVERSITY OF PLYMOUTH, UK
Course Code & Name	:	BBLW4013 BUSINESS LAW
Duration	:	3 HOURS

INSTRUCTIONS TO CANDIDATES:

1. Please read the instructions given in the question paper **CAREFULLY**.
2. The question paper consists of **FOUR (4)** questions.
3. Answer **ALL** questions in the question paper.
4. Answers to the questions are to be written into the examination booklet.
5. Electronic dictionaries, lecture notes, files or any unauthorised materials except writing equipment are strictly prohibited.

This question paper must be submitted along with all used and/or unused rough papers and/ or graph papers (if any). Candidates are **NOT ALLOWED** to take any examination paper(s) used or unused out of the examination hall.

WARNING:

The Examination Board of Peninsula College Georgetown regards cheating as a very serious offence and will not hesitate to mete out the appropriate punitive actions according to the severity of the offence committed, and in 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** questions on the separate sheet provided.

[100 marks]

1. a) Dina entered into a contract with Malik to supply 500 custom-made chairs for a new café by 1st June for RM50,000. Malik failed to deliver the chairs on time, and Dina had to buy similar chairs from another supplier at a higher price of RM60,000. Additionally, Dina incurred extra costs for urgent delivery and lost profits because the café could not open as scheduled. Dina now wants to claim damages from Malik for the breach.
 - i. Explain Dina's right to claim damages under Section 74 of the Contracts Act 1950. Support your answer with relevant principles. (10 marks)
 - ii. Discuss whether Dina can claim for the extra expenses incurred and the price difference between the original and replacement chairs. (8 marks)
 - iii. Explain whether Dina can recover her loss of profits due to the café's delayed opening. Is this loss too remote under Section 74(2)? (7 marks)Total: [25 marks]

2. a) Adam offered to buy his friend, Farah's camera for RM5,000. Farah was unsure and Adam left her a note saying, "If I do not hear from you within 3 days, I will take it that you have accepted my offer." Up to now, Farah has not given any response to Adam. Discuss whether a valid contract exists between Adam and Farah. Support your answer with relevant legal provisions and case law. (10 marks)

- b) Brian jokingly told his wife, Lila, that he would buy her a Prada wallet for her birthday the following week. Lila responded, "You can't be serious!" Later, Brian wrote down his promise on a note, signed it, and left it on Lila's bedside table. That evening, after reading Brian's note, Lila agreed to drive Brian to dinner in return for the birthday gift. Advise Brian whether his promise amounts to a valid contract. Support your answer with relevant legal provisions and case law. (10 marks)

- c) Describe **TWO (2)** rebuttable presumptions regarding the intention to form legal relations. (5 marks)
Total: [25 marks]

3. a) Define the law of tort and its general purpose. (5 marks)

- b) Farid, a café owner, forgot to fix a broken step at the entrance to his café, despite several customer complaints. One rainy day, a customer, Jasmine, slipped on the broken step and fractured her ankle. The café was also near a hospital, and Jasmine's injury worsened because of delayed treatment due to traffic. Jasmine wants to sue Farid for negligence. Discuss whether Farid could be held liable and explain whether the damage is too remote. Support your answer with relevant principles and cases. (10 marks)

- c) Amir is a doctor at a private clinic. During a routine check-up, he fails to notice clear signs of a serious infection on his patient, Nina. As a result, Nina's condition worsens, requiring major surgery that could have been avoided with proper treatment. Nina now wants to claim compensation from Amir for negligence. Advise whether Amir may be held liable for negligence. Support your answer by discussing the necessary elements and any relevant case law. (10 marks)

Total: [25 marks]

4. a) Arif and Bryan are partners in a catering business. Without Bryan's knowledge, Arif uses the firm's supplier contacts to secure a personal deal for his own side business. He does not inform Bryan about this and keeps the extra profits. Bryan later finds out and demands that Arif provide full information and return the profits he made. Advise Arif whether he has breached his duties as a partner. Support your answer with relevant law. (10 marks)

- b) Arun, Bella, and Chan formed a partnership to run a food stall during a major festival for three months. The partnership agreement clearly stated that the business would operate only for the duration of the festival. At the end of the three months, Bella wants to continue running the stall under the same partnership name, but Arun and Chan want to end it. Advise Bella whether the partnership can legally continue under the Partnership Act 1961. (10 marks)

- c) Hafiz and Nurul run a partnership business operating a gaming café. A new law is passed banning all forms of commercial gaming cafés in their city. Hafiz wants to continue the business secretly, but Nurul believes the partnership must be dissolved. Briefly describe whether their partnership is dissolved by operation of law. (5 marks)

Total: [25 marks]

- END OF QUESTIONS -