



FINAL SEMESTER EXAMINATION

Programme	:	CERTIFICATE IN BUSINESS STUDIES
Course	:	BUSINESS LAW
Course Code	:	CBS1123
Duration	:	3 Hours

INSTRUCTIONS TO CANDIDATES:

1. Please read the instructions given in the question paper **CAREFULLY**.
2. This 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 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

For examiner's use only

QUESTION NO.	MARKS
1	/ 25
2	/ 25
3	/ 25
4	/ 25
Total	/ 100

Answer ALL **FOUR (4)** questions on the separate sheet provided. **[100 marks]**

1. a) Explain the **FIVE (5)** ways to create a contract by agency. (10 marks)

- b) State the **THREE (3)** duties of the principal. (3 marks)

- c) Explain the **FOUR (4)** sources of written law. (12 marks)
Total: [25 marks]

2. a) John was driving while drinking coffee and knocked into Fiona who was walking across the road. Fiona suffered a broken leg and injured her hands because of the accident. Advise Fiona on the course of actions under the law of negligence. (20 marks)

- b) Differentiate between a 'contract of service' and a 'contract for service'. (5 marks)
Total: [25 marks]

3. a) Ah Beng and Ah Seng entered into an agreement to divide amongst themselves money acquired by robbing a house. Advise Ah Seng and Ah Beng. (7 marks)

- b) Ah Chai agrees to rent his house to Ah Yu at RM 1200 per month as long as he likes. Explain with reasons whether the contract between Ah Chai and Ah Yu is valid, void or voidable. (6 marks)

- c) Samantha went shopping at Gurney Plaza. She saw a display on the window of an outlet in the shopping mall stating 'Special offer, RM 30 for a Nike T-Shirt.' When she went into the outlet she was told the price was RM 200. Explain with reasons whether the contract between Samantha and the outlet is valid, void or voidable. (6 marks)

- d) Danny offers to sell his dog to Alice for RM 2500. Alice asks if the dog could be purchased at RM 1500. Discuss whether there is a valid agreement between Danny and Alice. (6 marks)
Total: [25 marks]

4. a) Explain the principle established in the case of [Tan Hee Juan v The Boon Keat]. (5 marks)
- b) Explain the **FOUR (4)** duties of a partner in a partnership. (10 marks)
- c) Differentiate between a private company and a public company. (10 marks)
- Total: [25 marks]

- END OF QUESTIONS -