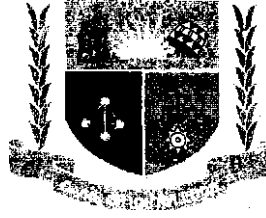


JARAMOGI OGINGA ODINGA  
AND TECHNOLOGY SCHOOL



UNIVERSITY OF SCIENCE  
OF BUSINESS AND

ECONOMICS

UNIVERSITY EXAMINATION FOR DEGREE OF BACHELOR OF BUSINESS  
ADMINISTRATION

3<sup>RD</sup> YEAR 1<sup>ST</sup> SEMESTER 2016/2017 ACADEMIC YEAR

KISII CAMPUS

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COURSE CODE: ABA 302

COURSE TITLE: COMPANY LAW

EXAM VENUE: LR \_\_\_\_\_

STREAM: (BBA) WITH I.T.

DATE: \_\_\_\_\_

EXAM SESSION: \_\_\_\_\_

TIME: 2.00 HOURS

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**Instructions:**

1. Answer question **ONE** (compulsory) and **ANY** other **TWO** questions
2. Candidates are advised not to write on the question paper.
3. Candidates must hand in their answer booklets to the invigilator while in the examination room.

**QUESTION ONE (30MKS)**

- a. Define the "company". (2mks)
- b. Discuss the circumstances when a name may be declared as undesirable (4mks)
- c. Distinguish between the following
  - i. Public company and private company (6mks)
  - ii. Company and partnership (8mks)
  - iii. Company and cooperatives (10mks)

**QUESTION TWO (20MKS)**

- a. with the help of a decided case explain the principle of "separate legal entity" (12mks)
- b. Justify the documents which be submitted to the registrar of companies for the purpose of registration of companies (8mks)

**QUESTION THREE (20MKS)**

- a. Explain the circumstances which may justify lifting of a corporate veil (12mks).
- b. Define the term memorandum of association and discuss its importance. (8mks)

**QUESTION FOUR (20MKS)**

- a. Explain the meaning of the term promoter (9mks)
- b. Discuss the meaning of a promoter (11mks)

**QUESTION FIVE (20MKS)**

- a. With the help of a decided case explain the concept of indoor management (10mks)
- b. Discuss the doctrine of constructive notice and its effects (10mks)