



**JARAMOGI OGINGA ODINGA UNIVERSITY OF SCIENCE AND TECHNOLOGY
SCHOOL OF ENGINEERING AND TECHNOLOGY
UNIVERSITY EXAMINATION FOR THE DEGREE OF BACHELOR OF SCIENCE
RENEWABLE ENERGY TECHNOLOGY AND MANAGEMENT
SUPPLIMENTARY EXAM ACADEMIC YEAR 2015/2016
MAIN CAMPUS**

COURSE CODE: TCM 3411

COURSE TITLE: CONSTRUCTION AND LAW

EXAM VENUE: LAB 1

STREAM: (BSc. Renewable Energy Tech & Mngt.)

DATE: 04/05/2016

EXAM SESSION: 9.00 – 11.00 AM

TIME: 2.00 HOURS

Instructions:

- 1. Answer question 1 (Compulsory) in Section A and ANY other 2 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

- a) Define the following terms commonly applied in construction law. (10 marks)
- i. Collective bargaining agreement
 - ii. Contract
 - iii. Partnership
 - iv. slander
 - v. libel
- b)
- i. Explain what voidable contract entails. (4 marks)
 - ii. Briefly describe the essentials of a valid contract. (6 marks)
- c) Briefly explain the structure of the judiciary system in Kenya. (10 marks)
- i.

QUESTION TWO

- a) Discuss what an incorporated company in Kenya entails. (4 marks)
- b) Explain the processes for registration and incorporation of a company in Kenya. (16 marks)

QUESTION THREE

- a) Explain why it is necessary for construction management students to be knowledgeable in law. (6 marks)
- b) Briefly discuss fundamental sources of law in Kenya that were borrowed externally. (10 marks)
- c) Explain briefly the difference between subsidiary legislation and an act of parliament. (4 marks)

QUESTION FOUR

- a) Briefly explain the difference between adjudication and court litigation. (4 marks)
- b) Describe other alternative dispute resolution mechanisms other than adjudication. (16 marks)

QUESTION FIVE

- a) Define the term 'tort' as applied in law. (2 marks)
- b) Discuss the different types of tort law in citing an example in each case. (18 marks)