

QUESTION ONE (COMPULSORY) (30 marks)

- a. Give a definition of a partnership. (2 marks)
- b. Explain:
- i) how a partnership is formed (3 marks)
 - ii) what different kinds of partners there may be (7 marks)
 - iii) what liabilities the partners have regarding debts (8 marks)
 - iv) the main differences between partnerships and limited liability companies (10 marks)

QUESTION TWO (20 marks)

Explain the law relating to the inclusion of exemption clauses in a contract (20 marks)

QUESTION THREE (20 marks)

- a. Write an account of the tort of negligence. (5 marks)
- b) Analyze the following case and say what you think the result will be:
- George was a taxi driver and one day, not looking where he was going, he drove his taxi over a boy's bike and damaged it. Luckily, the boy was not on the bike but close by and screamed when he saw his bike being damaged. His mother was in the house and heard the scream. When she looked out of the window she saw the taxi and the damaged bike and thought that her son had been injured. She suffered shock and was ill for some time. Later, she sued the taxi driver for negligence. (15 marks)

QUESTION FOUR (20 marks)

In relation to defamation:

- a) Explain the difference between libel and slander. (10 marks)
- b) What are the defences to an action for defamation? (10 marks)

QUESTION FIVE (20 marks)

- a) What are the different ways in which an agent may be appointed? (10 marks)
- b) Describe the type of work of the following agents:
- i Auctioneer
 - ii Factor
 - iii Broker
 - iv Del credere agent (10 marks)