



**GWANDA STATE UNIVERSITY**  
**FACULTY OF BUSINESS SCIENCES AND MANAGEMENT**  
**BACHELOR OF COMMERCE HONOURS DEGREE IN MARKETING**  
**MANAGEMENT**

**BUSINESS LAW - [BMA1205]**

**FINAL EXAMINATION**

**MAY/JUNE 2023**

**TIME: 3 HOURS**

**INSTRUCTIONS TO CANDIDATES**

- Answer any **FOUR (4)** questions.
- Start the answer to each full question on a fresh page of the answer sheet.
- Questions may be written in any order, but must be legibly numbered.
- Candidates must not take the Banking Act (Chapter 24:20) in the examination

**INFORMATION FOR CANDIDATES**

**The facts in this question paper are intended to be fictitious**  
**The paper contains SIX (6) questions.**  
**All questions carry equal marks [25 marks].**

**This paper consists of 3 printed pages.**

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**Question 1**

Giving supporting examples, where possible, explain the significance of understanding business law as a business professional in Zimbabwe.

[25 marks]

**TOTAL [25 marks]**

**Question 2**

a) State and briefly explain the essentials of a valid contract. [10 marks]

b) Discuss any **three** forms of breach of contract. [15 marks]

**TOTAL [25 marks]**

**Question 3**

a) Explain how an agency may be created by estoppel and ratification.

[10 marks]

b) Discuss the agent's duty of good faith and duty to perform his mandate.

[15 marks]

**TOTAL [25 marks]**

**Question 4**

a) Discuss the legal attributes of a trust. [15 marks]

b) Distinguish between an *inter vivos* and a *mortis causa* trust. [10 marks]

**TOTAL [25 marks]**

**Question 5**

State and explain the *essentialia* and *naturalia* of a partnership contract.

[25 marks]

**TOTAL [25 marks]**

**Question 6**

Discuss the circumstances under which a court may pierce the corporate veil and in the process explain whether it will be justified to do so.

[25 marks]

**TOTAL [25 marks]**

**END**