



FACULTY OF BUSINESS SCIENCES AND MANAGEMENT

DEPARTMENT OF MARKETING

BACHELOR OF COMMERCE HONOURS DEGREE IN MARKETING

BUSINESS LAW [BMA 1205]

FINAL EXAMINATION

JUNE 2024

DURATION: 3 HOURS

INSTRUCTIONS

1. Answer **QUESTION ONE (Compulsory)** and any other **THREE questions**.
2. Each question carries 25 marks.
3. Begin each question on a new page.
4. Please indicate the study mode (Conventional/Block) on the cover of your answer script.

INFORMATION

1. Marks per question are as indicated.
2. Questions may be attempted in any order.
3. This paper consists of two printed pages including the cover page

Question 1 (COMPULSORY)

(a) Law is a condition *sine qua non* in every discipline. Explain the significance of understanding business law to a business professional in Zimbabwe. **(10 marks)**

(b) State and explain the hierarchy, composition and jurisdiction of the courts in Zimbabwe. **(15 marks)**

Question 2

(a) Identify and explain the five (5) essential elements of a valid contract. **(10 marks)**

(b) State and Explain the remedies applicable to breach of contract in a business setup in Zimbabwe **(15 marks)**

Question 3

An agency contract is a special contract in a class of its own. In this context explain the nature and essential elements of a contract of agency. **(25 marks)**

Question 4

(a) Describe the legal nature of a trust. In your answer demonstrate how a trust affect the legal relationships in a business environment. **(15 marks)**

(b) Explain an *inter vivos* and a *mortis causa* trust. **(10 marks)**

Question 5

(a) State and explain the *essentialia* and *naturalia* of a partnership contract. **(15 marks)**

(b) Describe and explain a negotiable instrument and its key legal features.

(10 marks)

Question 6

(a) Identify and briefly explain the legal circumstances that lead to insolvency in Zimbabwe.

(10 marks)

(b) Explain the essential basis for winding up a business in Zimbabwe.

(15 marks)

END OF EXAMINATION PAPER