



PAN AFRICA CHRISTIAN UNIVERSITY

**END OF SEMESTER EXAMINATION FOR DIPLOMA IN
PURCHASING AND SUPPLIES MANAGEMENT**

SEPTEMBER-DECEMBER 2016

CAMPUS: ROYSAMBU

DEPARTMENT: BUSINESS

COURSE CODE: DSM104

COURSE TITLE: Legal Aspects in Purchasing and Supplies Management.

EXAM DATE: FRIDAY 2nd, DECEMBER 2016

TIME: 2.00PM-5.00PM

INSTRUCTIONS

- Read all questions carefully before attempting.
- Write your **student number** on the answer booklet provided.
- **Answer Question One And Any Other Four Questions**

QUESTION 1

i) The law requires that an accounting officer of a procuring entity shall keep records for each procurement for at least six years after the resulting contract has been completed or, if no contract resulted, after the procurement proceedings were terminated. Highlight details of the required records.

(5Marks)

ii) Peter has currently engaged Richard as his broker in his real estate business. Explain to both Peter and Richard on five ways through which they can terminate their relationship. (10Marks)

iii) Discuss five basic elements of a valid contract (10Marks)

iv) Explain five implied conditions in a contract of the sale of goods (10Marks)

v) Highlight the rules that govern the transfer of property in the goods. (5Marks)

QUESTION TWO

i) Highlight five guidelines that have been put in place by law in regard to the preparation of an invitation to tender document. (5 Marks)

ii) Discuss five ways in which a seller may give a better title to the buyer than he himself has in the goods. (10 Marks)

QUESTION THREE

i) Enumerate five rules that govern the modification of a tender which has already been sent to the public.

(5Marks)

ii) Discuss the concept of consumer protection as laid down in the consumer protection act 2013.

(10Marks)

QUESTION FOUR

i) Discuss the rules governing the elements of offer and acceptance in the law of contract. (10 Marks)

ii) Highlight five standard legal documentations in the purchasing of goods and services. (5Marks)

QUESTION FIVE

i) Highlight five basic procurement rules with regard to the standard tender documents as laid down in the public procurement and disposal act 2015. (5 Marks)

ii) Explain the implications of law in regard to the rights of an unpaid seller of goods. (10Marks)

QUESTION SIX

i) Discuss the concept of capacity to enter into a valid contract. (10Marks)

ii) Enumerate five duties of an agent.

(5Marks)