

1902/204  
INTRODUCTION TO LAW  
July 2019  
Time: 3 hours



**THE KENYA NATIONAL EXAMINATIONS COUNCIL**  
**CERTIFICATE IN SALES AND MARKETING**

**INTRODUCTION TO LAW**

**3 hours**

**INSTRUCTIONS TO CANDIDATES**

*This paper consists of TWO sections; A and B.*

*Answer ALL the questions in Section A and any FOUR questions from Section B in the answer booklet provided.*

*Candidates should answer the questions in English.*

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

**Candidates should check the question paper to ascertain that all the pages are printed as indicated and that no questions are missing.**

**SECTION A (32 marks)***Answer ALL the questions in this section.*

1. List **three** disputes that are addressed under international law. (3 marks)
2. State **four** ways in which the Court of Appeal may exercise its power during an appeal. (4 marks)
3. State **four** rights that are guaranteed by the Constitution of Kenya. (4 marks)
4. Outline **three** challenges that are faced by a partnership form of business. (3 marks)
5. State **three** circumstances under which a party to a contract may exercise the right to avoid the contract. (3 marks)
6. In relation to a contract for the sale of goods, state **three** duties of the seller. (3 marks)
7. Name **three** remedies available to an aggrieved person in a dispute of trespass to land. (3 marks)
8. State **three** ways in which an agency may be terminated through the operation of law. (3 marks)
9. Name **three** types of bills of exchange. (3 marks)
10. List **three** forms of punishment under Criminal Law. (3 marks)

**SECTION B (68 marks)***Answer any FOUR questions from this section.*

11. (a) Explain **four** ways in which Kenyan citizenship may be acquired. (8 marks)
- (b) Outline **six** distinctions between law and morality. (9 marks)
12. (a) Outline the jurisdiction of the High Court of Kenya. (8 marks)
- (b) In relation to the law of contract, explain **six** rules of consideration. (9 marks)

13. (a) Outline **four** ways in which the independence of the judiciary may be achieved. (8 marks)
- (b) Explain **six** implied conditions in a contract for the sale of goods. (9 marks)
14. (a) Ben appointed Mary as an agent to sell his car. He agreed to pay her a commission of Ksh.10,000 upon completion of the sale. Mary sold the car and received her commission from Ben. However, Ben later discovered that Mary has also received a commission of Ksh.10,000 from the buyer.
- Ben intends to recover the commission he paid to Mary. Explain the legal principles applicable in this case. (8 marks)
- (b) Describe **six** general defences that are available to a defendant in an action against tort. (9 marks)
15. (a) Outline **four** differences between a cheque and a bill of exchange. (8 marks)
- (b) Voidable marriages are valid until they are declared invalid by a competent court. Outline **six** grounds upon which the court may declare such marriages invalid. (9 marks)

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