



MUEO

MOI UNIVERSITY

OFFICE OF THE DEPUTY VICE CHANCELLOR
(ACADEMICS, RESEARCH, EXTENSION & STUDENT AFFAIRS)

UNIVERSITY EXAMINATIONS 2022/2023 ACADEMIC YEAR FIRST YEAR SECOND SEMESTER EXAMINATION

FOR THE DEGREE OF

BACHELOR
OF

CIVIL AVIATION MANAGEMENT

COURSE CODE: BCM 122

COURSE TITLE: AVIATION BUSINESS LAW

DATE: 25TH APRIL, 2023 **TIME:** 2.00 A.M. - 5.00 P.M

INSTRUCTION TO CANDIDATES

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Bcm 122

Question One

- a) What is the definition of Law? Also state three functions of law. (5 Marks)
- b) Outline four primary functions of the Kenya Civil Aviation Authority(KCAA). (4 Marks)
- c) Differentiate between Sovereignty and Territory. (4 Marks)
- d) Identify and briefly describe the first five freedoms of the air. (10 Marks)
- e) State two main differences between a civil wrong and a crime. (2 Marks)

Question Two

- a) List four sources of law in Kenya as have been contained in Section 3 of the Judicature Act (Cap. 8) (4 marks)
- b) Explain the five major divisions of civil law. (10 Marks)
- c) Define what a "tort" is according to Sir F. Pollock (1 Mark)

Question Three

- a) According to Sir William Anson, a contract is defined as? (3 Marks)
- b) Identify and explain the major elements of a contract. (10 Marks)
- c) There are several possible grounds to challenge the genuine nature of a contract. List two of these grounds. (2 Marks)

Question Four

- a) Explain while giving an example the two types of warranties found in aviation. (6 Marks)
- b) Discuss the following concerns brought about by aviation;
 - I. social concerns
 - II. the environmental concerns of aviation (6 Marks)
- c) Distinguish between the two types of aviation related insurance. (3 Marks)

Question Five

- a) Identify and explain five widely recognized sources of international law. (15 Marks)

Question Six

- a) Describe five features of the Cape Town Convention of 2001. (10 Marks)
- b) Explain the two objectives of the Warsaw Convention of 1929. (5 Marks)