



UGANDA MARTYRS UNIVERSITY NKOZI

FACULTY OF BUSINESS ADMINISTRATION AND MANAGEMENT

THE LAW OF CONTRACT SECOND YEAR FIRST SEMESTER
EXAMINATIONS 2012

DATE 17th December, 2012

TIME: 3 HRS

INSTRUCTIONS:

- (i) Answer **four** in questions in all.
- (ii) Question No. Nine is **COMPULSORY**. ALL questions carry equal marks.
- (iii) You are advised to write legibly with clarity of expression.
- (iv) Use of relevant examples and authorities shall earn you extra marks.
- (v) **DO NOT WRITE ANYTHING ON THE QUESTION PAPER**

1. (a) Explain the composition, jurisdiction and administrative structure of Uganda's Court of Appeal
(b) Outline five
 - (i) Divisions of Uganda's High Court
 - (ii) High Court circuits
2. You are availed with the events highlighted below. Read and answer the questions which follow:
 - a) Kibaate sued Ocaya in Court A at Kampala for recovery of 200m/= arising out of breach of contract. Judgment was delivered in Kibaate's favour.
 - b) Ocaya feeling dissatisfied with the decision appealed to Court B which reversed the decision of Court A
 - c) Kibaate successfully appealed to Court C which reversed the decision of Court B and Kibaate obtained judgment for recovery of the said 200m/=
 - i. How do you designate the parties at all the above given levels.
 - ii. Identify courts A B and C.

- iii. Identify the type of jurisdiction that was being exercised by courts A B and C.
- iv. What if Ocaya is dissatisfied with decision of Court C and wants to make a further appeal, what advice would you give him?
3. Using relevant examples distinguish between civil and criminal law.
4. Distinguish between an offer and invitation to treat
- a) Explain three transactions in law, which do not amount to offers but mere invitations to treat.
5. Discuss five rules governing communication of acceptance.
6. Under what circumstances can an offer come to an end?
7. Outline and explain any five contracts which are illegal for being contrary to public policy
8. (a) Explain the justifications for the general rule that mistake does not affect the Validity of a contract
- (b) With illustrations, explain two types of
- (i) Common mistake
- (ii) Unilateral mistake

Compulsory number

9. Golola Ivan bought one acre of registered land at Bukasa at 15 million from Mulyanti Henry. Mulyanti Henry was all along desirous of buying an Ipsum to impress his girlfriend Namamonde Benita. When Mulyanti Henry's father learnt of the transaction, he was annoyed with his son's ignorance as land in that part of Uganda could not have been sold so cheaply like that. Mulyanti Henry, feeling the pinch of embarrassment is determined to sue for recovery of this land on the basis that he was cheated by Golola Ivan! Advise him accordingly.

GOOD LUCK