



FACULTY OF BUSINESS

FINAL EXAMINATION

Student ID (in Figures) :

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Student ID (in Words) :

Course Code & Name : **Law 1323 Legal Aspects for Hospitality and Tourism**
Trimester & Year : Jan to Apr 2022
Lecturer/Examiner : RISHINDRAN PARAMANATHAN
Duration : 2 Hours

INSTRUCTIONS TO CANDIDATES

1 This question paper consists of 2 parts:

PART A (60 marks) : Answer all FOUR (4) short answer structured questions. Answers are to be written in the Answer Booklet provided.

PART B (40 marks) : Answer ONE (1) case study question. Answer is to be written in the Answer Booklet provided.

2 Candidates are not allowed to bring any unauthorized materials except writing equipment into the Examination Hall. Electronic dictionaries are strictly prohibited.

3 This question paper must be submitted along with all used and/or unused rough papers and/or graph paper (if any). Candidates are NOT allowed to take any examination materials out of the examination hall.

4 Only ballpoint pens are allowed to be used in answering the questions, with the exception of multiple choice questions, where 2B pencils are to be used.

WARNING The University Examination Board (UEB) of BERJAYA University College regards cheating as a most serious offence and will not hesitate to mete out the appropriate punitive actions according to the severity of the offence committed, and in accordance with the clauses stipulated in the Students' Handbook, up to and including expulsion from BERJAYA University College.

PART A (60 marks) Answer all FOUR (4) short answer structured questions supported with decided cases. Answers are to be written in the Answer Booklet provided.

1. (a) Explain the duties and responsibilities of a Company Director under the Companies Act 2006. (5 marks)
- (b) Discuss the ways for the dissolution of a partnership. (10 marks)
- 2.(a) State **FIVE** (5) duties of an agent to the principal. (5 marks)
- (b) Briefly explain the employer’s duties to provide a safe working environment and safety equipment for the employees under the Occupational Health and Safety Act 1994. (10 marks)
- 3.(a) Mr. Param had stayed for a week in Divide Square Hotel. Mr. Param left the hotel after one week stay without paying the bill. The manager of Divide Square Hotel found a uniquely valuable designer coat in the room occupied by Mr. Param. Notices of Mr. Param’s unpaid bill were sent to his residence and his working place but there were no replies from Mr. Param. State two rights of the innkeeper, under the Inn Keepers Act 1952. (7 marks)
- (b) Describe briefly what is a “hire-purchase agreement.” (8 marks)
4. When a party files a suit claim on a breach of contract, the first issue to be determined by the court is whether a contract existed between the parties? State the essential elements to form a valid contract. (15 marks)

End of Part A

**PART B (40 marks) Answer ONE (1) case study question supported with decided cases.
The answer is to be written in the Answer Booklet provided.**

James is a supervisor at Small Hotel and has worked for them over the last twelve years, he was dismissed without any notice. His manager has claimed that James was incompetent and useless. James has been working for this company for many years now and has never had any problem to date. After dismissal, James found out that the company did not contribute to his Social Security Organization (SOCISO) for the past 1 year despite the salary being deducted monthly from his salary. He will now need to follow legal procedures to resolve his case.

- 1.(a) Advice James on his dismissal as an employee and guide him if there is any financial assistance available for him at the moment. (15 marks)
- (b) What are the rights of James as an employee? (5marks)
- (C) You are appointed as a legal advisor for Small Hotel, advise the correct procedure for a domestic inquiry. (20 marks)

Total 40 marks

End of Exam Paper