



BERJAYA BUSINESS SCHOOL

FINAL EXAMINATION

Student ID (in Figures) :

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Student ID (in Words) : _____

Course Code & Name : **LAW1523 Legal Aspects for Hospitality & Tourism**
Trimester & Year : Jan to Apr 2022
Lecturer/Examiner : RISHINDRAN PARAMANATHAN
Duration : 3 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 unauthorised 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.

Total Number of pages = 3 (Including the cover page)

**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 differences between a contract for service and a contract of service. (5 marks)
- (b) The Occupational Safety and Health Act 1994 or Act 514 provides the legislative framework for the safety, health, and welfare among all Malaysian workforces. Briefly explain the employers' duties to provide a safe working environment and safety equipment for employees under the Occupational Health and Safety Act 1994. (10 marks)
2. (a) Explain FIVE (5) key differences between sole proprietorships and partnerships? (5marks)
- (b) The Social Security Organization (SOCSO) was established as one of the government departments under the Ministry of Human Resources. Explain the benefits provided under the SOCSO'S Employment Injury (EI) Scheme? (10 marks)
3. (a) The Innkeepers Act 1952 protects innkeepers against petty or non-genuine complaints from guests. Analyze this statement with three examples. (5marks)
- (b) Explain the duties and responsibilities of a Company Director under the Companies Act 2006. (10 marks)
4. In the event an employee's response to the show cause letter is not satisfactory, the employer may consider convening a domestic inquiry. Explain the proper procedure for conducting a domestic inquiry. (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.

Alan is a tenant of a home unit owned by Bill. Ten days ago, Alan received a letter from Bill in which Bill stated that he (Bill) was 'interested in selling his hotel and asking Alan to 'let him know' if he (Alan) was willing to buy the hotel unit for the price of RM 3 million. Three days later Alan posted a letter to Bill in which he agreed to buy the hotel unit for the price set out in Bill's letter. After receiving Alan's letter, Bill telephoned Alan and told him that he had decided that he did not want to sell the hotel unit.

1. (a) Alan seeks your advice as to whether he has a contract with Bill for the sale of the hotel unit. (25 marks)

- (b) Explain the most common legal remedy for breach of contract. (15 marks)

End of Exam Paper