



**FACULTY OF BUSINESS**

**FINAL EXAMINATION**

Student ID (in Figures) :

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Student ID (in Words) :

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Course Code & Name : **LAW1323 Legal Aspects for Hospitality & Tourism**  
Trimester & Year : May to Aug 2022  
Lecturer/Examiner : RISHINDRAN PARAMANATHAN  
Duration : 2 Hours

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**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.**

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1. (a) Explain **FIVE** (5) 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) Explain the responsibilities of an innkeeper under the Inn Keepers Act 1952. (5 marks)
- (b) Briefly describe a “hire-purchase agreement.” (10 marks)
4. When a party files a claim for 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.**

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Amanda is a production worker at a manufacturing company in Kuala Lumpur. Her wage is RM2,350 per month inclusive RM150 cost of living allowance. She has been working for the company for 4 years. She is expected to give birth to her 3rd child next month. She applied for 90 days of maternity leave but her application is rejected. According to the company policy, maternity leave is only for 60 days and employees must start taking maternity leave three (3) weeks before the due date. Because she needs more leave after giving birth, she applied for 30 days of annual leave after her 60 days of maternity leave, but the employer rejected her application and terminated Amanda's contract. Advise Amanda.

- 1.(a) Advise Amanda on her dismissal as an employee and guide her if there is any financial assistance available for her at the moment. (15 marks)
- (b) What are the rights of Amanda as an employee? (5 marks)
- (c) Explain the differences between a contract for service and a contract of service. (5 marks)
- (d) You are appointed as a legal advisor for Small Hotel, advise the correct procedure for a domestic inquiry. (15 marks)

Total 40 marks

**End of Exam Paper**