



FACULTY OF BUSINESS

FINAL EXAMINATION

Student ID (in Figures) :

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Student ID (in Words) : _____

Course Code & Name : **LAW1523 Legal Aspects for Hospitality and Tourism**
Semester & Year : May to August 2020
Lecturer/Examiner : Christina Chan
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.

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 briefly the definition of an “employee” in the Employment Act 1955 and state how the law determines whether a person is an employee or otherwise.
(8 marks)
- (b) Explain the four objects under the Occupational Health and Safety Act 1994.
(7 marks)
2. (a) State three ways in which an agency can be terminated.
(7 marks)
- (b) State the various types of goods covered by the Hire-Purchase Act 1967. (8 marks)
3. A juice bar owner made a remark to a customer that their fresh juices are made from organic fruits supplied by a local distributor. However, the fruits that were supplied by the local distributor are not organically grown. Explain whether the juice bar owner in this case applied a false trade description to goods and breached any section(s) of the Trade Descriptions Act 2011.
(10 marks)
4. (a) A family of four were admitted to hospital after consuming curry laksa at the local store. Upon further analysis on the curry laksa, a foreign substance was found in the mixture of the curry laksa paste that was injurious to one’s health. State the liability of the manufacturer of the curry laksa paste, if convicted under Food Act 1983.
(10 marks)
- (b) “An inn must be ready and willing to take in customers and cannot pick and choose customers although the Innkeepers Act 1952 is silent on this matter.” Discuss this statement.
(10 marks)

End of Part A

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

1. Roy, Bernard and Alice formed a partnership to run a lighting business.
- (a) Bernard takes charge of purchasing and sourcing for all the lightings from the local and overseas supplier for their partnership business. In May and before the month is up, Bernard decides to take some monies from the partnership account without informing the other two partners and purchase a sports bike. Explain whether the partnership is bound by the said purchase. Give reasons for your answer. (15 marks)
- (b) Alice decides to retire as a partner after working in the partnership for a number of years. Advise Alice as to the legal requirements and mode of giving notice of dissolution of partnership to old and new customers of the partnership. (15 marks)
- (c) Discuss on the formation of a partnership. (10 marks)
- (Total : 40 marks)

End of Exam Paper