



BERJAYA BUSINESS SCHOOL

FINAL EXAMINATION

Student ID (in Figures) :

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

Student ID (in Words) : _____

Course Code & Name : **LAW1523 Legal Aspects for Hospitality & Tourism**
Trimester & Year : Sept to Dec 2021
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) State the difference between unilateral and bilateral contract. (5 marks)
- (b) The Occupational Safety and Health Act 1994 or Act514 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) State **FIVE (5)** duties of a director in a company. (5 marks)
- (b) Paul, who was cycling home without a cycle helmet and Johnny who was driving same way but was distracted as he was changing the CD, When Johnny looked up, he couldn't avoid Paul's cycle and knocked him off from his bike, causing him to fall heavily, cutting open his head and injuring his collar bone. Advise Paul under the law of negligence. (10 marks)
3. (a) State five (5) essential elements to form a valid contract. (15 marks)
4. (a) State the various types of goods covered by the Hire-Purchase Act 1967. (8 marks)
- (b) Describe briefly what is a "hire-purchase agreement." (7 marks)

End of Part A

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

In 2019, Baboo was appointed by the Times University as a Senior Lecturer to teach management subjects in the faculty of business. During his 2nd year of employment, the University of Times's business has dropped tremendously due to the pandemic. The management of the university had no choice and started to terminate their employees. The management discovered that Baboo had been late to work several times in June 2020. The management is convinced of the reason and started to force Baboo to tender his resignation. Baboo was disturbed with the management's behavior and couldn't focus on his work on that day, therefore he informed the human resource manager that he is leaving during the lunch hour due to health reasons. Baboo left the premises at 12 pm, he met an accident while returning home. As a result, He is seriously injured and the prognosis is that he will be permanently confined to a wheelchair.

- 1.(a) Advice Baboo on his current situation and his next cause of action (15 marks)
- (b) You are appointed as a legal advisor for University of Times, advise University of Times on the procedures of dismissal and what are the consequences for breaching the procedures. (15 Marks)
- (c) Which would be the appropriate court for Baboo to file his case and explain the procedures. (10 marks)

End of Exam Paper