



**UNIVERSITI KUALA LUMPUR
BUSINESS SCHOOL**

**FINAL EXAMINATION
JULY 2024 SEMESTER**

COURSE CODE	: EIB20303
COURSE NAME	: BUSINESS LAW
PROGRAMME NAME	: BACHELOR OF BUSINESS ADMINISTRATION (HONS)
DATE	: 21 SEPTEMBER 2024
TIME	: 9.00 AM – 12.00 PM
DURATION	: 3 HOURS

INSTRUCTIONS TO CANDIDATES

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1. Please **CAREFULLY** read the instructions given in the question paper.
 2. This question paper has information printed on both sides of the paper.
 3. This question paper consists of **FOUR (4)** questions.
 4. Answer **ALL** questions.
 5. Please write your answers on the answer booklet provided.
 6. All questions must be answered in **English** (any other language is not allowed).
 7. This question paper must not be removed from the examination hall.
 8. Students are allowed to refer to the unannotated **Partnership Act 1961, Companies Act 2016** and **Employment Act 1955** when answering their papers during the examination.
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THERE ARE THREE (3) PAGES OF QUESTIONS, EXCLUDING THIS PAGE.

SECTION A (Total: 100 marks)

INSTRUCTIONS: Answer ALL questions.

Please write your answers in the answer booklet provided.

Students are allowed to refer to the unannotated Partnership Act 1961 and Companies Act 2016 and Employment Act 1955 when answering their questions during the final examination.

QUESTION 1

Ross, Ricky and Alex are partners in a firm in Shah Alam called Global Trading Enterprise. The firm was formed to run a business of textiles manufacturing, and they have been carrying on with the business for the last 7 years. Recently the following facts have come to light:

- a) Alex who has the task of collecting money due from customers has been receiving cash incentives from some customers for giving them some extra time to pay.
(10 marks)
- b) Ricky and Ross have together set up another similar business in Rawang, their hometown, and have left it in the management of Ricky's son, Max. They go to Rawang every month to keep an eye on the business and take account of the profits.
(10 marks)
- c) Ross wishes to introduce his son, Etan as a partner. Ricky and Alex are opposed to this idea and have threatened to expel Ross if he insists on doing so. The partnership agreement is silent on the question of introduction and expulsion of partners.
(10 marks)
- d) Ross wish to have the firm dissolved because he no longer has any confidence in the other partners.
(10 marks)

Advise the parties as to their respective legal position on these matters and support your answer with the relevant provisions of the Partnership Act 1961 and decided cases.

QUESTION 2

Discuss the concept of body corporate under Section 20 of the Companies Act 2016 and support your answer with **TWO (2)** decided cases.

(30 Marks)

QUESTION 3

With reference to the relevant provision of the Companies Act 2016 (if any), briefly explain the followings: -

a) The meaning of Winding up.

(5 marks)

b) The modes of Winding up.

(10 marks)

c) The definition of the words "inability to pay debt" as stated in Section 465(1)(e).

(5 marks)

QUESTION 4

Students are required to provide a statutory definition as provided for by the Employment Act 1955 for the following words:-

a) "employee"

(2 marks)

b) "employer"

(2 marks)

c) "contract of service"

(2 marks)

d) "contractor"

(2 marks)

e) "part-time employee"

(2 marks)

END OF EXAMINATION QUESTIONS