



BUSINESS LAW AND ETHICS
MARCH 2023
MOCK EXAMS
<p>Time: 5:30PM – 8:30PM</p> <p>Date: 31 May</p> <p>Three hours duration</p> <p>The Mock will be 3 hours in duration.</p> <p>The mock has TWO Parts.</p> <p>Part 1 is worth 40% of the total marks available.</p> <p>Part 2 is worth 60% of the total marks available.</p>
<p>You are required to give your answers in the GSM answer book provided. Do not repeat the task in your answer but show clearly the number of the task attempted on the appropriate pages of the answer book. Please start each task on a new page.</p> <p>Rough work and notes must be written in the answer book or on supplementary sheets and must be clearly identified.</p>



PART A - Compulsory

CASE STUDY QUESTION

A. X offered to sell his car through Y for GHS50,000, X made his offer in a letter delivered to Y by X's driver Z. X specifically said in the letter that if Y is interested in the car he should deliver his answer to Z for onward transmission to X.

After reading X letter with the offer in it, Y simply asked Z to go. The next day, Y rang X that he has accepted the offer. To his amazement X told him that he sold the car when Z arrived without his reply.

Advice Y. [20 marks]

B. CIMG Ghana made an advertisement in the newspapers that any registered student who wants to write their September exam for 2021 must send their completed application forms by registered post latest 30th June 2021. Kwame, a student in Keta posted his application form at the Post office on 30th June 2021. Kofi who also resides in Teshie, Accra sent his completed form personally to the CIMG office on 20th June 2021. He met a security man at the entrance of the office and gave his forms to him and left.

When the final list of students was released the names of Kwame and Kofi were not on the list and so they could not write the September exams they have sued the institute.

What advice would you give the institute? [20 marks]

SECTION B: 60 MARKS (ANSWER ANY THREE QUESTIONS)

2. Contract

Distinguish Between A Contract And An Agreement.

What criteria does the court use in determining the validity of an agreement or a contract?

3: Intention to Create Legal Relations

For an agreement to become binding on the parties, there must exist an intention to create legal relationship. Explain.

Q 4: Agency

- a. “No one can act as the agent of another person unless and until he was appointed by that other person”. Comment on the validity of this statement.
- b. Write short note on any 2 (Two) of the following types of agent;
 - a. Factors
 - b. Brokers
 - c. Del Credere Agents
 - d. Auctioneers

Q 5: False Imprisonment

You are serving on the board of one of the rural banks in Ghana and you have changed an information that one of the cashiers at Madina Branch was suspected to have stolen money. The branch manager had the cashier locked up in the vault from 3:00 pm. till 10pm when the money was found and the suspected cashier exonerated. The cashier affected is considering suing the Branch Manager and the bank for false imprisonment and reputational damage.

You have been asked to visit Madina branch next week on an official assignment what advice will you give to the parties?

Q 6: "Business Ethics"

Conscious marketing demands that the purpose of a firm should go beyond making a profit. The Firm's decisions should be ethical (business and marketing ethics).

What are the implications of unethical behaviors by the 21st Century marketer and the business?

