

## COURSE: DBM I

### 15.2.0 BUSINESS LAW

#### 15.2.2 INTRODUCTION

This module unit is intended to equip the trainee with the knowledge skills and attitudes that will enable him/her apply the law in business relation to other persons and institutions.

#### 15.2.3 GENERAL OBJECTIVES

By the end of this module unit, the trainee should be able to”

- a. Appreciate the sources of law in Kenya
- b. Understand the nature and jurisdiction of courts in Kenya
- c. Apply the elements of public law while dealing with other citizens
- d. Understand the law of contract and its application in business transactions
- e. Apply the principles of law of agency in executing business activities
- f. Understand the law of tort and its application in business activities
- g. Understand the law of succession and property and its application in business
- h. Apply the employment law in resolving employment problems
- i. Demonstrate competency to make legally sound decisions

#### Module unit summary and time allocations

code	Sub-module units	Content	Time in hours
15.2.01	Introduction to law	<ul style="list-style-type: none"><li>• Meaning of law</li><li>• Significance of law</li><li>• Law and morality</li><li>• Classification</li><li>• Sources of Kenyan law</li><li>• Parliamentary legislation process</li></ul>	8
15.2.02	Structure and jurisdiction of courts in Kenya	<ul style="list-style-type: none"><li>• Composition and jurisdiction of courts</li><li>• Hierarchy of Kenyan courts</li><li>• Composition and jurisdiction of administrative tribunals</li></ul>	16
15.2.03	Elements of public	<ul style="list-style-type: none"><li>• Arms of arms</li><li>• offences</li></ul>	16
15.2.04	Law of contract	<ul style="list-style-type: none"><li>• meaning</li><li>• types</li><li>• elements</li><li>• grounds of illegal contract</li><li>• vitiating factors</li><li>• significance of privity of contract</li><li>• negotiable instruments</li><li>• methods of discharging contracts</li><li>• remedies</li></ul>	16

		<ul style="list-style-type: none"> <li>• limitations of action</li> </ul>	
15.2.05	agency	<ul style="list-style-type: none"> <li>• meaning of laws of agency</li> <li>• parties to a contract of agency</li> <li>• types of agents</li> <li>• creation of agency</li> <li>• right and duties of parties to an agency</li> <li>• ways of discharging agency</li> </ul>	
15.2.06	Law of tort	<ul style="list-style-type: none"> <li>• Meaning of law tort</li> <li>• General defenses</li> <li>• Elements of tort</li> <li>• Parties to tort</li> <li>• Remedies available for tort</li> </ul>	
15.2.07	Law of succession	<ul style="list-style-type: none"> <li>• Meaning</li> <li>• Testate and testamentary succession</li> <li>• Wills and capacity to make a will</li> <li>• Grant of probate and letters of administration</li> <li>• Interstate or non-testamentary succession</li> </ul>	
15.2.08	Law of property	<ul style="list-style-type: none"> <li>• Nature of property</li> <li>• Classification of property</li> <li>• Ownership and possession</li> <li>• Easement</li> <li>• Mortgages and charges</li> </ul>	
15.2.09	Employment law	<ul style="list-style-type: none"> <li>• Basic concepts</li> <li>• Contract of employment</li> <li>• Employers responsibility</li> <li>• Employment enactments and regulations</li> <li>• Tort negligence</li> </ul>	
15.2.10	Emerging issues and trends in law	<ul style="list-style-type: none"> <li>• Emerging issues and trends in law</li> <li>• Challenges of emerging issues</li> <li>• Coping with challenges</li> </ul>	
<b>TOTAL</b>			120