



**BAHAGIAN PEPERIKSAAN DAN PENILAIAN
JABATAN PENGAJIAN POLITEKNIK
KEMENTERIAN PENDIDIKAN MALAYSIA**

JABATAN PERDAGANGAN

PEPERIKSAAN AKHIR

SESI JUN 2015

PK504: BUSINESS LAW

TARIKH : 27 OKTOBER 2015

TEMPOH : 2.30 PM – 4.30 PM (2 JAM)

Kertas ini mengandungi **LIMA BELAS (15)** halaman bercetak.

Bahagian A: Objektif (25 soalan)

Bahagian B: Struktur (2 soalan)

Bahagian C: Esai (1 soalan)

Dokumen sokongan yang disertakan : Akta Kontrak 1950

JANGAN BUKA KERTAS SOALAN INI SEHINGGA DIARAHKAN

(CLO yang tertera hanya sebagai rujukan)

SECTION B: 50 MARKS
BAHAGIAN B: 50 MARKAH

INSTRUCTION:

This section consists of **TWO (2)** structure questions. Answer **ALL** questions.

ARAHAN:

Bahagian ini mengandungi **DUA (2)** soalan struktur. Jawab **SEMUA** soalan.

QUESTION 1
SOALAN 1

- CLO2
C1
- a) List **FOUR (4)** types of goods in the context of sale of goods.
Senaraikan EMPAT (4) jenis barangan dalam konteks penjualan barangan.
 [4 Marks]
 [4 Markah]
- CLO2
C2
- b) Give the definition of price in the context of sale of goods.
Berikan definisi harga dalam konteks penjualan barangan.
 [3 Marks]
 [3 Markah]
- CLO2
C3
- c) The terms of contract for the sale of goods are either conditions or warranties. Briefly explain both of them.
Terma-terma di dalam kontrak penjualan barangan adalah syarat ataupun waranti. Terangkan secara ringkas kedua-dua terma tersebut.
 [6 Marks]
 [6 Markah]
- CLO2
C4
- d) Elaborate **THREE (3)** exceptions to the maxim of *nemo dat quod non habet*.
Huraikan TIGA (3) pengecualian bagi kaedah nemo dat quod non habet.
 [12 Marks]
 [12 Markah]

QUESTION 2
SOALAN 2

- CLO4
C2
- a) Define cheques according to Bills of Exchange Act 1949.
Berikan definisi cek berdasarkan Akta Bil Pertukaran 1949.
- [3 Marks]
[3 Markah]
- CLO4
C3
- b) In relation to cheque, briefly describe the following circumstances :
Dengan merujuk kepada cek, terangkan secara ringkas perkara berikut:
- i) Undated cheque
Cek tidak bertarikh
 - ii) Overdue or stale cheque
Cek lampau tarikh
 - iii) Ante-dated or back dated cheque
Cek tarikh ke belakang
 - iv) Post-dated cheque
Cek tarikh ke hadapan
- [10 Marks]
[10 Markah]
- CLO4
C4
- c) Explain **FOUR (4)** ways in which the banker's authority to pay a cheque may be terminated.
Terangkan EMPAT (4) situasi di mana kuasa pihak bank untuk membayar cek boleh ditamatkan.
- [12 Marks]
[12 Markah]

SECTION C: 25 MARKS
BAHAGIAN C: 25 MARKAH

INSTRUCTION:

This section consists of **ONE (1)** essay question. Answer **ALL** question.

ARAHAN:

*Bahagian ini mengandungi **SATU (1)** soalan esei. Jawab **SEMUA** soalan.*

QUESTION 1
SOALAN 1

CLO3
C1

- a) Briefly explain a hire purchase contract

Terangkan secara ringkas kontrak sewa beli.

[5 Marks]
[5 Markah]

CLO3
C3

- b) Zara purchased a home theater set on hire purchase from Heng Seng Electric. According to the hire purchase agreement, Zara is supposed to pay 18 instalments. After paying the 17th instalment, Zara refused to pay the last instalment. Heng Seng Electric is going to repossess the home theater set from Zara but Heng Seng Electric is not sure about the procedures for repossession of goods.

You are required to give legal advice to Heng Seng Electric regarding **FIVE (5)** procedures to repossess the goods according to the Hire Purchase Act 1967.

Zara membeli set home teater secara sewa beli dari Heng Seng Electric. Menurut perjanjian sewa beli, Zara sepatutnya membayar 18 kali ansuran. Selepas membayar ansuran yang ke-17, Zara enggan membayar ansuran terakhir. Heng Seng Electric berhasrat untuk menarik balik set home teater daripada Zara tetapi Heng Seng Electric tidak pasti tentang prosedur penarikan semula barangan yang disewa.

*Anda dikehendaki memberi nasihat kepada Heng Seng Electric berkenaan **LIMA (5)** prosedur penarikan semula barangan berdasarkan Akta Sewa Beli 1967.*

[20 Marks]
[20 Markah]

SOALAN TAMAT