



**COLLEGE OF BUSINESS, PEACE, LEADERSHIP AND  
GOVERNANCE**

**NMMS 210: COMPANY LAW**

**END OF SECOND SEMESTER EXAMINATIONS**

**NOVEMBER 2022**

**LECTURER: MRS MAGWAGWA**

**DURATION: 3 HOURS**

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***INSTRUCTIONS***

You are required to answer questions as instructed below:

Answer Any Four (4) questions

Credit will be awarded for logical, systematic and neat presentations

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### **Question One**

Write short notes on the following:-

- a. Separation of powers **[5 Marks]**
- b. Lifting the corporate veil **[5 Marks]**
- c. Memorandum of association **[5 Marks]**
- d. Prospectus **[5 Marks]**
- e. Statutory meeting **[5 Marks]**

### **Question Two**

Tania Marufu owns Talrose Private Limited. She wishes to convert/promote her company to a public company. She approaches you to help her with promoting her private company to a public company

- a. Explain to Tania your duties as a promoter and when or if you can be held liable for breaching the duties. **[18 Marks]**
- b. Advise Tania the advantages and disadvantages if any for Tania to promote her company to a public company. **[7 Marks]**

### **Question Three**

- a. Define and discuss the difference between judicial management and winding up of a company. **[15 Marks]**
- b. Discuss the roles and duties of an accountant as stated in in the Company and other Business Entities Act. **[10 Marks]**

### **Question Four**

- a. Write and discuss critically the following :-
  - i) Private Business Corporation
  - ii) Public Company **[10 Marks]**
- b. Discuss with reference to case law the majority rule and minority protection **[15 Marks]**

### **Question Five**

Discuss the duties of Directors and when they can be held liable according to the Companies and other Business Entities Act. **[25 Marks]**

**END OF PAPER**