



ZIMBABWE EZEKIEL GUTI UNIVERSITY
FACULTY OF BUSINESS, ECONOMICS AND ACCOUNTING
DEPARTMENT OF ACCOUNTING AND FINANCE

EXAMINATION PAPER

COURSE CODE : CAC 201
COURSE TITLE : **COMPANY LAW AND PRACTICE**
SPECIAL REQUIREMENTS :
DURATION : 3 Hours
LEVEL : 2.1
DATE :

ZIMBABWE EZEKIEL GUTI UNIVERSITY
EXAMINATIONS OFFICE
19 AUG 2021
1901 BARRASSIE RD. BINDURA
P. O. BOX 350 BINDURA
Email: examinations@zegu.ac.zw

INSTRUCTIONS TO CANDIDATES:

1. No cell phones are allowed in the examination venue.
2. Answer **all** questions.
3. Begin each question on a new page.
4. The number of marks for each question or part question is shown in brackets []

Question 1

- a. A company is a juristic person

With the aid of cases discuss the assertion and the exceptions thereto [10 marks]

- b. What are the exceptions in the rule in **FOSS vs HARBOTTLE 91843) 2 HARE 46**

[15marks]

[Total 25marks]

Question 2

- a. What is a share in company law and what are its features

[5 marks]

- b. What are the rights and liabilities of shareholders in a company

[10 marks]

- c. Half of the capital of a company belonged to a father and the other half to his two elder sons in equal shares. His three younger sons were employed in the company as well. The father died bequeathing his shares equally between the younger sons. The senior ones not only used the junior members but also removed them from the company's employment and refused to supply them with the copies of the company accounts.

Discuss the legal consequences arising from the above passage

[10 marks]

[Total 25marks]

Question 3

- a. What are the features of a company

[7

marks]

- b. Define and give the differences between a private company and a public company [8 marks]

- c. Describe and distinguish between a memorandum of association and articles of association

[10 marks]

[Total 25marks]

Question 4

Discuss the duties that a director owe in a company in terms of common law and the companies and Other Business Entities Act [chapter 24.31]

[25 marks]