

**LAW 3
7110**



CAMEROON GENERAL CERTIFICATE OF EDUCATION BOARD

Technical and Vocational Education Examination

JUNE XXXX

ADVANCED LEVEL

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| Specialty Name (Specialty Code) | |
| Subject Title | LAW |
| Paper No. | 3 |
| Subject Code No. | 7110 |

Three hours

INSTRUCTIONS TO CANDIDATES

Answer any FOUR questions.

You are reminded of the necessity for good English and orderly presentation in your answers.

You are advised to read carefully through the question paper, before you begin your answers.

Turn Over

SECTION A

1. Panam and Sam long lost childhood friends, met again in 2011. Panam previously based in Canada and wishing to resettle in Cameroon, proposes to his friend to open a business for the importation, sale or hire of machines for farming. They intend to raise as much as 10 million FCFA for this venture.

WORK REQUIRED:

- (a) What kind of business do they intend to operate? (5 Marks)
 - (b) Name at least 5 elements they must include in the articles of association. (10 Marks)
 - (c) How else can they raise capital except from their personal funds? (5 Marks)
 - (d) What will make their business different from partnership? (4 Marks)
 - (e) Give any two advantages of their business. (4 Marks)
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2. Ebe has just opened a building construction company in Yaounde. He does not know the obligations of employees under Cameroonian labour laws. Explain the obligations to him in details (25 Marks)

3. Sone an 18 year old boy got married to Ngozi a 16 year old Nigerian girl. Their marriage was celebrated in the Civil Status Registry Tiko. A year later, they had a baby girl. Ngozi's father wants to establish the child's birth certificate with his name as the father of the child on the grounds that in the Ibo tradition, he is supposed to adopt the first daughter of the union. Sone is confused about this issue and wants to know if Ngozi has acquired the Cameroonian nationality by virtue of her marriage and also whether the baby girl can bear the grand father's name as alleged. Advise Sone. (25 Marks)

SECTION B

4. Mr. Kama a French national of Cameroonian origin has been an employee of SONARA S.A for the past 9 years. Mr. Kama and his friends created a company for the sale of mobile phones. Mrs. Bella an employee of the company is pregnant and was dismissed without maternity leave and settlement of her indemnities. The staff representative and his colleagues in solidarity agreed to stop work. The staff representative was also sacked without due process.

WORK REQUIRED:

- a). Determine the type of labour contract Mr. Karma has. Justify your answer. (5 Marks)
 - b). Qualify the dismissal of the staff representative and justify your answer. (5 Marks)
 - c). What is the duration of Mrs. Bella's maternity leave? How is her maternity leave going to affect her contract of employment? (10 Marks)
 - d). What is the procedure for the dismissal of a staff representative? (5 Marks)
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5. John has been convicted by the court for 15 years imprisonment because he strangled his girlfriend after seeing her coming out of a hotel with another man. Mary has committed an abortion which is punishable in the Penal Code with imprisonment as from 15 years to 1 year and with a fine. Nelson who was found driving and drinking bear may be punished with a fine.

WORK REQUIRED:

- a). What elements will make them criminally responsible for their actions (5 Marks)
 - b). Classify the various offences in order of magnitude. (8 Marks)
 - c). Give 4 importance of punishments. (12 Marks)
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6. For the past 5 years, Titi has been in occupation of a piece of land in Buea. She also has a land certificate over the said land in which she has built a beautiful duplex and part of it is used for farming and grazing. A new secondary school has been created in Titi's village and part of her land is chosen for the construction site of the secondary school.

WORK REQUIRED:

a). What qualifies Titi as the owner of the piece of land?

(10 Marks)

b). Enlighten Titi on the limitations of her right of ownership.

(15 Marks)
