

NATIONAL UNIVERSITY OF SCIENCE AND TECHNOLOGY

FACULTY OF COMMERCE

DEPARTMENT OF INSURANCE AND ACTUARIAL SCIENCE

BACHELOR OF COMMERCE HONOURS DEGREE

COMPANY LAW II – CIN 2206

SECOND SEMESTER FINAL EXAMINATION – AUGUST 2009

Duration : 3 hours

Instructions to candidates

Answer any four questions

Question 1

By concise notes, explain the following:

- | | |
|---------------------------|-----------------------|
| a) Statutory meeting | [5 marks] |
| b) Annual General Meeting | [5 marks] |
| c) Extra Ordinary Meeting | [5 marks] |
| d) Class Meetings | [5 marks] |
| e) Creditor's Meeting | [5 marks] |
| | Total 25 marks |

Question 2

Robson Madende resides in Mogadishu, Somalia and had been advised by due notice to attend a special meeting of Puma Mines Ltd. at Gwanda, Zimbabwe; scheduled for 10:30a.m. on the 16

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.00

th of August 2009. Robson has replied by email asking for the meeting to be postponed indefinitely on the grounds that he cannot come as there will be no airlines from Mogadishu due to civil war.

- | | |
|---|-----------------------|
| a) Is that a good reason for not attending? | [5 marks] |
| b) What are the requirements of a valid meeting? | [10 marks] |
| c) What is an Agenda? | [5 marks] |
| d) What are minutes and what is their importance? | [5 marks] |
| | Total 25 marks |

Question 3

- | | |
|--|-----------|
| a) What is the role of a chairman in a meeting? | [5 marks] |
| b) What is voting by poll and when can this be done. | [8 marks] |

- c) What is a resolution? Distinguish between ordinary and special resolutions citing examples of when each can be made? [12 marks]
Total 25 marks

Question 4

- a) What is collective bargaining? What can be included on the collective bargaining agenda? [13 marks]
b) Is it true that the advent of workers' committees at the work place after 1980, in Zimbabwe, has greatly improved the working environment for the worker, employer and the organisation as a whole? [12 marks]
Total 25 marks

Question 5

Describe the evolution of labour law in Zimbabwe. Compare this with the development of labour law in the developed world. [25 marks]
Total 25 marks

Question 6

- a) What is a Works Council and what is its composition? [5 marks]
b) What are the functions of a Works Council? [10 marks]
c) It is argued that the colonial powers in Zimbabwe did not assist Trade Unions and the position of workers but the Zimbabwean Government has made matters worse by drastic legislation. Discuss giving points in support of your answer. [10 marks]
Total 25 marks

END OF EXAMINATION