



MAASAI MARA UNIVERSITY

**REGULAR UNIVERSITY EXAMINATIONS
2023/2024 ACADEMIC YEAR
FOURTH YEAR FIRST SEMESTER**

SCHOOL OF TOURISM AND HOSPITALITY

**BACHELOR OF HOTELS AND
HOSPITALITY MANAGEMENT**

**COURSE CODE: HHM 4142-1
COURSE TITLE: HOSPITALITY LAW**

DATE: 15/12/2023

TIME: 1430-1630 HRS

INSTRUCTIONS TO CANDIDATES

Answer **ALL** questions in section **A** and any other **THREE** in section **B**.

This paper consists of 2 printed pages. Please turn over

SECTION A - 20 MARKS.

QUESTION ONE

- a. Explain the key intersections between Kenyan legal frameworks and the hospitality industry, highlighting how regulations influence operations and policies within the sector. **(4mks)**
- b. Analyze FOUR essential contract clauses frequently found in hospitality agreements in Kenya. **(2mks)**
- c. Provide examples and explain their significance in protecting the interests of both parties involved. **(2mks)**
- d. Discuss the specific rights guaranteed to hospitality industry workers under the Bill of Rights in the Kenyan Constitution. **(2mks)**
- e. How do these rights contribute to a fair and just working environment within the industry? **(2mks)**
- f. Identify and explain three common law torts relevant to the hospitality industry in Kenya. **(3mks)**
- g. Provide examples of situations where these torts might occur and discuss the legal implications for hospitality establishments. **(1mk)**
- h. Define bailment contracts and their relevance in the hospitality industry. **(1mk)**
- i. Discuss the legal obligations of parties involved in a bailment contract and provide examples of situations where such contracts might arise within hospitality operations. **(3mks)**

SECTION B - 30 MARKS

QUESTION TWO

- i. Outline the fundamental rights consumers have when engaging with hospitality services in Kenya. **(5 MARKS)**
- ii. How do these rights protect consumers? **(5 MARKS)**
- iii. What legal recourse do they have in case these rights are violated? **(5 MARKS)**

QUESTION THREE

Discuss the application of intellectual property rights, including trademarks, copyrights, and patents, in the Kenyan hospitality sector. Provide examples of how these rights are protected and enforced in the industry. **(15 MARKS)**

QUESTION FOUR

- i. Describe the prevalent environmental regulations in Kenya that impact the hospitality industry. **(7 MARKS)**
- ii. How do hospitality businesses ensure compliance with these regulations, and what are the consequences of non-compliance? **(8 MARKS)**

QUESTION FIVE

Explore the liability of hospitality establishments in cases of environmental damage caused by their operations. Discuss legal precedents, if any, in Kenya and the steps establishments can take to minimize their environmental impact and legal risks. **(15 MARKS)**

QUESTION SIX

Identify and discuss three major challenges faced by hospitality businesses in Kenya concerning legal compliance. Propose practical solutions and strategies that establishments can adopt to address these challenges effectively. **(15 MARKS)**

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