



ZIMBABWE

**MINISTRY OF HIGHER AND TERTIARY EDUCATION
HIGHER EDUCATION EXAMINATIONS COUNCIL
(HEXCO)**

NATIONAL DIPLOMA

IN

BANKING AND FINANCE

**SUBJECT: Law of Banking and
Finance**

PAPER NO: 524/S04

NOVEMBER/DECEMBER 2010 EXAMINATION

REQUIREMENTS

INSTRUCTIONS TO CANDIDATE

1. Answer any five (5) questions.
2. All questions carry equal marks.

This paper consists of 2 printed pages.

2010/MS

QUESTION 1

- (a) Explain subsidiary legislation and its advantages in law. (15 marks)
- (b) Explain what is meant by the term ultra-vires. (5 marks)

QUESTION 2

- (a) Outline the role of the Central Bank in Zimbabwe and cite the relevant Act which governs its operations. (10 marks)
- (b) Briefly explain the concept of negotiability. (10 marks)

QUESTION 3

- (a) Discuss the objectives of copying law. (5 marks)
- (b) Explain any two defences to copying infringement. (5 marks)
- (c) Discuss the benefits of arbitration over litigation. (10 marks)

QUESTION 4

- (a) Define insolvency and explain any four acts of insolvency in terms of the Insolvency Act. (10 marks)
- (b) Discuss briefly the effects of being declared insolvent in terms of the Insolvency Act. (10 marks)

QUESTION 5

- (a) Distinguish between real and personal right. (10 marks)
- (b) Discuss about mortgage as a form of security. (10 marks)

QUESTION 6

- (a) Explain the requirements of a holder in the course in terms of the bills of exchange act. (10 marks)
- (b) What is the role of business in international finance? (10 marks)

QUESTION 7

Business and finance institutions give out loans to clients. How can they protect themselves against defaulting parties? (20 marks)

.../lk