

Mid-West University
Examinations Management Office
Surkhet, Nepal
Chance Examination-2079
Bachelor of Hotel Management (BHM)
Semester - IV

Roll.No.....

Subject: Tourism and Hospitality Law

Course Code: BHM 341

Full Marks: 100 Pass Marks: 50

Time: 3: 00 Hours

SECTION A: MULTIPLE CHOICE QUESTIONS (1 × 15 = 15 MARKS) / (TIME: 15 MINUTES)

Tick the best answers.

1. All of the followings are the secondary source of law except:
 - a. precedent
 - b. custom
 - c. historical document
 - d. expert's opinion
2. Which one power enables courts to evaluate laws and declare them unconstitutional?
 - a. Ordinary Jurisdiction
 - b. Revision of the case
 - c. Appeal
 - d. Judicial review
3. Which one of the followings is not the private law?
 - a. Constitution
 - b. Family
 - c. Business
 - d. Property
4. Which one of the following statements best describes a "legal personality"?
 - a. Natural persons only
 - b. Artificial persons only
 - c. Both natural and artificial persons
 - d. None of the options given are correct
5. A custom cannot be a source of law if
 - a. it must not be followed from a long time.
 - b. it must not be against social security.
 - c. it must not be against social harmony.
 - d. it must not be against public order.
6. The followings are the component of legal environment of hotel business except:
 - a. industrial policies
 - b. foreign policies
 - c. information system
 - d. college rules
7. The followings are the principles of hospitality law except:
 - a. healthy environment service is needed.
 - b. hospitality is the service.
 - c. listen to your guest.
 - d. prescript facilities are not compulsory.
8. Which one principle of law is mostly practiced/implemented?
 - a. A guest cannot over stay.
 - b. Ignorance of law is not excuse.
 - c. Result of guest, host is profit in hospitality business.
 - d. No economic transaction, no hospitality business.
9. What type of contract is not valid?
 - a. To import bomb
 - b. To build a home
 - c. To export rice
 - d. To build a factory
10. Which one is not required on the private form/firm registration application?

- a. The name of his/her father and grandfather
 - b. The name of his/her wife/husband
 - c. The address of the firm
 - d. The name of his/her mother and grandmother
11. What are the hospitality laws?
- a. Laws that require you to be nice to everyone.
 - b. Laws that require public establishments to abide by guidelines designed to protect guests and customers.
 - c. Laws that require that all hotels and motels, regardless of size, have sprinkler systems and fire extinguishers in each room.
 - d. Hospitality laws no longer exist.
12. The world Heritage Sites are designated by which one organization?
- a. The United Nations World Tourism Organization (UNWTO)
 - b. The United Nations Environment Program (UNEP)
 - c. The United Nations Educational, Scientific and Cultural Organization(UNESCO)
 - d. World Health Organization (WHO)
13. Which one of the following organizations is the leading international organization for tourism policy discussions, planning and development?
- a. The United Nations World Tourism Organization (UNWTO)
 - b. The United Nations Environment Program (UNEP)
 - c. The United Nations Educational, Scientific and Cultural Organization(UNESCO)
 - d. World Health Organization (WHO)
14. Which one power enables courts to evaluate laws and declare them unconstitutional?
- a. Ordinary Jurisdiction
 - b. Revision of the case
 - c. Appeal
 - d. Judicial review
15. An agreement that is caused by fraud, misrepresentation and coercion is called:
- a. voidable
 - b. partially void
 - c. valid
 - d. all of these above

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You are required to answer in your own words as far as applicable. The figures in the margin indicate full marks.

SECTION B: SHORT ANSWER QUESTIONS (8 × 5 = 40 MARKS)

Answer any **EIGHT** questions:

1. Define the Law? [5]
2. What are the sources Law? Explain briefly. [5]
3. What do you mean by a Void Contract? Explain in detail. [5]
4. Is consideration necessary to complete a contract? [5]
5. Briefly write the importance of tourism and hospitality law in Nepal? [5]
6. Define Substantive law and Procedural law. [5]
7. Write the basic requirement of Home Stay [5]
8. Explain the power of a food inspector. [5]
9. Who is Liaison Officer? Explain his functions. [5]
10. What do you mean by Articles of Association? [5]

SECTION C: LONG ANSWER QUESTIONS (3 × 10 = 30 MARKS)

Answer any **THREE** questions:

11. "All contracts are agreement but all agreements may not be contracts" Justify the statement. [10]
12. Explain the essentials elements of a valid contract. [10]
13. "For good hospitality business environment in Nepal, Hospitality Law is important". Present your views for this statement. [10]
14. What is sole trade business? Write down the registration process private firm. [10]
15. Differentiate between Sole trading, partnership and Joint stock company. [10]

SECTION D: CASE STUDY (15 MARKS)

16. Read the case given below and answer the following questions:

- a. Ram gives an offer in the newspaper for the sale of his HP laptop for Rs. 15,000. He also stated that those who are willing to purchase can send a message to his mobile. Shyam was interested to purchase the same but he asked Shiva to message on behalf of Shyam and Shiva messaged as follows:
"My friend Shyam is interested to purchase your laptop for 15,000". Here, is this a valid Acceptance? Justify your answer.
- b. A and B are friends. B treats A during A's illness but does not accept payment from A for the treatment. A promises B's son X to pay him Rs. 10,000. A being poor is unable to pay. X sues A for the money.
Can X recover money from A? Justify your answer. [7.5+7.5 = 15]

THE END