



# CIRSM

CHARTERED INSTITUTE OF RISK & SECURITY MANAGEMENT

## PROFESSIONAL GRADUATE DIPLOMA IN RISK AND SECURITY MANAGEMENT

### NOVEMBER 2020 ASSIGNMENT QUESTIONS

#### Level 2

#### CORPORATE LAW

COURSE CODE: RSM 202

#### INSTRUCTIONS TO CANDIDATE

1. This question paper comprises of **2** printed pages.
2. The assignment is marked out of **75 marks**.
3. **ANSWER ALL QUESTIONS**
4. Start each question on a new page.
5. The assignment is due on the 9<sup>th</sup> of November 2020 and shall be uploaded on the CIRSM Student online learning portal website: [www.cirsm.com](http://www.cirsm.com).
6. Students should subscribe to the subjects they seek to write examinations on the website portal between the 18<sup>th</sup> of October 2020-8<sup>th</sup> of November 2020.
7. Students are expected **NOT** to exceed **4 pages** per question.
8. Students must submit the assignments in Microsoft Word format.
9. **Assignments expire after every examination sitting.**

**You are reminded of the need for good English and clear presentation in your answers.**

**NB: PLAGIARISM AND COPYING IS AN ACADEMIC OFFENSE THAT MAY RESULT IN DISCIPLINARY ACTION. ALL PAPERS WILL BE SCANNED BY ANTI-PLAGIARISM SOFTWARE.**

#### QUESTION 1

Identify any business structure of your choice with a view to analysing its features and legal requirements.

Required:

- a) Provide the organisational summary using the following guidelines: **Business structure** (for example, private limited company, public limited company), **Type of the organisation** (for example, profit or non-profit type of legal entity), **Size of the organisation** (in terms of turnover or number of employees), **Portfolio of products or services** and **Customer base** (Business to Business or Business to Customer). **[5 MARKS]**



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- b) Discuss the concept of separate legal personality of companies and the consequences of incorporation. Where necessary, motivate your answers with the aid of exemplary features of the business structure identified in question 1a) above. **[10 MARKS]**
- c) Explain the grounds upon which the veil of incorporation may be lifted. **[10 MARKS]**

## QUESTION 2

Discuss the statutory and common law duties of directors of the business structure identified in question 1a) above. **[25 MARKS]**

## QUESTION 3

- a) Highlight the grounds upon which a company may be wound up by the court. Where necessary, motivate your answers with the aid of exemplary features of the business structure identified in question 1a) above. **[10 MARKS]**
- b) Explain the term “insider dealing” and its effect on organisations and other parties with vested interests in an organisation. **[15 MARKS]**

**\*\*\*END OF ASSIGNMENT QUESTIONS\*\*\***