

LAW OF CONTRACT QUESTION PACK

EXAM 1:

Question 1:

X, an organizer of art exhibitions, contracted with Y for an exhibition to be held on 24 to 27 July. These dates were the only dates mentioned during the negotiations. After having been pressurized by X, Y hurriedly signed the standard form contract without reading it. The contract contained a clause permitting X to change the dates of the exhibition unilaterally. Therefore X changes the dates. X had no reason to believe that Y would have signed the contract if he had known of the term. Y averred that the contract was void, because of this mistake.

1.1.1 Is Y's mistake material? Substantiate your answer in one sentence. (1)

Answer and discussion:

Yes. The mistake relates to the terms of the contract (legal consequences) (1)

The mistake is material. Y did not read the contract and did not know that it contained a term that allowed X to change the dates. See study guide 1 (50-53)

1.1.2 Will Y succeed in his attempt to have the contract set aside?
Substantiate your answer briefly. (3)

Answer and discussion:

*Yes. In this problem we have a contract signed by both parties, and this is an apparent contract. When answering this question you may thus use either the direct reliance or the *tutus error* approach.*

Direct reliance approach: Y, a party to the contract, misrepresents his actual intention by signing the contract. (1) X was misled by Y's misrepresentation. (1) A reasonable man would have realized that Y, certain dates having been mentioned during the negotiations would not have expected a clause permitting X to unilaterally change these dates. (1) X's reliance is therefore not reasonable, and there is no contract.

OR

Tutus error approach: X made an innocent misrepresentation that there was no term allowing X to unilaterally change the dates, and this misrepresentation caused Y's mistake. (1) This is an example of misrepresentation by way of omission. There was a duty on X to direct

Contract Law Exam Questions With Model Answers

Myra Bradwell

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Concentrate Questions and Answers Contract Law Stephen R. Wilson, Clare Sandford-Couch, 2016 This essential Q A study and revision guide contains a variety of model answers and plans to give you the confidence to tackle any essay or problem question and give you the skills you need to excel in law exams and coursework assignments **London LL.B. examination papers. With model answers to the papers of 1891 by J.M. Gover** London univ. exam. papers, 1891

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The Law Examination Journal and Law Student's Magazine Herbert Newman Mozley, IRAC Law School Exam Study Guide William Eric Wolff,2019-08-11 The technique in this book was derived from more than 150 actual contract law exams given by more than 40 professors at more than 15 law schools including but not limited to top ranked law schools such as Harvard Stanford and Berkeley Using answers provided by professors a system was developed for answering exam questions quickly and thoroughly The system was tested for speed and accuracy by using it to answer exam questions under timed conditions and comparing the system s answers with the professors answers Provided in this book are 10 partial exam questions and 4 full exam questions along with step by step instructions and a model answer for every question

The Law Student ,1926 *Write the "A" Law Exam Answer* ,1982 **The Chicago Legal News** Myra Bradwell,1875 *The Law Students' Journal* ,1879 *C.P.A. Law Review* Joseph Lohengrin Frascona,1959 *The Law Students' Journal* John Indermaur,Charles Thwaites,1879 *Official Study Guide for the CLEP Examinations* , 1998 College Entrance Examination Board,1997 The College Level Examination Program CLEP tests are comprehensive 90 minute exams used to award full college credit for demonstrating college level achievement in a variety of areas in subjects This guide helps students decide which CLEP exams to take helps them interpret their CLEP scores and includes sample questions and answers for all 34 exams and a list of study resources The Law Times ,1880

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