

OCR

Oxford Cambridge and RSA

Friday 16 June 2017 – Afternoon

A2 GCE LAW

G156/01 Law of Contract Special Study

Candidates answer on the Question Paper.

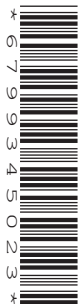
OCR supplied materials:

- Clean copy of the Special Study Material

Other materials required:

None

Duration: 1 hour 30 minutes



Candidate forename		Candidate surname	
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Centre number						Candidate number				
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INSTRUCTIONS TO CANDIDATES

- Write your name, centre number and candidate number in the boxes above. Please write clearly and in capital letters.
- Use black ink. HB pencil may be used for graphs and diagrams only.
- Answer **all** the questions.
- Read each question carefully. Make sure you know what you have to do before starting your answer.
- You are reminded of the importance of including relevant knowledge from **all** areas of your course, where appropriate, including the English Legal System.
- Write your answer to each question in the space provided. If additional space is required, you should use the lined page(s) at the end of this booklet. The question number(s) must be clearly shown.
- Do **not** write in the barcodes.

INFORMATION FOR CANDIDATES

- The number of marks is given in brackets [] at the end of each question or part question.
- The total number of marks for this paper is **80**.
- Candidates are reminded of the need to write legibly and in continuous prose, where appropriate. In answering Questions **1** and **2** you will be assessed on the quality of your written communication (QWC) including your use of appropriate legal terminology. These questions are marked with an asterisk (*).
- Candidates are reminded that they are able to use the information given in the sources to support their own knowledge and understanding, evaluation, analysis, and application of the law. Where candidates wish to extract from the source in this way they should use quotation marks or accurately cite lines of the source. Candidates who merely 'lift' information from the source materials without using it to support further knowledge, evaluation, analysis or application, will receive little or no credit. You are expected to demonstrate understanding of the area(s) of law and the development of law and to use legal methods and reasoning to analyse legal material, to select appropriate legal rules and apply these in order to draw conclusions.
- This document consists of **24** pages. Any blank pages are indicated.

You are reminded of the importance of including relevant knowledge from **all** areas of your course, where appropriate, including the English Legal System.

In answering questions, use the source materials **and** your knowledge of the subject.

Answer **all** the questions.

- 1* Discuss the significance of the decision in *Felthouse v Bindley* (1862) 11 CB (NS) 869 [Source 2, page 3, Special Study Material] to the development of the rules of offer and acceptance. **[16]**

Start writing your answer to Question 1 below. Start writing your answer to Question 2 on page 7. Start writing your answer to Question 3 on page 17.

1*

A vertical line on the left side of the page marks the start of the answer area. To the right of this line, there are 20 horizontal dotted lines spaced evenly down the page, providing a guide for writing the answer to Question 1.

A series of horizontal dotted lines for writing, starting from the top of the page and extending to the bottom, with a solid vertical line on the left side.

A vertical line is positioned on the left side of the page. From this line, 25 horizontal dotted lines extend across the page, creating a series of rows for writing.

A writing template consisting of a vertical solid line on the left side and 25 horizontal dotted lines extending across the page, providing a guide for handwriting practice.

A vertical line is positioned on the left side of the page. To its right, there are 25 horizontal dotted lines spaced evenly down the page, providing a guide for handwriting practice.

You are reminded of the importance of including relevant knowledge from **all** areas of your course, where appropriate, including the English Legal System.

In answering questions, use the source materials **and** your knowledge of the subject.

- 2* In Source 2 [page 3, line 1, Special Study Material], McKendrick states that ‘The general rule is that acceptance must be communicated to the offeror.’

Discuss the extent to which the rules on communication of acceptance **and** revocation are still justifiable today. **[34]**

Start writing your answer to Question 2 below. Start writing your answer to Question 3 on page 17.

2*

A large area of the page is reserved for writing, featuring a vertical solid line on the left side and horizontal dotted lines extending across the page.

A vertical line is positioned on the left side of the page. To its right, there are 25 horizontal dotted lines spaced evenly down the page, providing a guide for handwriting practice.

A series of horizontal dotted lines for writing, starting from the top of the page and extending to the bottom, with a solid vertical line on the left side.

A blank sheet of lined paper. On the left side, there is a solid vertical line that serves as a margin. The rest of the page is filled with horizontal dotted lines, spaced evenly down the page, providing a guide for handwriting.

A series of horizontal dotted lines for writing, starting from the top of the page and extending to the bottom, with a solid vertical line on the left side.

A vertical line is positioned on the left side of the page. From this line, 25 horizontal dotted lines extend across the page, creating a series of rows for writing.

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A vertical line is positioned on the left side of the page. From this line, 25 horizontal dotted lines extend across the page, creating a series of rows for writing.

A vertical solid line is positioned on the left side of the page. To its right, there are 25 horizontal dotted lines spaced evenly down the page, providing a guide for handwriting practice.

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In answering questions, use the source materials **and** your knowledge of the subject.

- 3** Consider whether or not a court is likely to find the effective offer and acceptance in each of the fact situations below.
- (a)** Parminder emailed Yasmin to say that he would like to sell his car to her for £5000. Yasmin emailed Parminder to say that she would buy it for £4000. Parminder replied saying that he would not accept that price. Yasmin then sent a second email saying that she would buy it for £5000 and unless she heard from Parminder in the next hour, the car would be hers and she would bring the money over that evening. That evening she took the money to Parminder’s house but Parminder refused to sell the car to her. **[10]**
 - (b)** Jordaine wanted to buy a violin that was owned by Dan. She worked near Dan’s home so one day she put a letter through his letter box offering to buy the violin for £2000. Dan wrote to Jordaine accepting her offer. Before his letter of acceptance arrived, Jordaine spotted a better violin for sale elsewhere so she ran around to Dan’s house and put a note through his door to say that the deal was off. **[10]**
 - (c)** On Thursday afternoon, Priya emailed Will, a decorator, to say that she wanted him to decorate her office urgently. She promised to pay £1000 over the normal fee if he would start on Monday. Will emailed back to ask if the extra £1000 would be paid in cash and Priya replied saying that cash would be fine. On Friday morning, Will emailed Priya to say that he would take the job. Priya had taken the Friday off so she didn’t receive the email. That weekend she realised the decorating wasn’t really that urgent so, having still not checked her work email, she phoned Will to say she didn’t need him after all. **[10]**

Start writing your answer to Question 3 below.

Write the number of the part question **(a)**, **(b)** or **(c)** in the margin.

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A vertical line is positioned on the left side of the page. From this line, 25 horizontal dotted lines extend across the page, creating a series of rows for writing.

A series of horizontal dotted lines for writing, spanning the width of the page. A solid vertical line is positioned on the left side, approximately one-tenth of the way across the page, creating a margin.

A vertical line is positioned on the left side of the page. From this line, 25 horizontal dotted lines extend across the page, creating a series of rows for writing.

A series of horizontal dotted lines for writing, starting below the page number and ending above the footer text.

END OF QUESTION PAPER

ADDITIONAL ANSWER SPACE

If additional space is required, you should use the following lined page(s). The question number(s) must be clearly shown in the margin(s).

A large rectangular area with a vertical line on the left side and horizontal dotted lines across the rest of the page, providing space for writing answers.



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