

A



Surname _____

Other Names _____

Centre Number _____

Candidate Number _____

Candidate Signature _____

I declare this is my own work.

A-level

LAW

Paper 3A Contract

7162/3A

Time allowed: 2 hours

At the top of the page, write your surname and other names, your centre number, your candidate number and add your signature.

[Turn over]



JUN 21 7 1 6 2 3 A 0 1

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For this paper you will need no other materials.

INSTRUCTIONS

- **Use black ink or black ball-point pen.**
- **Answer ALL questions. You must answer the questions in the spaces provided. Do NOT write on blank pages.**
- **If you need extra space for your answer(s), use the lined pages at the end of this book. Write the question number against your answer(s).**
- **Do all rough work in this book. Cross through any work you do not want to be marked.**
- **Questions should be answered in continuous prose. Give reasoned answers. Where appropriate, make reference to cases, statutes and examples.**

INFORMATION

- **The marks for questions are shown in brackets.**
- **The maximum mark for this paper is 100.**

DO NOT TURN OVER UNTIL TOLD TO DO SO

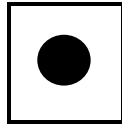


Answer ALL questions in the spaces provided.

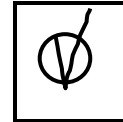
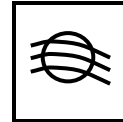
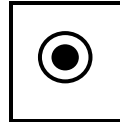
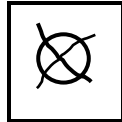
Only ONE answer per question is allowed.

For each question completely fill in the circle alongside the appropriate answer.

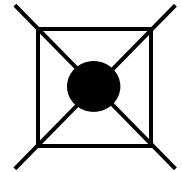
CORRECT METHOD



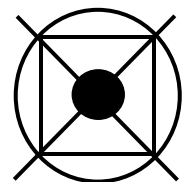
WRONG METHODS



If you want to change your answer you must cross out your original answer as shown.



If you wish to return to an answer previously crossed out, ring the answer you now wish to select as shown.



0	1
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Select the FALSE statement about various aspects of contractual remedies. [1 mark]

A An award of damages is the only remedy for an anticipatory breach of contract.

B Rescission of contract requires parties to be restored to their pre-contractual positions.

C The standard measure of damages in contract aims to put the innocent party in the same position as if the contract had been performed.

D The victim of a breach of contract must take reasonable steps to reduce the loss suffered.

[Turn over]



02

Select the TRUE statement about consideration in the law of contract. [1 mark]

A Consideration can never be something which a party is already bound by contract to do.

B Consideration cannot be an act in return for a promise.

C Consideration cannot usually be something done by one party before a promise is made by the other party.

D Consideration requires each party to provide money to the other.



0	3
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Select the **FALSE** statement about delegated legislation. [1 mark]

A By-laws can be made by some public corporations as well as by local authorities.

B Delegated legislation is made by a person or body under powers given by the Government.

C The Scrutiny Committee can report on problems with delegated legislation but cannot make changes to it.

D The validity of delegated legislation can be challenged by an action for judicial review.

[Turn over]



04

Select the **FALSE** statement about judges. [1 mark]

A Circuit judges can award damages in civil cases.

B High Court judges generally try civil cases without juries.

C Judges cannot be sued for defamation for things said about parties or witnesses in a civil trial.

D Supreme Court judges can only be removed from office by the Prime Minister.



0	5
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Select the TRUE statement about advice and funding in civil cases. [1 mark]

A A claimant in a contract case can obtain public funding if a means test is satisfied.

B A conditional fee agreement may result in a successful claimant having to pay a significant amount of the damages to the claimant's solicitor.

C A duty solicitor is available in civil courts to offer free advice to parties to cases.

D Public funding is not available for any civil law cases.

[Turn over]

5



0	6
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Explain THREE aspects of the rule of law. [5 marks]



0	8
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Claire owned land on which she arranged outdoor events including tree climbing and zip-wire experiences. Dylan agreed to pay Claire £2000 for himself and a party of friends to hire the land for a day and enjoy the experiences. This also included food for the whole day. Dylan paid £400 immediately, the remainder to be paid on the day of the event. Claire spent £600 in preparation for the event. Two days before the event was to take place, wet weather that had been forecast was upgraded to a severe storm. Claire was forced to cancel the tree climbing and zip-wire experiences but said that she would still provide the food in indoor accommodation.

Advise Dylan on whether he could succeed in claiming that the contract was frustrated and advise him of the legal consequences if the contract was found to be frustrated. [10 marks]





[Turn over]

10





[Turn over]

15



In Question 10 you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

1	0
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Hisham owned a shop selling second-hand electrical goods. A notice was displayed prominently in a number of places around the shop. The notice advised all customers to inspect goods carefully before buying because there would be no exchanges or refunds once goods were taken from the shop. Imani paid £250 for a one-year-old washing machine. Before she did so, she visually inspected it. She noticed some dents but did not see the start of a crack on a side panel and also did not notice that the door seal was rather loose. When she first used the washing machine, part of the side panel broke away along the crack. Imani also discovered that water was leaking from the poor door seal, which would cost £85 to replace.

A spell of very bad weather had been forecast to arrive in about two weeks. Imani agreed to pay Jadon £200 to clean the gutters on her house ‘in the next few days’ and made an immediate £50 part-payment. A little later, Jadon told Imani that he would have to delay the work. The bad weather arrived before Jadon could start. Persistent heavy rain poured over the gutters and flooded Imani’s conservatory, causing damage valued at £400.



Consider the rights and remedies of Imani against Hisham in relation to the washing machine. Consider the rights and possible remedies of Imani and of Jadon against each other in connection with the agreement about work on the gutters. [30 marks]

[Turn over]





[Turn over]

30



In Question 11 you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

1	1
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Mark sent messages to two different friends, Naz and Owen, which said, “I need to raise some cash. Would sell my car for £8000.” Naz replied first, saying, “Sounds good. I can give you £6000.” Mark then received a reply from Owen, which said, “Yes, I will take it! Pay you £2000 a month for four months?” When Naz discovered what Owen had said, Naz sent another message, saying, “OK. I’ll give you £8000.” Shortly afterwards, Owen told Mark that he would pay the £8000 in one payment. The next day, Mark informed both Naz and Owen that he had just sold the car for £9000 to someone else.

Mark did some roof work on a house. He told Rosie, who lived next door to that house, that he could see her roof also needed significant repair work. He said that he could do it in the next few days if Rosie now paid £500 in full. Rosie agreed and paid the money but then had second thoughts. She asked a surveyor to look at the roof before Mark started work. The surveyor said that only minor repairs costing about £80 were necessary.



Consider whether Naz and Owen have any rights and remedies against Mark in connection with the sale of the car. Consider Rosie's rights and remedies against Mark in connection with the payment to do work on the roof.

Assess the contribution of sources of law to the rules which you have explained and applied in considering the dispute between Mark and Rosie. [30 marks]

[Turn over]





[Turn over]





Additional page, if required.

Write the question numbers in the left-hand margin.

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For Examiner's Use	
Question	Mark
1–5	
6	
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