

LAW OF CONTRACT: PROBLEM QUESTION EXAMPLE ANSWER EXERCISE

In this exercise, we are going to look at two (real!) example problem question answers from previous Law of Contract assessments. The aim is to think about what makes a good or bad answer to a problem question.

You will get more out of this exercise the more effort you put into it, so we recommend that you follow each of these steps in turn:

1. First, read the following two short problem questions, jot down some quick notes on how you would advise the parties in each question. (Both questions are from contract law assessments in recent years.)
 - a) Zachary deals in second-hand furniture under the trading name 'Filton Office Supplies' (FOS) from an industrial estate in Filton. He has 30 second-hand office desks in stock and advertises them for sale in the local free newspaper. The advert appears on Monday and reads '30 Bridport style office desks – as good as new – on sale for £500 total – collection from Filton Office Supplies – to be paid in full by cheque – first person to provide a cheque to receive desks.' The advert refers to FOS's website where further details of the desks can be found, together with FOS's contact details and address. On Tuesday, Paul posts a letter to FOS with a cheque for £500 and his address for delivery. Unfortunately, there is a postal strike, and his letter does not arrive until Friday morning.
 - b) Bertha inserts the following advert in her local newspaper, the Bristol Gazette: "Kayak for sale; in excellent condition; offers around £300. Contact Bertha, 32 Windsor Gardens, Bristol". After a week of no replies, Bertha eventually receives a letter from Albert which reads: "Would you be interested in £275 for your kayak?" This is written on Albert's headed notepaper and provides details of his business address, e-mail address, and mobile phone number. Convinced that she is unlikely to receive a better offer, Bertha sends an e-mail to Albert saying "£275 is fine."
2. Next, read the following answers to the questions. (These are real student answers which have been reproduced verbatim from the assessments. The authors have kindly permitted us to use them in this exercise. Neither is a perfect or model answer, and it should go without saying that copying these answers in an assessment would be a serious academic offence.)
3. Make some notes on each answer. How does it compare to your own answer to the question? Do you think it answers the question well or badly? Why? What would you add to the answer, take away, or do differently?

We will discuss these answers in our consolidation lecture on Wednesday 14 December. There will also be an opportunity to ask questions about them at an online Q&A session on Thursday 15 December.

We are planning to conduct a similar exercise, focusing on essay questions, at the end of TB2.

Law Of Contract Model Answer

John Bouvier



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