



Cambridge International AS & A Level

LAW

9084/03

Paper 3 Law of Contract

For examination from 2023

SPECIMEN PAPER

1 hour 30 minutes



You must answer on the enclosed answer booklet.

You will need: Answer booklet (enclosed)

INSTRUCTIONS

- Answer **three** questions in total:
 - Section A: answer **one** question.
 - Section B: answer **two** questions.
- Follow the instructions on the front cover of the answer booklet. If you need additional answer paper, ask the invigilator for a continuation booklet.

INFORMATION

- The total mark for this paper is 75.
- The number of marks for each question or part question is shown in brackets [].

This document has **4** pages. Any blank pages are indicated.

Section A

Answer **one** question from this section.

EITHER

- 1 Benji is trying to sell his car and hears that Clarice might be interested in buying one. He writes and posts a letter to Clarice offering to sell the car to her for £10 000. Benji's letter tells Clarice that he needs a reply by 30 May.

On 28 May, Clarice hears from a mutual friend that Benji has agreed to sell his car to a car dealer. Nevertheless, Clarice posts a letter of acceptance the same day, agreeing to buy the car for £10 000. Benji receives the letter from Clarice on 29 May.

Assess Benji's potential contractual liability to Clarice and to the car dealer. [25]

OR

- 2 On 1 July, Spool Fashions (SF) enters into a contract with Tara to make her a dress for her wedding. They agree a collection date of 1 August. Tara makes an initial payment of £500 and agrees to pay the balance of £1500 when the dress is collected.

One week later, Tara regrets her decision to spend such a large amount of money. She telephones SF to cancel the order and to ask for her deposit back. SF is busy completing other contracts and has not yet begun to make Tara's dress. However, Tara is told that she can no longer change her mind and that the dress will be ready to collect as agreed.

The next day, a gas explosion causes damage to SF's workshop and destroys its equipment. SF's workshop is officially declared as unsafe and its use is prohibited for two months until repairs have been carried out. SF is forced to suspend business.

Advise SF and Tara of their respective contractual rights and obligations throughout the course of these events. [25]

Section B

Answer **two** questions from this section.

- 3 Assess the extent to which the use of innominate terms has resulted in a significant level of uncertainty in contract law. [25]
- 4 English law aims to strike a balance between the freedom to contract and the need to protect people who are unable to protect themselves.
Assess the extent to which minors are protected when entering into contracts. [25]
- 5 An award of damages may be limited by causation, remoteness and mitigation.
Justify the view that these limitations are based on a desire to be fair to both parties. [25]

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