



1 hour 30 minutes

You will need: Answer booklet (enclosed)

- The number of marks for each question or part question is shown in brackets [].

[Turn over

2

Section A

Answer **one** question from this section.

EITHER

- 1 Graham owns a restaurant and the cooker is broken. He makes a contract with AB Ltd (ABL) to deliver and fit a new cooker at his restaurant at 09:00 on Saturday. ABL delivers the cooker at 17:00 and leaves without fitting it. The restaurant is fully booked for that evening. Graham has to close the restaurant and cancel the bookings. He also has to dispose of the fresh food he has purchased.

Many customers post negative comments on social media about the late cancellations. Bookings in the restaurant significantly decline. Graham experiences mental distress as a result.

Advise Graham of the damages he might recover from ABL. [25]

OR

- 2 Ben works as a cook at George's café. One evening, after Ben has finished work, George asks him to stay behind and do some cleaning. Ben cleans the café. George is so pleased that he promises to pay him £100. When Ben receives his wages, George has not included the £100. Ben asks about the money and George says that he has changed his mind.

Ben borrows £500 from Mary and promises to repay it by 1 September. Ben cannot afford to repay the full amount. On 1 September he asks Mary to accept £250 in full settlement. Mary agrees, and Ben pays her £250. Two weeks later, Mary demands repayment of the other £250.

Advise whether the promises made by the parties are supported by consideration and therefore enforceable. [25]

3

Section B

Answer **two** questions from this section.

- 3** The terms implied by the Consumer Rights Act 2015 protect against poor quality products.
Assess the validity of this statement. [25]
- 4** A contract is only discharged when the parties have performed their exact and entire obligations.
Assess the validity of this statement. [25]
- 5** Discuss the extent to which the rebuttable presumptions in intention to create legal relations lead to uncertainty. [25]

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