



Oxford Cambridge and RSA

Monday 18 June 2018 – Afternoon

A2 GCE LAW

G156/01 Law of Contract Special Study

* 6 9 8 4 7 2 6 7 9 4 *

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 material **and** your knowledge of the subject.

Answer **all** the questions.

1* Discuss the significance of the decision of *Balfour v Balfour* [Source 2, page 4, Special Study Material] in the development of the rules on intention to create legal relations. [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 *



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2* In Source 1, [page 2, line 19, Special Study Material], Stephen Hedley argues that 'the tests ostensibly aimed at discovering the parties' intentions almost invariably lead the courts to *impose* their view of a fair solution to the dispute.'

Discuss the extent to which the courts decide intention to create legal relations cases based on fairness rather than the intentions of the parties. [34]

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

2*



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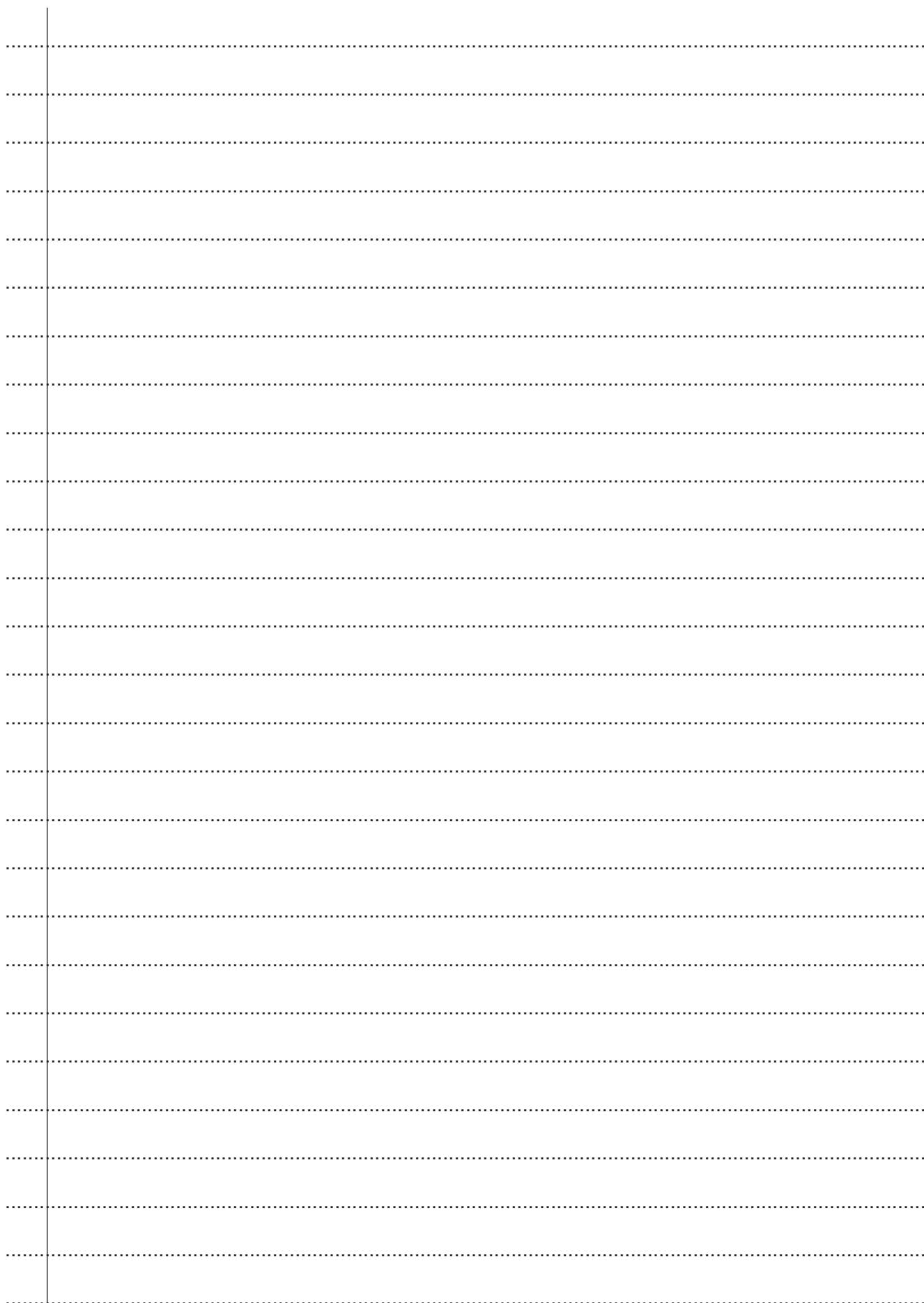
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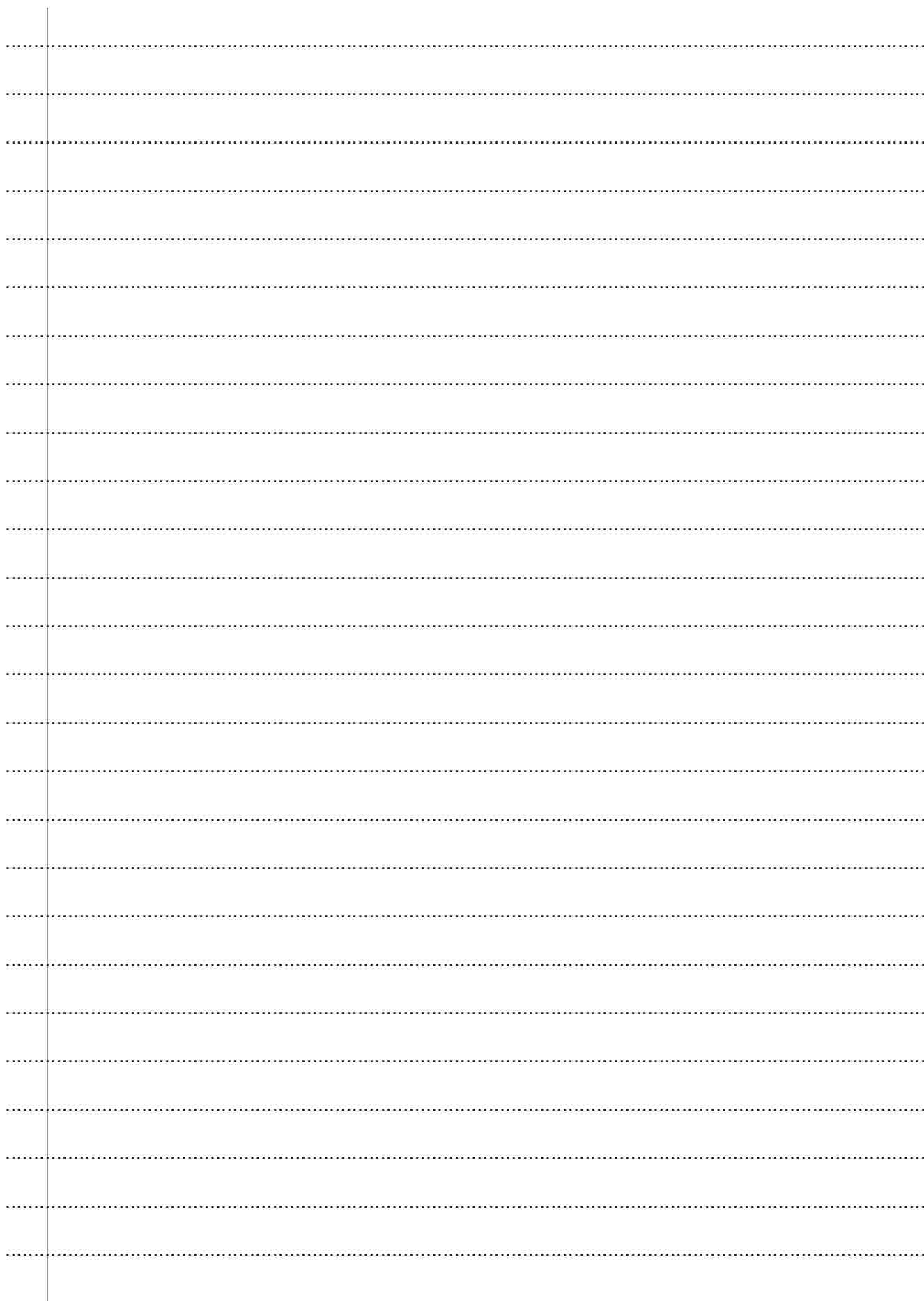
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This image shows a blank sheet of handwriting practice paper. It features a vertical solid black line on the left side, followed by a series of horizontal dotted lines. There are 22 dotted lines in total, spaced evenly down the page. The top dotted line is aligned with the top of the vertical line, and the bottom dotted line is aligned with the bottom of the vertical line. The dotted lines provide a guide for letter height and placement.

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3 Consider whether or not the courts are likely to find intention to create legal relations in the following situations:

(a) Ben and Carla have been married for five years but their relationship is breaking down. They have discussed separating and Ben has agreed to move back in with his mother for a while. Before he moved out they wrote down some conditions including him taking the car and him still contributing to the mortgage of their marital home so Carla could afford to get a new car. Ben has taken the car but has stopped contributing to the mortgage. [10]

(b) Beth would like to sell her bicycle so advertised it for sale on a cycling website. Jack saw the ad and emailed Beth offering to buy it. Beth replied saying that she would sell it to Jack, subject to contract. Beth has now had a better offer and refuses to sell the bicycle to Jack. [10]

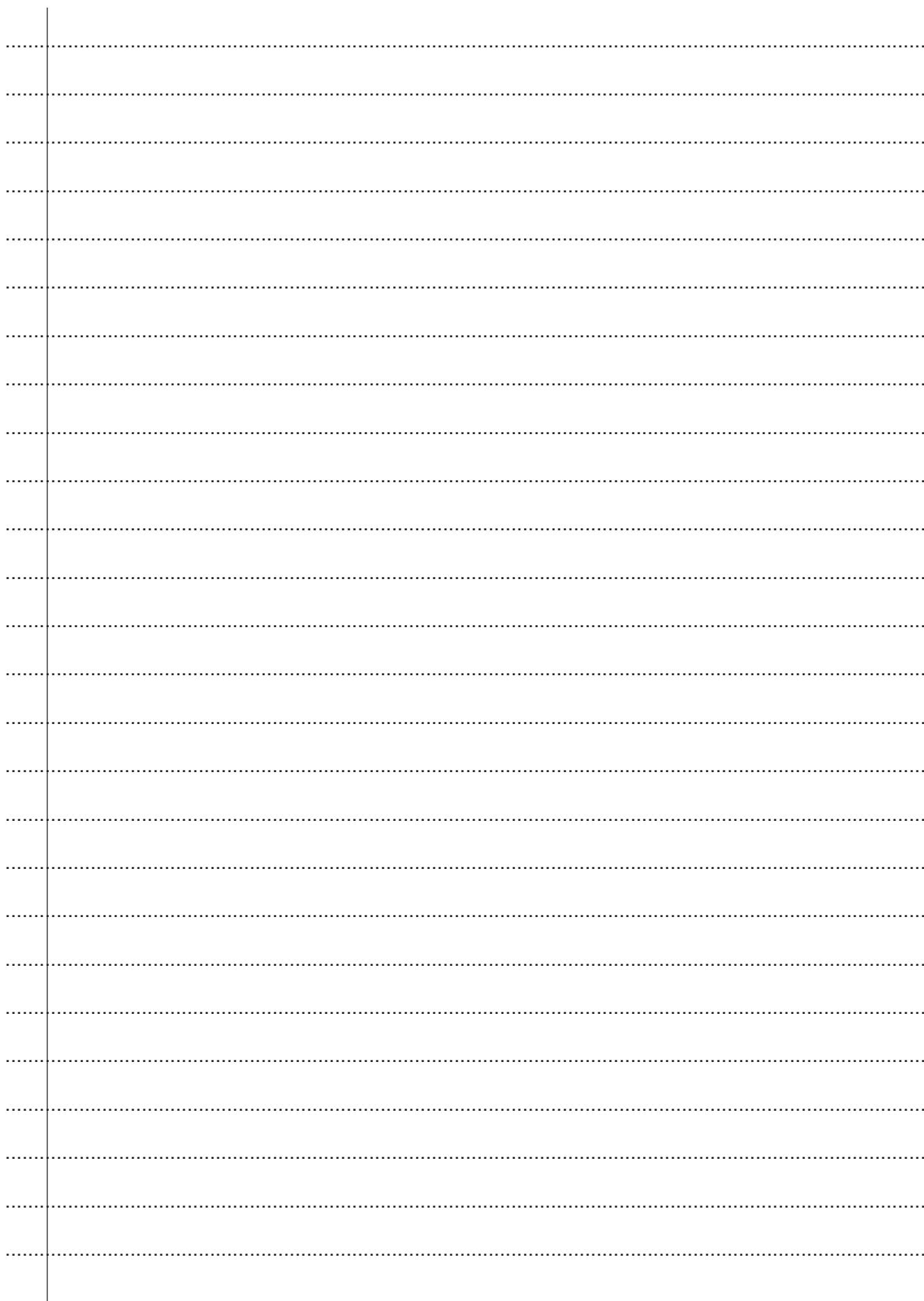
(c) After retiring Daisy considered selling her car. She was worried about being able to get to the library as she is a keen reader and has driven to the library every week for many years. Her friend Bruce promised that if Daisy sold him the car cheaply he would give her a lift to the library every week. Having double-checked with Bruce that the offer of a lift to the library was genuine, Daisy sold the car to Bruce very cheaply last month. Bruce is now saying that he is too busy to give Daisy a lift. [10]

Start writing your answer to Question 3 below.

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



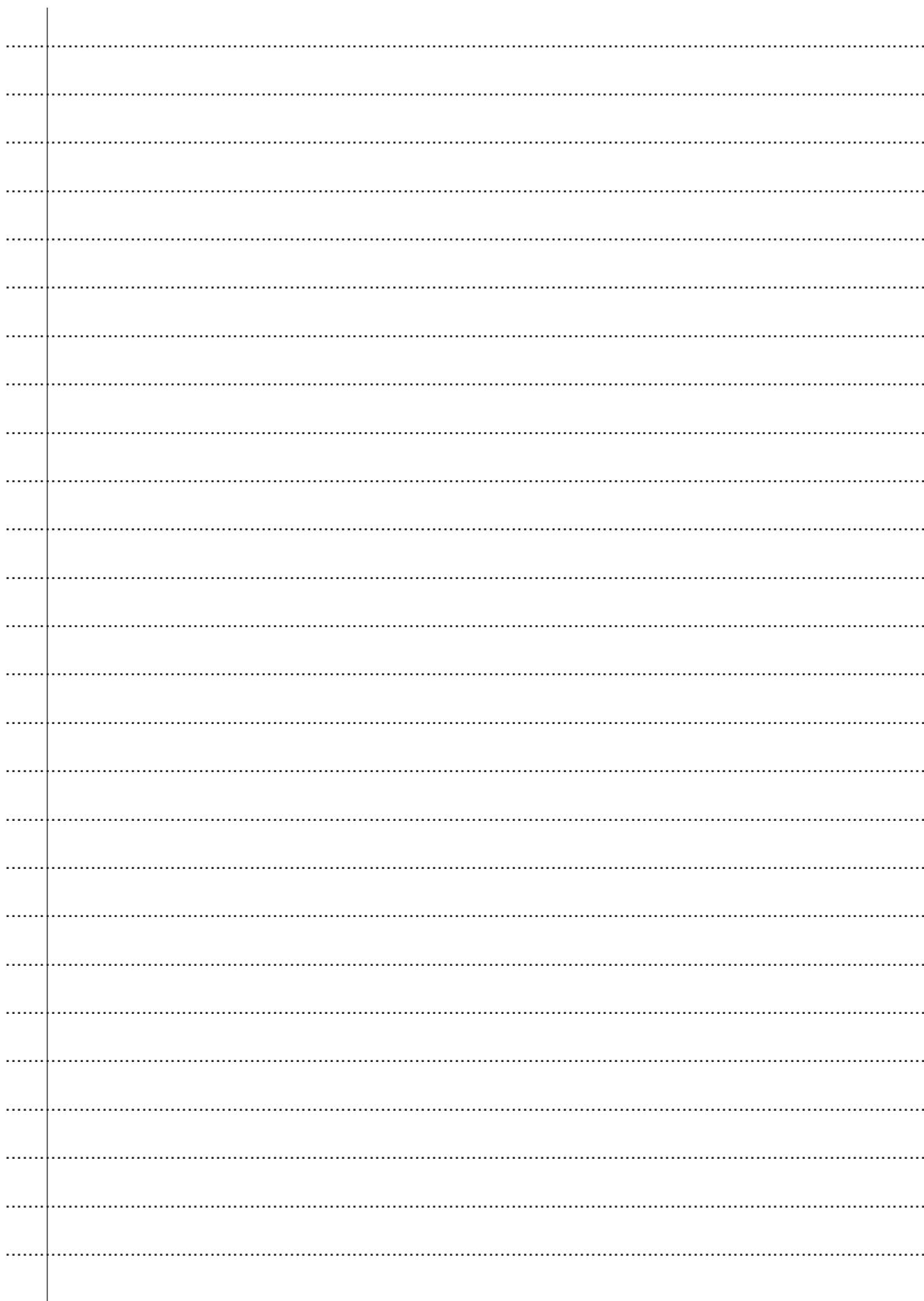
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END OF QUESTION PAPER

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).



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