Cambridge Assessment International Education

Cambridge International AS & A Level

LAW **9084/33**

Paper 3 Law of Contract **May/June 2024**

1 hour 30 minutes

2668852108

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.

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Section A

Answer **one** question from this section.

EITHER

1 Oliver, aged 20, purchases a ticket from AB Tickets to watch his favourite ice hockey team play in a cup final at a stadium in London. Oliver lives a long way from London and pays in advance for the following contracts:

- a non-refundable car hire booking with XY Rentals
- a room booking with EF Hotel.

Since making the car hire booking there has been a change in the law. All drivers must now be aged 25 or over to hire cars. XY Rentals offers Oliver a 50% refund on the car hire.

The week before the cup final, there is a power cut at the stadium resulting in the ice melting. The match is cancelled. AB Tickets refuses to refund Oliver's money.

Oliver decides that he no longer needs to go to London and wants a full refund from EF Hotel.

Advise the parties as to their rights and liabilities under the doctrine of frustration. [25]

OR

2 Tara is employed as a law teacher at a college. Her contract requires her to teach and produce student workbooks. The college asks Tara to produce two practice examination papers and promises to pay her an additional £100 for this work.

Tara asks her colleague, Sandeep, to check the practice examination papers for errors. She promises to buy him lunch for doing this work.

Martin hires Tara to work as his private tutor. Martin passes his exam with top marks and to show his gratitude he promises to give Tara an extra £500.

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

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Section B

Answer **two** questions from this section.

3 The aim of damages is to put claimants in the position they would have been in had the contract been performed.

Assess the extent to which the limitations on recovery of damages provide justice for the defendant. [25]

4 The rules governing intention to create legal relations in social and domestic agreements provide justice.

Assess the validity of this statement. [25]

5 Exemption clauses are imposed upon consumers without negotiation.

Assess the extent to which the consumer is adequately protected against these clauses. [25]

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