

## CONTRACT LAW

### A GUIDE TO ANSWERING PROBLEM BASED QUESTIONS

The following is a **guide only**. It is a structured approach to answering problem based questions and is not meant to be an exhaustive (or model) answer nor the only approach for answering such questions. Sample questions and suggested approaches are provided below for students' reference:

#### Question 1

On Monday, A advertises in the local paper as follows: "Sony Home Theatre set selling for half its cost. Owner migrating. Interested, please call 8884444."

On the same day, B phones A and says "I accept your offer to buy your home theatre set at half its cost". A says that the set is selling for \$1000. B asks A if he will accept \$500 but A refuses.

On Tuesday, C phones A and asks him – "How much will you sell your set for"? A replies – "\$1000". C asks – "Does your set come with 4 amplifiers?" A says – "No". C says that he needs to wait for his payday and asks A to give him till Saturday to decide. A agrees.

On Thursday, B phones A and says – "I have your \$1000 and am ready to collect the set as agreed". A says – I don't like your tone – I am not selling you anything."

On Friday, A sells the set to E, C's sister. E calls C to tell him the good news! An unhappy C then immediately calls A and tells him – "I accept your offer to sell the set for \$1000."

Discuss if B & C have any contractual rights against A.

#### Suggested Approach

*Identify and state the issue/s:*

*The issue here is whether there is an enforceable contract between A and B, or A and C, for the sale of A's home theatre set. I propose to deal with B's and C's legal position separately.*

#### The legal position of A v B:

*The facts say that on Monday, A placed an advertisement in the local paper for the sale of his home theatre set. In law, such an advertisement is considered to be an invitation to treat. It is not an offer. An invitation to treat invites others to make an offer. This proposition is supported by the case of Partridge v Crittenden.*

# Sample Answer Contract Law Problem Question

**D Siedentop**



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web fermat s last theorem is a popular science book 1997 by simon singh it tells the story of the search for a proof of fermat s last theorem first conjectured by pierre de fermat in 1637 and explores how many mathematicians such as Évariste galois had tried and failed to provide a proof for the theorem

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web fermat s last theorem also known as fermat s conjecture or wiles theorem states that no three positive integers  $x$   $y$   $z$   $x^y$   $z$  satisfy  $x^n + y^n = z^n$  for any integer  $n > 2$  although a special case for  $n = 4$  was proven by fermat himself using infinite descent and fermat famously wrote in the margin of one of his books in

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web this theorem showed that the area of a pythagorean triangle having integral sides cannot be a square integer this theorem leads to the proof of fermat s last theorem for the case  $n = 4$  that is  $x^4 + y^4 = z^4$  has no solutions fermat claimed to be able to prove the conjecture for  $n = 3$  but published no proof

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fermat wrote i have discovered a truly remarkable proof which this margin is too small to contain fermat almost certainly wrote the marginal note around 1630 when he first studied diophantus s arithmetica

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