



ICM

MARCH 2017

PURCHASING & SUPPLY LAW

Instructions to candidates:

- a) Time allowed: Three hours (plus an extra ten minutes' reading time at the start – do not write anything during this time)
 - b) Answer any FIVE questions
 - c) All questions carry equal marks. Marks for each question are shown in []
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- 1. Review the legal provisions that have been established in respect of passage of title. [20]
 - 2. A patentable product must display certain characteristics. Explain what these are. [20]
 - 3. Analyse the defences that have been established in respect of alleged defective products. [20]
 - 4. If an allegation of negligence is proven, a court can award a number of categories of damages. Analyse the various categories of damages available to a court. [20]
 - 5. Critically review the concept of **satisfactory quality** and assess its significance for an exporter. [20]
 - 6. Comment on the principle that duress and undue influence may render a contract between an importer and exporter either void or voidable. [20]
 - 7. Certain types of contracts are considered to be illegal or void in common law. Review these types of contracts. [20]
 - 8. Before an action of misrepresentation against an exporter can be proven, certain factors must be established. Review these factors, supporting your answer with examples. [20]