University of Tlemcen - Faculty of Law and Political Sciences

First-Semester Exam ***** 2024 -2025 academic year

English Exam	Examination date: 16 January 2025 (15:00–16:30)
Second Year of Law Studies: Sections 3 & 4.	Exam Mark:

Typical answers to exam questions

<u>** Note:</u> Mistakes are taken into account in the rating. Your answers must be legible.

I – What are the vices of consent that affect the validity of a contract? without explanation. (01.5 pts).

1) Duress.

2) Error.

3) Fraud

II – *Complete the following sentences:* " The contract is an ...*agreement*.... of two wills to create a ...*legal*.....relationship " (01 point).

III- Under what conditions does an error affect the validity of a contract? (Answer in a correct sentence). (02 pts)

An error affects the validity of a contract when it impacts the essential elements.

<u>IV- Answer to the following questions by "True" or "False": (01.5 pts: each correct answer gets 0.25 point).</u>

1) Duress is one of the important elements for the validity of a contract	.F
2) The will of the parties must be honest in a contract to be invalid	.F
3) Can the parties impose the performance of contractual obligations through a threat?	.F
4) Commercial law is the law governing civil and commercial acts?	.F
5) Does the personal life of the trader governed by the commercial law?	.F
6) Physical delivery of property is an action that arises from real contracts. ?	Т

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<u>V – When can the capacity of a party affect the validity of a contract?</u> *Give a short answer mentioning the essential elements (03 pts).*

The Capacity affects the validity of a contract when one party is mentally incapable, a minor or under influence.

VI- CiteTwo characteristics of commercial law that differentiate it from civil law. Without explanation (01 pts: each correct answer gets 0.5 pt).

1) Rapidity.

2) Trust (credit)

<u>VII – Translate the Arabic terms into English and the English terms into Arabic. (07.5 pts: each</u> <u>correct translate gets 0.5 point)</u>

Contract	آثار قانونيJuristic effect	تجارة
الترامObligation	رضائيConsensual	ممنوع (محضور)Prohibited
إتفاقAgreement	Nominate contract العقود المسماة	عقد باطلInvalid contract
حقوقRights	التدليسFraud	عيوب الرضا Vices of consent
القبول Acceptance	الحقوق المعنوية moral rights	الإثراء بلا سبب Unlawful enrichment

<u>VIII- In what way is a synallagmatic contract identical to a bilateral contract? Give a short answer</u> <u>mentioning the essential elements (02 pts)</u>

A synallagmatic contract and a bilateral contract are the same, both involving mutual obligations.

<u>Wishing you good luck</u>