

## Exercises-Rights- Duties and Obligations

### PART A: CLASSIFICATION

**Exercise 1:** Identify - Right, Duty, or Obligation?

Mark each as **R** (Right), **D** (Duty), or **O** (Obligation):

- \_\_\_ Ahmed must deliver car to Fatima by Friday (sales contract)
- \_\_\_ Freedom of religion
- \_\_\_ Citizens should vote in elections
- \_\_\_ Employer must pay minimum wage (Labour Law)
- \_\_\_ Being kind to elderly neighbors
- \_\_\_ Driver who caused accident must pay damages
- \_\_\_ Right to own property
- \_\_\_ Parents must support minor children (Family Code)
- \_\_\_ Respecting your teachers
- \_\_\_ Borrower must repay 200,000 DA to lender

**Exercise 2:** Mixed Classification

Some items are BOTH duty AND obligation. Mark accordingly:

-Helping person in immediate danger

Duty? \_\_\_ Obligation? \_\_\_ Explain: \_\_\_\_\_

-Being honest with customers

Duty? \_\_\_ Obligation? \_\_\_ Explain: \_\_\_\_\_

-Parents raising children

Duty? \_\_\_ Obligation? \_\_\_ Explain: \_\_\_\_\_

-Protecting the environment

Duty? \_\_\_ Obligation? \_\_\_ Explain: \_\_\_\_\_

-Paying taxes

Duty? \_\_\_ Obligation? \_\_\_ Explain: \_\_\_\_\_

### PART B: SOURCES OF OBLIGATIONS

**Exercise 3:** Identify the Source

- For each obligation, identify source: CONTRACT, TORT, LAW, or UNILATERAL ACT:

-Seller must deliver goods to buyer

Source: \_\_\_\_\_

-Factory that polluted river must pay cleanup costs

Source: \_\_\_\_\_

-Father must pay child support

Source: \_\_\_\_\_

-Person who promised 5,000 DA reward for lost cat must pay finder

Source: \_\_\_\_\_

-Tenant must pay monthly rent

Source: \_\_\_\_\_

-Driver who hit pedestrian must compensate medical costs

Source: \_\_\_\_\_

-All businesses must pay corporate tax

Source: \_\_\_\_\_

-Employee must work 40 hours per week

Source: \_\_\_\_\_ (can be multiple)

-Person who defamed another must pay damages

Source: \_\_\_\_\_

-Donor promised publicly to give 100,000 DA to charity

Source: \_\_\_\_\_

## **PART C: TYPES OF RIGHTS**

### **Exercise 4: Classify Rights**

Mark each right as:

PERS = Personal (personality rights)

REAL = Real right (over thing)

CRED = Personal right (créance - against person)

- \_\_\_ Ownership of house
- \_\_\_ Right to life
- \_\_\_ Buyer's right to receive goods from seller
- \_\_\_ Right to privacy
- \_\_\_ Mortgage on property
- \_\_\_ Right to one's name
- \_\_\_ Tenant's right to occupy apartment (against landlord)
- \_\_\_ Right to dignity
- \_\_\_ Easement (right of way through neighbor's land)
- \_\_\_ Employee's right to receive salary

### **PART D: CASE STUDIES**

#### **Exercise 5: The Employment Dispute**

##### **Scenario:**

Sara works for private company as accountant. Her employment contract states: 40 hours/week, 35,000 DA/month, must not work for competitors during employment.

After 6 months, employer stops paying salary (owes 3 months = 105,000 DA). Sara continues working, hoping for payment. Meanwhile, Sara's colleague was injured at workplace due to lack of safety equipment.

##### *Questions:*

a) Identify Sara's rights:

b) Identify employer's obligations and their sources:

Obligation: \_\_\_\_\_ Source: \_\_\_\_\_

Obligation: \_\_\_\_\_ Source: \_\_\_\_\_

c) The non-compete clause - is this Sara's duty or obligation?

Answer: \_\_\_\_\_ Explain: \_\_\_\_\_

d) For the injured colleague - what obligation was created and by what source?

Obligation: \_\_\_\_\_ Source: \_\_\_\_\_

#### **Exercise 6: The Traffic Accident (12 points)**

##### **Scenario:**

Ahmed drives car negligently, runs red light, hits Fatima's car. Fatima suffers injuries (broken arm, medical costs 50,000 DA, missed work for 2 months losing 60,000 DA salary). Her car damaged (repair costs 80,000 DA).

Police charge Ahmed with traffic violation (Criminal Code).

*Questions:*

a) What duty did Ahmed violate?

Answer: \_\_\_\_\_

b) What obligation was created? Identify:

Debtor: \_\_\_\_\_

Creditor: \_\_\_\_\_

Object: \_\_\_\_\_

Source: \_\_\_\_\_

c) What rights does Fatima have?

d) This situation involves both PUBLIC and PRIVATE law. Explain:

Public law aspect: \_\_\_\_\_

Private law aspect: \_\_\_\_\_

**Good luck**

## ***Answer Key for Exercises***

### **PART A: CLASSIFICATION**

#### **Exercise 1:** Right, Duty, or Obligation?

- Ahmed must deliver car to Fatima by Friday (sales contract) → O (Obligation)
- Freedom of religion → R (Right)
- Citizens should vote in elections → D (Duty)
- Employer must pay minimum wage (Labour Law) → O (Obligation)
- Being kind to elderly neighbours → D (Duty)
- Driver who caused accident must pay damages → O (Obligation)
- Right to own property → R (Right)
- Parents must support minor children (Family Code) → O (Obligation)
- Respecting your teachers → D (Duty)
- Borrower must repay 200,000 DA to lender → O (Obligation)

#### **Exercise 2:** Mixed Classification

-Helping person in immediate danger

Duty? YES (moral duty)

Obligation? YES (legal obligation - Article 182 Criminal Code)

**Explain:** "Moral duty that became legal obligation. Failure to assist = criminal offense"

-Being honest with customers

Duty? YES (professional/moral duty)

Obligation? PARTIALLY (some fraud laws, consumer protection - depends on context)

**Explain:** "Professional duty; becomes legal obligation if fraud/deception causes harm"

-Parents raising children

Duty? YES (moral/social duty)

Obligation? YES (legal obligation - Family Code)

**Explain:** "Both moral duty and legal obligation. Parents must support, educate, care for children - enforceable"

-Protecting the environment

Duty? YES (moral/social duty)

Obligation? YES (legal obligation - Environmental Law 03-10)

**Explain:** "Moral duty that became legal obligation. Pollution = violation with penalties"

-Paying taxes

Duty? YES (civic duty)

Obligation? YES (legal obligation - Tax Law)

**Explain:** "Both civic duty to contribute and legal obligation enforceable by Tax Authority"

## PART B: SOURCES OF OBLIGATIONS

**Exercise 3:** Identify the Source

-Seller must deliver goods to buyer → CONTRACT

-Factory that polluted river must pay cleanup costs → TORT (delict)

-Father must pay child support → LAW (Family Code)

-Person who promised 5,000 DA reward for lost cat must pay finder → UNILATERAL ACT

-Tenant must pay monthly rent → CONTRACT (lease)

-Driver who hit pedestrian must compensate medical costs → TORT (delict)

-All businesses must pay corporate tax → LAW (Tax Code)

-Employee must work 40 hours per week → CONTRACT + LAW (employment contract + Labour Law)

-Person who defamed another must pay damages → TORT (delict)

-Donor promised publicly to give 100,000 DA to charity → UNILATERAL ACT

## PART C: TYPES OF RIGHTS

### Exercise 4: Classify Rights

- Ownership of house → REAL (real right over thing)
- Right to life → PERS (personal/personality right)
- Buyer's right to receive goods from seller → CRED (personal right/créance)
- Right to privacy → PERS (personal/personality right)
- Mortgage on property → REAL (real right - security)
- Right to one's name → PERS (personal/personality right)
- Tenant's right to occupy apartment (against landlord) → CRED (personal right/créance)
- Right to dignity → PERS (personal/personality right)
- Easement (right of way through neighbour's land) → REAL (real right)
- Employee's right to receive salary → CRED (personal right/créance)

## PART D: CASE STUDIES

### Exercise 5: Employment Dispute

Scenario: Sara works 40 hrs/week, 35,000 DA/month, non-compete clause. Employer owes 3 months salary (105,000 DA). Colleague injured due to lack of safety equipment.

a) Sara's rights:

- Right to receive salary ( $35,000 \text{ DA} \times 3 = 105,000 \text{ DA}$ ) - from employment contract
- Right to safe workplace (Labour Law protection)
- Additional acceptable: Right to sue, right to continue employment, right to social security

b) Employer's obligations and sources (5 points):

- Obligation: Pay 35,000 DA monthly salary | -Source: Employment contract + Labour Law

-Obligation: Provide safe workplace with safety equipment | -Source: Law (Labour Law)

-Additional acceptable: Obligation to respect employment terms, pay social security contributions

c) Non-compete clause

-Answer: OBLIGATION (not just duty)

-Explain: "This is a contractual obligation - legally binding, specific prohibition from contract. Sara MUST NOT work for competitors during employment. Breach = liability for damages. More than moral duty - it's enforceable legal obligation."

d) Injured colleague:

-Obligation: Employer must compensate injured worker

-Source: TORT (Article 124 Civil Code - negligence) + LAW (Labour Law on workplace safety)

-Explanation: Employer's failure to provide safety equipment = wrongful act causing harm = tort liability

### **Exercise 6:** Traffic Accident

Scenario: Ahmed runs red light negligently, hits Fatima. Fatima injured (50,000 medical, 60,000 lost wages), car damaged (80,000 repair). Police charge Ahmed.

a) What duty did Ahmed violate?

✓ANSWER:

"Ahmed violated the duty to drive safely and obey traffic laws (Traffic Code). Specifically: duty to stop at red light, duty of care toward other road users, general duty not to harm others."

b) What obligation was created? (3 points)

-Debtor: Ahmed

-Creditor: Fatima

-Object: Pay damages (50,000 + 60,000 + 80,000 = 190,000 DA total)

-Source: TORT (Article 124 Civil Code - wrongful act causing damage)

c) Fatima's rights

-Right to compensation for physical injuries, lost wages, and property damage

-Right to sue Ahmed in civil court for damages

-Right to participate in criminal case as civil party (action civile)

d) Public and Private law aspects

-Public law aspect: State prosecutes Ahmed for traffic violation (Criminal Code)

- criminal case, state vs Ahmed, possible fine/imprisonment

-Private law aspect: Fatima sues Ahmed for damages (Civil Code tort) - civil case, Fatima vs Ahmed, compensation for harm

*Note: Same facts, two separate proceedings!*