

Law of Obligations

Tuesday 18 February 2025

08.30 – 11.30

(three hours)

Candidates should answer **THREE** questions.

Candidates are required to:

- Answer **one** question from **Section A** and **Section B**.
- Candidates **must answer** a third question chosen **from either** Section A **or** Section B.
- Candidates must answer **a total of three** questions.
- All questions are worth 100 marks.

Candidates should answer THREE questions, ONE question from Section A, ONE question from Section B and ONE other from either section.

Section A – Contract Law

Question 1

On which grounds may a contract be challenged in Scots law. Outline and illustrate your answer with reference to caselaw.

Question 2

Outline and discuss the general rules in respect of the formalities for contracts set out in the Requirements of Writing (Scotland) Act 1995. Illustrate your answer with reference to caselaw.

Question 3

Outline and illustrate the distinction in Scots law between an offer and an invitation to treat. Illustrate your answer with reference to caselaw.

END OF SECTION A

Section B - Delict

Candidates **must** answer **one** question from Section B.

Question 4

Remoteness of damage is a key consideration in delict. Outline and illustrate the 'thin skull' rule in delict with reference to caselaw.

Question 5

Outline and illustrate with the changes to the law of defamation in Scotland set out in the Defamation and Malicious Publications (Scotland) Act 2021.

Question 6

Outline and illustrate with reference to caselaw, the range of remedies available to a pursuer under the Scots law of delict.

END OF SECTION B

END OF PAPER