

### Question 1

A sells goods to B for \$5000.00 and B gives A a deposit of \$1000.00. Both A and B agree that the risk remains with the seller, A, until the shipping documents are delivered to the purchaser, B. A ships two of the goods to B and then the rest of the goods are destroyed while in A's possession at no fault of A. In this case, at common law, what would happen to B's deposit?

Answer: <https://biology-forums.com/index.php?topic=730831>

### Question 2

The parking enforcement officer gave Jim a parking ticket. But as it turns out, the NO PARKING sign had been placed in error on private property. Can Jim recover damages in a tort action?

- a. No, he can't, since damages are not of a pecuniary nature.
- b. Yes, he can, since he was terribly inconvenienced by this affair.
- c. Yes, he can, because the ticket was totally misrepresented.
- d. Yes, he can, because no negligence or fraud is present.
- e. No, he can't, since there was no fraud nor carelessness on the part of the parking enforcement officer.

Answer: <https://biology-forums.com/index.php?topic=730556>

### Question 3

A design that has a distinctive shape can only be protected by registration as an industrial design.

- a. True
- b. False

Answer: <https://biology-forums.com/index.php?topic=731360>

### Question 4

Leaving aside certain mandatory requirements for federal corporations, what is the main consideration in deciding whether to incorporate federally or provincially?

Answer: <https://biology-forums.com/index.php?topic=731660>

### Question 5

Milton Brown is a business consultant who obtained confidential information about a publicly traded corporation which, if made public, would cause the stock to rise dramatically. Milton formed a private corporation with himself as the sole shareholder and director and had that corporation purchase stock in the publicly traded corporation. When the news that Milton was already aware of became public, the price of the publicly traded shares increased dramatically and the corporation Milton had formed sold its shareholdings at a substantial profit. Milton is subsequently charged with insider trading, that is, using confidential information for his own personal gain. His defence is that the gain was made by his corporation and not by himself and that his corporation is a separate legal entity. Will Milton's defense be successful? Give the legal basis for your answer.

Answer: <https://biology-forums.com/index.php?topic=731673>

### Question 6

Mary is 13 years old, and she enters into an agreement with a modelling agent pursuant to which the agent agrees to represent her. Which of the following is NOT true?

- a. The agent can only enforce a contract regarding necessities against the minor.
- b. A minor may repudiate contracts for non-necessaries because he or she is not bound by them.
- c. The contract is enforceable against the agent.
- d. The contract is not enforceable by Mary against the agent.
- e. The agent cannot enforce the contract against Mary.

Answer: <https://biology-forums.com/index.php?topic=730467>

### Question 7

A, based in Canada, enters into a contract for the sale of goods to B in Germany. The contract provides that A is to make the goods available to B at A's own warehouse. In this case, the arrangement between A and B is

- a. a DDP contract.
- b. an FOB contract.
- c. a CIF contract.
- d. an EXW contract.
- e. none of the above

Answer: <https://biology-forums.com/index.php?topic=731923>

### Question 8

Until the nineteenth century, all corporations were created by

- a. crown document.
- b. royal soliloquy.
- c. charter.
- d. deed.
- e. grant.

Answer: <https://biology-forums.com/index.php?topic=731634>

### Question 9

The Carlsons were preparing for a four-day family reunion in their home starting on June 19. On June 15 they ordered a large new dining room table from Levitts Furniture to accommodate the expected relatives. Levitts promised delivery out of their local warehouse three different mornings during the week, but each time they gave feeble reasons why they couldn't do it. On the afternoon of June 18, the Carlsons phoned Levitts, cancelled their order, and demanded their money back. What is the Carlsons' legal remedy?

- a. damages for breach of warranty
- b. tort damages for wrongful disposition of goods
- c. remedies under consumer protection legislation
- d. rescission for breach of condition
- e. specific performance because of the uniqueness of the situation

Answer: <https://biology-forums.com/index.php?topic=730986>

### Question 10

Under the registry system, when a first mortgagee gives a discharge of its mortgage to the mortgagor, the effect of the discharge if registered is to

- a. act to reconvey legal title of the land to the mortgagor.
- b. acknowledge that the mortgage debt has been paid in full.
- c. act as a cancellation of the encumbrance on the land.
- d. act to bring all rights and remedies of the mortgagee to an end.
- e. all of the above

Answer: <https://biology-forums.com/index.php?topic=731516>

### Question 11

In order to avoid an environmental accident, a business should take all of the following steps EXCEPT

- a. review current practices to learn whether any of their activities create a concern about health, safety, or breach of environmental regulations.
- b. keep up-to-date with current technology and best practices adopted across their industry.
- c. take every reasonable precaution to meet the latest standards.
- d. directors should not try to educate themselves about the business's activities and risks but rather hire knowledgeable individuals who can deal with potential environmental problems.

Answer: <https://biology-forums.com/index.php?topic=731769>

### Question 12

The effect of the doctrine of privity of contract is that a unilateral contract is unenforceable against the promisee.

- a. True
- b. False

Answer: <https://biology-forums.com/index.php?topic=730767>

### Question 13

Have the numerous changes to corporate legislation, which impose more and more duties on directors of corporations, changed the concept of limited liability for shareholders of small privately held companies who are often also the directors and officers, so as to act as a possible deterrent to incorporation as the best method of limiting liability?

Answer: <https://biology-forums.com/index.php?topic=731735>

### Question 14

Use the fact situation in Q3 to answer the related question that follows.

John's action in pushing Mary constitutes

- a. the tort of assault.
- b. the tort of battery.
- c. the tort of negligence.
- d. the tort of injurious falsehood.
- e. the tort of trespass.

Answer: <https://biology-forums.com/index.php?topic=730228>

### Question 15

At what stage in a negligence action will the court apply the remoteness test?

- a. the duty of care stage
- b. the breach of duty stage
- c. the causation stage
- d. the injury/damages stage
- e. the standard of care stage

Answer: <https://biology-forums.com/index.php?topic=730250>

### Question 16

Explain some of the ways in which the Criminal Code deals with privacy violations.

Answer: <https://biology-forums.com/index.php?topic=732095>

### Question 17

For the merger of two large competing companies to be approved, there must

- a. have been a pre-notification to Parliament.
- b. be barriers to prevent new competitors from entering the market.
- c. still be effective competition after the merger.
- d. be no evidence of foreign competition in the market.
- e. be good economic health in the target firm.

Answer: <https://biology-forums.com/index.php?topic=730195>

### Question 18

Objects that are attached to the land or a building but are distinguished from the land itself are called

- a. chattels.
- b. accessories.
- c. additions to land.
- d. fixtures.
- e. fixings.

Answer: <https://biology-forums.com/index.php?topic=731466>

### Question 19

Donna owns a commercial building that has a small retail shop, three offices, and a small warehouse. Each unit is rented out to a different company. She has taken out a standard fire insurance policy for the appraised value of the building. On July 1st, the building and its contents are destroyed by fire. The cause of the fire was never determined. Which of the following is true?

- a. The policy will pay for the damages to the building and all personal property contained within.
- b. The policy will pay for the building and any furnishings owned by Donna up to the face value of the policy.
- c. The policy will pay for damaged inventory in the warehouse.
- d. The policy will pay for replacement costs of the building.
- e. The policy will pay for the damaged inventory and lost profits of each tenant.

Answer: <https://biology-forums.com/index.php?topic=731114>

### Question 20

Subrogation in insurance law is the

- a. insurer's right to retain damaged goods and recover the residual value of them when an insurance payout has been made.
- b. acquisition by the insurer of the insured's right to sue third parties upon the insurer paying the insured's losses.
- c. protection afforded an employee under a fidelity bond.
- d. process of making additions to coverage under an insurance policy through use of riders.
- e. selling of book debts without recourse to a factor.

Answer: <https://biology-forums.com/index.php?topic=731119>