

ⓘ This quiz has been re-graded; your score was not affected.

Week 5 Quiz

Due 8 Feb at 23:59

Points 10

Questions 10

Available 2 Feb at 0:00 - 8 Feb at 23:59 7 days

Time limit 60 Minutes

Submission details:	
Time:	44 minutes
Current score:	7 out of 10
Kept score:	7 out of 10

Instructions

Note that the Video lectures focus on particular slides of the Presentation.

Further background information on Contract Law is in the file *APSC 450 Contract Law*. Two readable articles on the Privilege clause and Bid shopping are also in the readings.

This quiz was locked 8 Feb at 23:59.

Attempt history

	Attempt	Time	Score	Re-graded
LATEST	Attempt 1	44 minutes	7 out of 10	7 out of 10

Score for this quiz: 7 out of 10
Submitted 8 Feb at 23:23
This attempt took 44 minutes.

Question 1

0 / 1 pts

Old Macdonald wants to buy a new roost of chickens. He goes to the local auction. After hours of bovine and porcine sales, finally the poultry comes up. The Auctioneer asks for \$100 for these ten fine hens. Farmer Bob offer \$105. Old Macdonald puffs up his chest and yells “\$115”. Farmer Bob can’t compete. But just before the auctioneer drops the hammer, Old Macdonald repeals (“takes back”) his \$115 offer. Nobody ends up buying the chickens. After the auction, Old Macdonald goes up to the auctioneer and agrees to pay the \$100 original offer. According to the case studies presented in this week’s lecture, what just happened?

You Answered

☒

Old Macdonald will be forced to pay the \$115, being the highest offer.

☐

Old Macdonald can force the auctioneer to sell the chickens for his original offer of \$100.

☐

No contract was created, and the chickens will live free.

☐

Big Bad Bob owes Old ‘Mac for saving him from buying chickens for \$105.

Question 2

1 / 1 pts

Which of the following is not a step during the formation of a contract?

Correct!

☐

An offer is created by one party and offered to another.

☐

The other party accepts the offer.

☐

All parties agree upon a consideration in exchange for the offer.

☒

Formal consecration by a notoriety agent.

Question 3

1 / 1 pts

Under which of these circumstances would a contract be valid?

Correct!

☐

Sam, who just turned 14 years old, signs a contract to become a delivery person for the local newspaper.

☐

Greg’s employer tells him that if he doesn’t sign a contract to work one weekend a month for his boss’s side hustle of relocating confused sea turtles, then he will be fired from is primary job as a law clerk.

☐

Brittany just regained consciousness in a hospital after a grizzly bear attack in the Pemberton area, but doesn’t remember all the details. A news reporter wants her to sign a contract to gain exclusive media coverage in exchange for a hefty pot of cash.

☒

Harold has just returned from a six-month vacation where he photographed pygmy moths deep in the Cambodian jungle. While there he had only limited access to Canadian news sources. Upon his return to Burnaby, National Geographic offers Harold a contract that would severely underpay him for the effort it took to get the pristine pictures.

Question 4

1 / 1 pts

Sarah wants to become a franchisee of Funbrella, a world-renowned umbrella sales store. To do so, she needs to purchase a license from Funbrella Worldwide. Funbrella offers: “\$1 million dollars plus six percent of all gross profits”. Sarah retorts “Are you crazy! I need to pay Vancouver rent so I can’t afford that! How about \$400,000 plus five percent?”. In the meantime, Jennifer from Seattle just accepted a contract for \$350,000 and six percent, and so Funbrella are no longer looking for a new franchisee. Funbrella tells Sarah they reject her counter offer and don’t provide a further counter-offer. Wanting to achieve her lifelong goal of becoming an umbrella salesperson, Sarah agrees to Funbrella’s original offer of \$1 million plus six percent. What just happened?

Correct!

☐

Sarah turned down the only offer. You should congratulate Jennifer, and console Sarah who doesn’t have an offer to agree to.

☐

Sarah can emulate Jennifer’s offer of \$350,000 and six percent and let the umbrellas flow.

☐

Sarah has just got herself a Funbrella franchise at \$1 million and six percent.

☐

Sarah can go to court and argue her offer of \$400,00 and five percent was ‘better’ under the “Best option available (BOA)” clause.

Question 5

0 / 1 pts

During the tendering process, an owner may accept a bid which is not the lowest bid if...

You Answered

☒

There is evidence that lowest bid is not realistic or will not deliver a quality product

☐

There is doubt as to the reliability of the lowest bidder, according to prior experiences with them.

☐

A higher bid provides the most benefits to the public and least harm the environment.

☐

And only if the invitation to tender expresses the above conditions as criteria for selection in addition to price.

Question 6

1 / 1 pts

Every contract can be thought of as a ‘private law’.

Correct!

☒

True

☐

False

Question 7

1 / 1 pts

If a contract is signed and validated by a lawyer, then it can supersede existing laws (i.e. zoning or workplace safety).

Correct!

☐

True

☒

False

Question 8

0 / 1 pts

Crazy Suzy’s Emporium is known for selling pirate flags. In a recent flyer, it was advertised: “Ahoy, get ye a pirate flag for naught but \$7.99”. Jolly Roger, a budding entrepreneurial pirate, was recently looking for new flags for his pirate fleet of 480 ships. Having made the offer of selling flags at \$7.99, Sally must fulfill Roger’s full order of 480 flags at \$7.99 each.

You Answered

☒

True

☐

False

Question 9

Original score: 1 / 1 pts Re-graded score: 1 / 1 pts

ⓘ This question has been re-graded.

A bidder may present a great idea which falls outside the scope of the original bidding conditions as outlines in the tender document. Although this idea may be the best one presented, you are not allowed to consider it when selecting the successful bid, unless it was explicitly outlined in that bidder’s proposal document.

You Answered

☒

True

☐

False

Question 10

1 / 1 pts

The main reasons for holding a competition among possible contractors is to see who will offer the best price, terms, options, etc.

Correct!

☒

True

☐

False

Quiz score: 7 out of 10