



MODULE SPECIFICATION

Part 1: Information			
Module Title	Law of Contract		
Module Code	UJUTN3-30-1	Level	Level 4
For implementation from	2020-21		
UWE Credit Rating	30	ECTS Credit Rating	15
Faculty	Faculty of Business & Law	Field	Law Undergraduate (Programmes)
Department	FBL Dept of Law		
Module type:	Standard		
Pre-requisites	None		
Excluded Combinations	None		
Co- requisites	None		
Module Entry requirements	None		

Part 2: Description
<p>Educational Aims: See Learning Outcomes.</p> <p>Outline Syllabus: The syllabus includes:</p> <p>Introduction: The move from Status to Contract; Laissez-faire and judicial intervention; increased statutory protection of basic consumer rights in the Twentieth Century; the encroaching role of the European Union; the links to tort (economic torts, co-extensive remedies etc).</p> <p>Formation of Contract: Invitations to treat, offer and acceptance – communication and revocation; impact of technology; unilateral contracts.</p> <p>Legal intent; good faith, lock-out agreements and letters of comfort; formality/procedure v intent/expectation.</p> <p>Consideration: Adequacy v. sufficiency; the element of bargain; the relevance of intent; forms of consideration; performance of existing duties, factual benefits and duress; importance of equitable doctrines, esp estoppel (linked to Land Law and Equity & Trusts), role of privity and effect of Rights of Third Parties Act 1999.</p> <p>Terms: Parol evidence, representations, collateral contracts; terms implied by statute and courts; and, the classification of terms.</p>

STUDENT AND ACADEMIC SERVICES

Exclusion clauses: Common law, Unfair Contract Terms Act 1977; Unfair Terms in Consumer Contracts Regulations 1999 (linked to European Union Law).

Misrepresentation v Breach of Contract: a comparison of remedies; statements of fact v terms; types of misrepresentations and breaches of contract; Misrepresentation Act 1967 as a statutory tort, contributory negligence, and remoteness (Contract v Tort); UCTA and exclusion of liability in Contract and Tort (all linked to Law of Torts).

Economic Torts and the principles of unconscionability: improper pressure, victimisation, domination and oppression; undue influence and intermediaries (linked to Media Law); inequality of bargaining power, economic duress and normal commercial pressure; remedies (linked to Law of Torts, Land Law and Equity & Trusts).

Mistake: agreement mistake, quality v substance; possibility mistake; mistaken signatures and competence.

Illegality: restraint of trade – non-solicitation of former clients & geographical restraints on future employment; use of injunctions and role of specific performance.

Risk allocation and contract discharge; force majeure, frustration and unplanned contingencies; fairness v construction; Law Reform (Frustrated Contracts) Act 1943, apportionment and unjust enrichment.

Breach of contract: remoteness (Contract v Tort); special damages, mitigation and measure; agreed sums and penalty clauses; injunctions and specific performance.

Teaching and Learning Methods: This module will introduce you to the law of contract including how a contract is formed and why it is important to know the key elements of contract formation. You will then learn about the content/terms of the contract, also known as the obligations of the contract. As part of this you will learn why courts generally do not interfere with contract-making because it is an issue of private (rather than public law) and the extent to which Parliament does get involved in contract making, where it deems it is necessary to do so. Any party to a contract needs to know what to do if one party to the contract breaches the contract. In addition to learning the rules surrounding breach you will also learn about the other ways in which contracts might come to an end. To support innocent parties, contract law has developed a number of doctrines of law which set out when an innocent party can avoid a contract where there was deceit, negligence or duress which led to there never being true consent to the contract in the first place. Ultimately, an innocent party to a contract will be seeking a remedy and usually this will be money, known as damages so you will learn the rules about when damages will awarded.

Part 3: Assessment

The Assessment Strategy allows student to demonstrate a range of academic and legal skills including application, analysis, problem solving, and teamwork.

Component B Coursework (60% of module mark)

B1 Group Portfolio (25% of module mark)

The portfolio will consist of a group annotated portfolio (600 words)

B2 Team Work Agreement (10% of module mark)

A joint statement (200 words)

The group will identify three contract law principles and evaluate their application in society, using a portfolio of annotated evidence drawn from a variety of media.

B3: Online test (25 % of module mark)

This will focus on developing and refining analytical skills using questions based on a series of factual scenarios arising from the first semester of the module.

Component A: Online examination (40% of module mark)

This is the end of year assessment point and will address material from across the module.

STUDENT AND ACADEMIC SERVICES

A: Online test (40% of module mark)

This will focus on developing and refining analytical skills using questions based on a series of factual scenarios..

First Sit Components	Final Assessment	Element weighting	Description
Examination (Online) - Component A	✓	40 %	Online examination (2500 words)
Portfolio - Component B		25 %	Contract law portfolio (600 words maximum)
Set Exercise - Component B		25 %	Multiple-choice answer test (180 minutes permitted) non-controlled conditions – can be taken wherever student has reliable internet access)
Group work - Component B		10 %	200 Word Joint Statement
Resit Components	Final Assessment	Element weighting	Description
Examination - Component A	✓	40 %	Online examination (2500 words)
Set Exercise - Component B		25 %	Multiple-choice answer test (180 mins maximum - non-controlled conditions)
Portfolio - Component B		35 %	Contract law portfolio (800 words max)

Part 4: Teaching and Learning Methods

Learning Outcomes	On successful completion of this module students will achieve the following learning outcomes:																	
	<table border="1"> <thead> <tr> <th>Module Learning Outcomes</th> <th>Reference</th> </tr> </thead> <tbody> <tr> <td>Demonstrate a sound knowledge of the principles of the law of contract.</td> <td>MO1</td> </tr> <tr> <td>Apply these principles to a variety of factual situations.</td> <td>MO2</td> </tr> <tr> <td>Appreciate the social, economic and historical context in which these principles were and are being developed.</td> <td>MO3</td> </tr> <tr> <td>Subject these principles to informed, constructive criticism, and thereby develop models more attuned to current legal and socio-economic circumstances.</td> <td>MO4</td> </tr> </tbody> </table>	Module Learning Outcomes	Reference	Demonstrate a sound knowledge of the principles of the law of contract.	MO1	Apply these principles to a variety of factual situations.	MO2	Appreciate the social, economic and historical context in which these principles were and are being developed.	MO3	Subject these principles to informed, constructive criticism, and thereby develop models more attuned to current legal and socio-economic circumstances.	MO4							
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STUDENT AND ACADEMIC SERVICES

Reading List	<p><i>The reading list for this module can be accessed via the following link:</i></p> <p>https://uwe.rl.talis.com/modules/ujutn3-30-1.html</p>
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Part 5: Contributes Towards

This module contributes towards the following programmes of study:

Business Management with Law [Sep][FT][Frenchay][3yrs] BA (Hons) 2020-21
Business and Law [Sep][FT][Frenchay][3yrs] BA (Hons) 2020-21
Law with Business [Sep][SW][Frenchay][4yrs] LLB (Hons) 2020-21
Law with Business [Sep][FT][Frenchay][3yrs] LLB (Hons) 2020-21
Business and Law [Sep][SW][Frenchay][4yrs] BA (Hons) 2020-21
Business Management with Law [Sep][SW][Frenchay][4yrs] BA (Hons) 2020-21
European and International Law {Foundation} [Sep][SW][Frenchay][5yrs] LLB (Hons) 2019-20
Law with Business {Foundation} [Sep][FT][Frenchay][4yrs] LLB (Hons) 2019-20
Law with Business {Foundation} [Sep][SW][Frenchay][5yrs] LLB (Hons) 2019-20
Business and Law {Foundation} [Sep][SW][Frenchay][5yrs] BA (Hons) 2019-20
Business and Law {Foundation} [Sep][FT][Frenchay][4yrs] BA (Hons) 2019-20
Business Management with Law {Foundation} [Sep][FT][Frenchay][4yrs] BA (Hons) 2019-20
Business Management with Law {Foundation} [Sep][SW][Frenchay][5yrs] BA (Hons) 2019-20
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Business Management with Law {Foundation} [Sep][FT][Frenchay][4yrs] BA (Hons) 2020-21
Law [Sep][FT][Alexander][3yrs] LLB (Hons) 2020-21
European and International Law [Sep][SW][Frenchay][4yrs] LLB (Hons) 2020-21
European and International Law [Sep][FT][Frenchay][3yrs] LLB (Hons) 2020-21
Law [Sep][FT][Frenchay][3yrs] LLB (Hons) 2020-21
Law [May][FT][Villa][3yrs] LLB (Hons) 2020-21
Law [Jan][FT][Villa][3yrs] LLB (Hons) 2020-21
Law [Sep][SW][Frenchay][4yrs] LLB (Hons) 2020-21
Law [Sep][SW][UCW][4yrs] LLB (Hons) 2020-21
Commercial Law [Sep][FT][Frenchay][3yrs] LLB (Hons) 2020-21
Commercial Law [Sep][SW][Frenchay][4yrs] LLB (Hons) 2020-21
Law with Criminology [Sep][FT][Frenchay][3yrs] LLB (Hons) 2019-20
Law with Criminology [Sep][SW][Frenchay][4yrs] LLB (Hons) 2019-20
Law with Psychology [Sep][SW][Frenchay][4yrs] LLB (Hons) 2019-20
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European and International Law {Foundation} [Sep][FT][Frenchay][4yrs] LLB (Hons) 2019-20
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STUDENT AND ACADEMIC SERVICES

Law with Criminology {Foundation} [Sep][FT][Frenchay][4yrs] LLB (Hons) 2018-19

Law with Criminology {Foundation} [Sep][SW][Frenchay][5yrs] LLB (Hons) 2018-19