


Course No: LawE2313  
Course Title: Rules of Obligations  
Date: 27/11/2014  
No. of Questions: (3)  
Time: 1hours  
Using Calculator (No)

University of Palestine  
  
Midterm Exam  
2014/2015  
Total Grade: 20


Instructor Name: Dr. Anwar El Tawil  
Student No.: \_\_\_\_\_  
Student Name: \_\_\_\_\_  
College Name: \_\_\_\_\_  
Dep. / Specialist: \_\_\_\_\_  
Using Dictionary (No)

**Question One:** **6 marks (1 mark Bonus for solving the FIVE parts correctly)**

Make the require Legal Corrections for the following statements:

- a. The obligation to give a determinate thing includes that of delivering all its accessions and accessories if they have been mentioned in the contract.  
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- b. A natural obligation could not constitute a valid cause for a civil obligation.  
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- c. An amount transferred on account of a natural obligation is a donation, not a payment.  
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- d. A contract states that A will sell the machinery to B if A so wishes is a legal contract with resolutive condition.  
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- e. When a party undertakes to repurchase a certain amount of stocks from a corporation if the net profit reaches a certain level, then there is not any conditional obligation in this case.  
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**Question Two: 6 marks**

Define **JUST THREE** of the following Expressions:

- a. Obligation
- b. Natural Obligation
- c. Penal Clause
- d. Conditional obligation
- f. Suspensive condition

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**Question Three: 10 (1 mark Bonus for complete answer)**

Answer **JUST TWO** of the following questions:

- 1- What are the three rules laid down by the Lord Dunedin in the Case (Dunlop Pneumatic Tyre Co V New Garage (1915) concerning liquidated damages and penal clauses?
- 2- Explain the Retroactive Effect of conditional obligation. In which way the Palestinian law complies with retroactivity?
- 3- What are the main four kinds of Natural obligations in American law? Then discuss the general rule governing Natural obligations in Palestinian law in relation to the rules stated by the American law.
- 4- Explain the cases of legitimacy of suspensive and resolute conditions.



