

Mid-term examination

(100 points = 50 % of the final grade)

1. What is a declaration of intent (declaration of will) [Willenserklärung] and a legal transaction [Rechtsgeschäft], and how are they related? What does a declaration of intent require and how is it made? (46 of 100 points)

ADDITIONAL QUESTION: Why can it make a difference if a declaration of intent sent by e-mail to a store arrives at the store's e-mail server during or after the store's business hours? (up to 8 extra points)

2. German private law differs from the private law of almost all other countries through a combination of two fundamental principles that are crucial for understanding it and entail an important distinction. Please present and discuss these principles, the distinction and the consequences. Please also demonstrate them using the example of buying a chocolate bar in a shop. (54 of 100 points)

ADDITIONAL QUESTION: Finally, please comment on them: Would you recommend a country that wants to make a new Civil Code to follow the German approach? (up to 8 extra points)

Note: This is an academic examination. Please write in legible handwriting and present your text in an appealing form. Read the questions very carefully and think carefully before you formulate your answers. Make sure that your text answers precisely the questions, is concise, has a clear and consistent structure with well-formulated precise headlines and shows well your deeper understanding of the subject matter. After the exam, all students are welcome to contact me to discuss in detail the strong and weak points of their paper (e-mail: tschmit1@gwdg.de; phone/WhatsApp: +7 775 364 2384).