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| TRƯỜNG ĐẠI HỌC VĂN LANG | | **ĐỀ THI, ĐÁP ÁN KẾT THÚC HỌC PHẦN** | | | | | |
| **KHOA LUẬT** | | | | Học kỳ: | **211** | Năm học: | **2021 - 2022** |
| Mã học phần: DTA0100 | Tên học phần: Anh văn pháp lý | | | |
| Mã nhóm lớp HP: | 213\_DTA0100\_01,  213\_DTA0100\_02 | |
| Thời gian làm bài: | 75.(phút) | | | | | | |
| Hình thức thi: | **Trắc nghiệm kết hợp tự luận** | | | | | | |

**PHẦN TRẮC NGHIỆM (7.5 điểm)**

**.……….. exist to make society safer and to keep people from committing certain acts. …………. exist to make the injured party whole again for the harm which is was caused by the wrongdoers**

**A.** Criminal sanctions/ Tort remedies

**B**. Tort remedies/ Criminal sanctions

**C**. Criminal remedies/ Tort sanctions

**D**. Tort sanctions/ Criminal remedies

ANSWER: A

**When you …………. the contract, legal rights were ……………. which are enforceable under the law.**

**A**. signed/created

**B**. signed/claimed

**C.** rejected/created

**D**. rejected/claimed

ANSWER: A

**My client has requested me to ………. a lawsuit …………you for breach-of contract.**

**A**. file/against

**B**. make/for

**C**. file/for

**D**. make/against

ANSWER: A

**The board of directors……………the affairs of the company and…………… company policy.**

**A**. manages/makes

**B**. manages/devises

**C**. makes/decides

**D**. decides/devises

ANSWER: A

**A company director…..………..the governing board of a corporation.**

**A**. serves on

**B**. manages

**C**. monitors

**D**. decides on

ANSWER: A

**Regulators monitors the activities of companies to make sure that they ……………the law.**

**A**. comply with

**B**. beach

**C**. violate

**D**. implement

ANSWER: A

**A sole proprietor……………….a company and…………..personally liable for its debts.**

**A**. owns/is

**B**. owes/is

**C**. owns/are

**D**. owes/are

ANSWER: A

**When the contract is negotiated, the …………….must match each other in order for the contract to be binding**

**A**. offer and acceptance

**B**. offer and consideration

**C**. acceptance and offer

**D**. offer and legal relations

ANSWER: A

**What kind of business entity is managed by an individual who is personally liable for all debts, tax treatment and financial obligations with its own name?**

**A**. A sole proprietorship

**B**. A corporation

**C**. A partnership

**D**. A limited liability company

ANSWER: A

**.……………….is a common term for many diverse areas of the law regulating trade and commerce.**

**A**. Commercial law

B**.** Criminal law

**C**. Taxation law

**D**. Tort law

ANSWER: A

**.……….. exist to make society safer and to keep people from committing certain acts. …………. exist to make the injured party whole again for the harm which is was caused by the wrongdoers**

**A.** Criminal sanctions/ Tort remedies

**B**. Tort remedies/ Criminal sanctions

**C**. Criminal remedies/ Tort sanctions

**D**. Tort sanctions/ Criminal remedies

ANSWER: A

**…………. is determined as an amount of money which the breaching party to compensate for to the aggrieved party**

**A**. Damages

**B**. Specific Performance

**C**. Restitution

**D**. Fine

ANSWER: A

**Signatories between two countries have concluded a……………….. agreement on different situations such as trade, criminal and so forth.**

**A**. Bilateral

**B**. Illegal

**C**. Plurilateral

**D**. Multilateral

ANSWER: A

**Which kind of law system is primarily based on declarations of broad, statues and general principles?**

**A**. Civil law

**B**. Common law

**C**. Religious law

**D**. Hybrid law

ANSWER: A

**.………….. relates to the body of rights and obligations of private individuals and legal persons of various sovereign countries.**

**A.** Private international law

**B**. International law

**C**. Public international law

**D**. Law on treaties

ANSWER: A

**ADR is a term, which stand for:**

**A**. Alternative Dispute Resolution

**B**. Additional Dispute Resolution

**C**. Absolute Dispute Resolution

**D**. Accredited Dispute Resolution

ANSWER: A

**In the case:** [**TONY v. MIL**](https://en.wikipedia.org/wiki/Meinhard_v._Salmon)**K,**[**249 N.Y. 458, 164 N.E. 545**](https://en.wikipedia.org/wiki/Case_citation)**(New York Supreme Court, 1928). Who is a defendant?**

**A**. MILK

**B**. TONY

**C**. New York Supreme Court

**D**. MILK AND TONY

ANSWER: A

**In the case:** [**TONY v. MIL**](https://en.wikipedia.org/wiki/Meinhard_v._Salmon)**K,**[**249 N.Y. 458, 164 N.E. 545**](https://en.wikipedia.org/wiki/Case_citation)**(New York Supreme Court, 1928).Who render the decision?**

**A**. New York Supreme Court

**B**. TONY

**C**. MILK

**D**. MILK AND TONY

ANSWER: A

**In the case:** [**TONY v. MIL**](https://en.wikipedia.org/wiki/Meinhard_v._Salmon)**K,**[**249 N.Y. 458, 164 N.E. 545**](https://en.wikipedia.org/wiki/Case_citation)**(New York Supreme Court, 1928). Who is a claimant?**

**A**. TONY

**B**. MILK

**C**. New York Supreme Court

**D**. MILK AND TONY

ANSWER: A

**In the case:** [**TONY v. MIL**](https://en.wikipedia.org/wiki/Meinhard_v._Salmon)**K,**[**249 N.Y. 458, 164 N.E. 545**](https://en.wikipedia.org/wiki/Case_citation)**(New York Supreme Court, 1928). When was the decision rendered?**

**A**. 1928

**B**. MILK

**C**. New York Supreme Court

**D**. MILK AND TONY

ANSWER: A

**Since you have not carried out your obligations under the contract, you have clearly ………………the contract.**

**A**. Breached

**B**. Assigned

**C**. Denied

**D**. Terminated

ANSWER: A

**When someone is……………………, they have to pay an amount of money as a punishment for breaking a law.**

**A**. Fined

**B**. Sentenced to execution

**C**. Sentenced to imprisonment

**D**. Put on parole

ANSWER: A

**An ………….is a person who is conferred…………part or all of a decreased person's estate.**

**A**. heir/inherit

**B**. heir/receive

**C**. succession/receive

**D**. succession/inherit

ANSWER: A

**………………. includes the drafting of contracts and advising clients.**

**A**. Non-contentious work

**B**. Contentious work

**C**. Paper work

**D**. Legal work

ANSWER: A

**Who invest money by buying shares in a company?**

**A**. Shareholders

**B**. Stakeholders

**C**. Directors

**D**. Managers

ANSWER: A

**A………………. organisation is a legally constituted organisation created by private persons or organisations with no participation or representation of any government.**

**A**. Government

**B**. Governmental

**C**. Non-government

**D**. Non-governmental

ANSWER: A

**..………is known as the supreme law, covering the general principles of federal constitutional law**

**A**. Constitution

**B**. Civil Code

**C**. Penal Code

**D**. Administrative law

ANSWER: A

**If the offer and acceptance do not match each other, then the law says that the second party has made a** ………….

A. Counteroffer

B. Consideration

C. Acceptance

D. Legal consent

ANSWER: A

**Where are large areas of law mainly created and shaped by court decisions?**

**A**. In common law system

**B**. In civil law system

**C**. In hybrid law system

**D**. In religious law system

ANSWER: A

**Which following method is known as a court settlement?**

**A**. Litigation

**B**. Mediation

**C**. Arbitration

**D**. Negotiation

ANSWER: A

**PHẦN TỰ LUẬN (2.5 điểm)**

The study of law is intellectually stimulating and challenging, and can lead to a variety of interesting careers.

In the UK and the USA, law degree programmes usually take three years to complete. In the UK, these programmes typically include core subjects such as criminal law, contract law, tort law, land law, equity and trusts, administrative law and constitutional law. In addition, students are often required to take courses covering skills such as legal writing and legal research.

There is also a variety of optional (elective) courses available. Since many law students go on to become lawyers, students often take courses that will be useful to them during their future careers. Someone wishing to run a small partnership or to work alone as a sole practitioner in a small town may decide to take subjects such as family law, employment law and housing law. Those wishing to work in a large law practice will consider subjects such as company law, commercial law and litigation and arbitration.

Many universities also offer courses on legal practice. Courses like this give students the opportunity to experience the work of a lawyer before deciding on a career in the law. Another way of finding out more about law in practice is to get involved with a voluntary advice centre or law clinic. These clinics offer free legal assistance to the local community and provide a useful introduction to some of the day-to-day work of a lawyer.

For students wishing to work in a commercial practice, knowledge of foreign languages is essential. When law firms hire new recruits, they generally look at four things: education, personality, work experience and language ability. Since English is the language of the international legal community, law firms increasingly expect graduates to have a good command of English.

* How long has a law student fulfil law degree programmes in the UK and the USA?
* Which following subject is required to develop skills of a law student in the UK?
* A law student expects to work in big law firm, they may choose company law and commercial law? True of False? Explain
* What do the law clinics provide?
* In case a student chooses to enrol in commercial law, where does he/she expect to work?

**Đáp án**

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| --- | --- |
| Trả lời | Điểm |
| In the UK and the USA, law degree programmes usually take three years to complete | 0.5 |
| Students are often required to take courses covering skills such as legal writing and legal research. | 0.5 |
| True. Those wishing to work in a large law practice will consider subjects such as company law, commercial law and litigation and arbitration. | 0.5 |
| These clinics offer free legal assistance to the local community and provide a useful introduction to some of the day-to-day work of a lawyer | 0.5 |
| A student wishes to work in a commercial practice | 0.5 |

*Ngày biên soạn: 15/10/2021*

**Giảng viên biên soạn đề thi: Lê Hồ Trung Hiếu**

*Ngày kiểm duyệt: 18/10/2021*

**Trưởng (Phó) Khoa/Bộ môn kiểm duyệt đề thi: Nguyễn Thị Yên**

Sau khi kiểm duyệt đề thi, **Trưởng (Phó) Khoa/Bộ môn** gửi về Trung tâm Khảo thí qua email: **phannhatlinh@gmail.com** bao gồmfile word và file pdf (được đặt password cả 2 file trên) và nhắn tin password qua Số điện thoại Thầy Phan Nhất Linh (**0918.01.03.09**).

Khuyến khích Giảng viên biên soạn và nộp đề thi, đáp án bằng File Hot Potatoes. Trung tâm Khảo thí gửi kèm File cài đặt và File hướng dẫn sử dụng để hỗ trợ thêm Quý Thầy Cô.