



**higher education
& training**

Department:
Higher Education and Training
REPUBLIC OF SOUTH AFRICA

MARKING GUIDELINE

NATIONAL CERTIFICATE

JUNE EXAMINATION

TRAVEL OFFICE PROCEDURES N5

20 JUNE 2016

This marking guideline consists of 11 pages.

NOTE: ✓ = 1 Mark
√ = ½ Mark

SECTION A

QUESTION 1

The ability to incur rights and duties which flow from an agreement, ✓ incur liability from wrongful acts, ✓ perform legal acts, to sue or to be sued ✓ or be a party to legal events.

[3]

QUESTION 2

- The Post Office Act allows a person over 7 to deposit and withdraw money from a savings account.
- A minor over 16 can make a will in terms of the Wills Act.
- A minor over 16 can donate his/her body tissue for research purposes.
- A minor over 18 can authorise an operation or medical treatment.
- A minor over 18 can take out an insurance policy in terms of the Insurance Act.

[5]

QUESTION 3

- 3.1 True
- 3.2 True
- 3.3 False
- 3.4 False
- 3.5 True
- 3.6 False
- 3.7 False
- 3.8 True
- 3.9 True
- 3.10 False

(10 × 1) [10]

QUESTION 4

- Common mistake
- Mutual mistake
- Single/Unilateral mistake

[3]

QUESTION 5

- The commodity/goods/thing
- Delivery of the goods
- Price of the merx

[3]**QUESTION 6**

No

The Law specifies that the form of payment in South Africa must be South African rand and cents.

[2]**QUESTION 7**

7.1 No

Some things may never be traded and it is illegal to sell public property.

(2)

7.2

- The right to an inheritance from a person that is still alive.
- Goods which have restrictions placed on them.
- Natural things like sun, sea, rivers and air.

(3)**[5]****QUESTION 8**

It is when the goods bought are already in the possession of the purchaser.

[2]

QUESTION 9

- 9.1 No
They waste all their assets and needs a curator to manage their affairs.
- 9.2 No
They need assistance from a parent or guardian because they don't have contractual capacity.
- 9.3 No
They do not know what is going on and therefore they can't make sound decisions.
- 9.4 Yes
When you get married you automatically get contractual capacity.
- 9.5 Yes
As soon as you reach 21 you have full contractual capacity.

(5 × 2) [10]

QUESTION 10

- Lawful
- Contractual capacity
- Intention to contract
- Communication of the intent to contract
- Meeting of the minds

[5]

QUESTION 11

- Mistake concerning the nature of the agreement.
- Mistake concerning the subject matter.
- Mistake concerning the identity of the parties.
- Mistake concerning the quality of the subject matter.

(Any 2 × 1) (2)

TOTAL SECTION A: 50