TRƯỜNG ĐẠI HỌC VĂN LANG

**KHOA LUẬT**

**ĐỀ THI VÀ ĐÁP ÁN ĐỀ THI KẾT THÚC HỌC PHẦN**

**Học kỳ 3 , năm học 2021 - 2022**

Mã học phần: DTA0100

Tên học phần: Anh văn pháp l‎

Mã nhóm lớp học phần: 213.DTA0100\_01

Thời gian làm bài (phút/ngày): 75 phút

Hình thức thi: **Trắc nghiệm kết hợp tự luận**

**Cách thức nộp bài phần tự luận:**  SV gõ trực tiếp trên khung trả lời của hệ thống thi;

**PHẦN TRẮC NGHIỆM (6 ĐIỂM)**

**GRAMMAR AND VOCABULARY (6 ĐIỂM)**

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 Tort law

**B.** Criminal law

**C.** Taxation law

**D.** Tort law

ANSWER: A

.………………. comprises of advising clients and drafting contracts.

**A.** Non-contentious work

**B.** Contentious work

**C.** Non-contentious work

**D.** Paper work

ANSWER: A

Since you have failed to complete your liabilities under a contract, you have obviously………………the contract.

**A.** Breached

**B.** Assigned

**C.** Denied

**D.** Terminated

ANSWER: A

**QUESTION 5.**

Which area of law is related to the establishment and management of business entities?

**A.** Company law

**B.** Commercial law

**C.** Competition law

**D.** Comparative 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

…………. 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

Which area of law is related to the penalty of those who commit crimes?

**A.** Criminal law

**B.** Civil law

**C.** Taxation law

**D.** Labor law

ANSWER: A

Both parties are getting something that they've agreed to, usually something of value for something of value, which means:

**A.** Consideration

**B.** Acceptance

**C.** Offer

**D.** Legality

ANSWER: A

Who is responsible for monitoring the affair of business operation and making policies for the development of a corporation?

**A.** Board of Directors

**B.** Board of Managers

**C.** Association of shareholders

**D.** Association of stakeholders

ANSWER: A

…………..will cover regulation of law enforcement conduct during the investigation of crimes, with special emphasis on constitutional and statutory limitations.

**A.** Criminal procedure

**B.** Criminal procedure

**C.** Civil Procedure

**D.** Legal procedure

ANSWER: A

.………. covers the general principles of state law, including government authority and its distribution.

**A.** Constitution

**B.** Evidence

**C.** Civil Law

**D.** Labor Law

ANSWER: A

.…………..works on his or her own, has no partners and usually handles smaller cases, advises clients on corporate

**A.** A sole proprietor

**B.** A partner

**C.** A shareholder

**D.** A stakeholder

ANSWER: A

A contract ………. when one party makes ………that ………..by the other part

**A.** is formed/an offer/is accepted

**B.** formed/ an offer/accepted

**C.** forms/a counter-offer/accepts

**D.** formed/an acceptence/is approved

ANSWER: A

A party may want to transfer its rights under a contract to another party, called an …………………

A. assignment

B. transformation

C. contract

D. agreement

ANSWER: A

A court can ……..to the non-breaching party for damages and compenstation

**A.** award

**B.** confer

**C.** give

**D.** give

ANSWER: A

If a contract is broken, the injured party might be expected to demand what they gave returned to them. What is called under contract law?

**A.** Restitution

**B.** Redeem

**C.** Damages

**D.** Resolution

ANSWER: A

If a contract is broken, the injured party might be expected the other party to be forced to perform the contract. What is called under contract law?

**A.** Specific performance

**B.** Restitution

**C.** Damages

**D.** Redeem

ANSWER: A

A corporation can……………………property, …………………. its bank account, and……………………………..other persons.

**A.** Own/ open/ sue

**B.** Owe/ close/ violate

**C.** Owes/ open/ sue

**D.** Own/ open/ violate

ANSWER: A

What type of business have members, called as partners?

**A.** A partnership

**B.** **A.** sole proprietorship

**C.** A limited liability company

**D.** A corporation

ANSWER: A

**PHẦN TỰ LUẬN (4 ĐIỂM)**

**READING**

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 clini**C.** 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.

**Short question**

1. How long has a law student fulfil law degree programmes in the UK and the USA? (0.5 điểm)
2. Which following subject is required to develop skills of a law student in the UK? (0.5 điểm)
3. In case a student chooses to enrol in commercial law, where does he/she expect to work? (0.5 điểm)
4. What do the law clinics provide? (0.5 điểm)

Đáp án

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| --- | --- |
| Trả lời  | Điểm |
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| 1. Which following subject is required to develop skills of a law student in the UK?

Students are often required to take courses covering skills such as legal writing and legal research. | 0.5 |
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Student wishing to work in a large law practice will consider subjects such as company law, commercial law and litigation and arbitration. | 0.5 |
| 1. What do the law clinics provide?

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 |

**True/false**

1. Some law degree programmes offer courses in some of the important skills that lawyers need in order to do their work, such as legal writing or legal English. True or False? Explain (0.5 điểm)
2. **A.** course in family law is usually included among the core subjects at law schools in the UK. True or False? Explain (0.5 điểm)
3. A law student expects to work as a sole practictioner, they may choose company law and commercial law? True or False? Explain (0.5 điểm)
4. When law firms recruit a gradute, they only assess his/her work experience. True or False? Explain (0.5 điểm)

Đáp án

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| --- | --- |
| Trả lời  | Điểm |
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TRUE. Students are often required to take courses covering skills such as legal writing and legal research. | 0.5 |
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FALSE. 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. | 0.5 |
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FALSE. Students 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 | 0.5 |
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*Ngày biên soạn: 19/06/2022*

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

*Ngày kiểm duyệt: 20/06/2022*

**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.