

GUJARAT TECHNOLOGICAL UNIVERSITY
MBA – SEMESTER 3 – EXAMINATION – WINTER 2018**Subject Code: 3539244****Date: 12/12/2018****Subject Name: International Commercial Law (ICL)****Time: 10:30am To 01:30pm****Total Marks: 70****Instructions:**

1. Attempt all questions.
2. Make suitable assumptions wherever necessary.
3. Figures to the right indicate full marks.

- Q.1** Answer the following questions **14**
- a) Lex mercatoria
 - b) Purpose of the Contracts for the International Sale of Goods (Vienna, 1980) (CISG)
 - c) The Party Autonomy as a General Principle in the CISG
 - d) Objective of the Model Law on Electronic Commerce (MLEC)
 - e) What is Incoterms?
 - f) EXW – EXWORKS
 - g) FOB – FREE ON BOARD
- Q.2** a) Discuss the provisions of International Commercial Arbitration with seat in India on following points **07**
1. Referral to arbitration
 2. Interim reliefs
 3. Appointment of arbitrators
- b) Discuss the general provisions of UNIDROIT Principles on international Commercial Contracts with reference to **07**
1. Freedom of Contract
 2. Binding Character of Contract
 3. Good Faith and Fair Dealing
- OR**
- b) Discuss the various matters and legal clauses to be considered while entering into International contract. **07**
- Q.3** a) Write short note on Hague–Visby Rules for the international carriage of goods by sea. **07**
- b) Discuss the general provision of Rotterdam Rules for the International Carriage of Goods **07**
- OR**
- Q.3** a) Discuss purpose of principles of International Commercial Contracts, 1994 - UNIDROIT **07**
- b) List out points discussed and covered under Warsaw Convention 1929. **07**
- Q.4** a) Explain the following INCOTERMS **07**
1. CFR – COST & FREIGHT
 2. CIF – COST, INSURANCE & FREIGHT
 3. DAT – DELIVERED AT TERMINAL

b) Discuss the importance of Marine and Aviation Insurance in International Carriage of goods. **07**
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OR

Q.4 a) Discuss the general provision of Hamburg Rules for the International Carriage of Goods **07**

b) Discuss the Scope of application of The United Nations Conventions on the use of Electronic Communications in Electronic Contracts **07**

Q.5 Discuss the following provisions under International Commercial Contracts under CISG, 1980 **14**

- Obligations of the seller
- Obligations of the buyer
- Remedies for breach of contract

OR

Q.5 Elaborate Article 14-24 of United Nations Convention on Contracts for the International Sale of Goods Formation of the contract with reference to "Formation of Contract." **14**

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