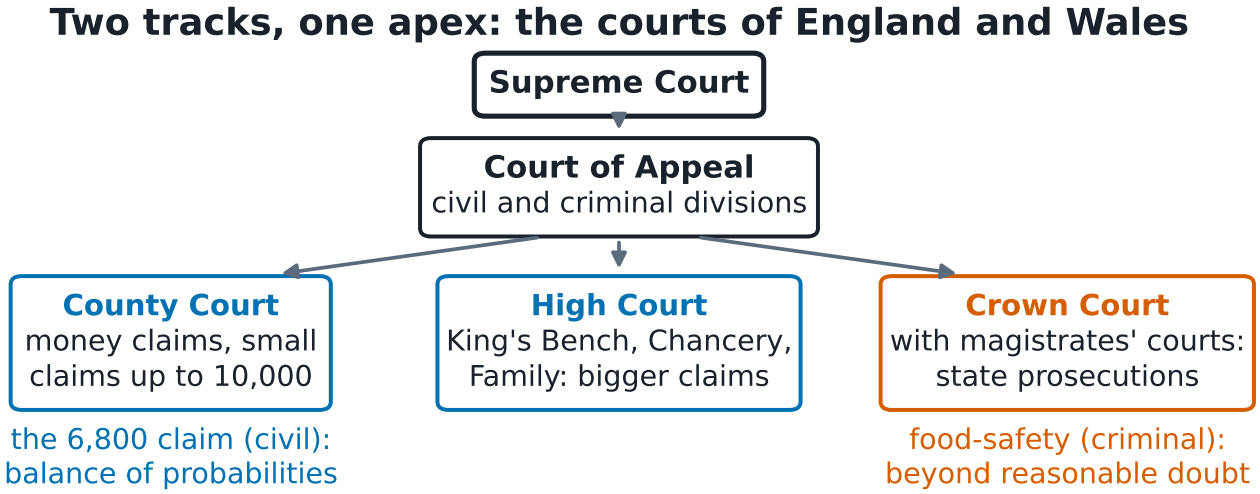
Exercise walk-through

11.1
Legal systems and jurisdiction

University Business

Legal systems and jurisdiction: which game, which court



Citations: [2015] UKSC 67 = year, court, judgment number; [1893] 1 QB 256 = volume, report series, page

> Civil on the balance of probabilities; criminal beyond reasonable doubt.

Business forms and liability: the wall and its toll

The form is a wall with a toll

	sole trader	partnership	LLP	Ltd
liability	**unlimited**	**joint, unlimited**	limited	limited
	the bad-bun claim →			Salomon [1897]
who pays tax	the trader	the partners	the members	the company
main filings	self-assessment	partnership return	accounts at CH	accounts + CS
capital rules	none	none	none	PLC 50,000

Ltd duties: CA 2006 s.172 promote success, s.174 care and skill; audit exemption while turnover stays at or under 10.2m

> Sole traders and partners are liable without limit; LLP and Ltd are not.

Check yourself

- The two standards and the small-claims line? (Balance of probabilities; beyond reasonable doubt; 10,000, or 1,000 for the injury in an injury claim.)
- The four boxes and the damages? (**Offer**, **acceptance**, **consideration**, intention; 800 + 2,100 = 2,900.)
- The redundancy arithmetic? (last 20 years: 29 weeks at the capped 700 = 20,300.)
- The three governance controls? (Challenge estimates; cash-cover dividends; re-baseline at the first warning.)

Exercises 2.1–2.2

2.1 A schedule: lost earnings 1,200, medical 300, injury 5,500. The total, and the usual track? [3]

2.2 Read each citation: court, year, and what the number means: [1968] 2 QB 497 and [2011] UKSC 41. [4]

Exercises 2.1–2.2

2.1 A schedule: lost earnings 1,200, medical 300, injury 5,500. The total, and the usual track? [3]

2.1

- $1{,}200 + 300 + 5{,}500 = 7{,}000$ pounds.
- Under 10,000: the small claims track, County Court.

2.2 Read each citation: court, year, and what the number means: [1968] 2 QB 497 and [2011] UKSC 41. [4]

2.2

)68 2 QB 497: Court of Appeal (civil), 1968, volume 2 of the reports, page 497.

)11 UKSC 41: the UK Supreme Court, 2011, judgment 41 of that year.

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Exercises 2.3·2.4

2.3 A simple contract is breached on 1 March 2020. By what date must a claim be issued? And if it were by deed? [3]

2.4 Which courts bind which: County Court, High Court, Court of Appeal, Supreme Court. [4]

Exercises 2.3·2.4

2.3 A simple contract is breached on 1 March 2020. By what date must a claim be issued? And if it were by deed? [3]

2.3

- Six years from breach: by 1 March 2026 (Limitation Act 1980 s.5).
- A deed gets twelve: by 1 March 2032.

2.4 Which courts bind which: County Court, High Court, Court of Appeal, Supreme Court. [4]

2.4

- The Supreme Court binds every court below; the Court of Appeal binds itself and courts below, narrowly.
- High Court decisions bind the County Court; like cases alike at every level.