#### How to Answer a Legal Problem Question Overview of FIVE Step Plan

#### WHAT YOU NEED:

- KEY FACTS
- RELEVANT ISSUES
- KEY LEGAL PRINCIPLES
- APPLICATION OF THE LAW TO THE FACTS
- TENTATIVE CONCLUSION

#### WHAT TO DO:

Identify KEY FACTS of the problemUnlike judges, when you answer a problem
or case study you do not need to summarise the facts of a problem. What you should
do is identify the key facts.

Identify RELEVANT ISSUE of the problem From the key facts, you should then be able to identify the relevant issues in the problem you are considering.

#### 3) Identify KEY LEGAL PRINCIPLES

Once you have worked out the issues, ask:

(a) does a statutory provision apply to the facts and, if so, does it provide a specific answer to the problem?

#### AND

(b) are there any cases which have dealt with a similar fact situation/legal issue to the one you are considering?

You should provide the name/section of any relevant legislation and the names of any relevant cases in your answer.

Note similarities to (follow) or differences from (distinguish) prior cases When reading a problem it is a good idea to jot down the names of cases that you have studied, where the facts/legal issues were similar, if not identical to the ones in the problem you are considering. Often the facts of a problem may be similar to but a little different to those in a decided case.

# **Example Problem Question Answer Company Law**

**Mike Ottley** 

#### **Example Problem Question Answer Company Law:**

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deals fully and comprehensively with the Consumer Rights Act 2015 **Company Law** Douglas Smith,2018-10-08 Company Law is essential reading for business and law students and for those studying for professional exams The theoretical concepts are explored and developed with the use of a variety of case examples to place the learning in context Comprehensive pedagogy with objectives review questions summaries discussion questions and a case study exercise to consolidate the learning in each chapter The accessible and concise treatment of the issues explored makes the learning easy to follow and more pertinent to the student needs particularly for those who are studying a one semester course Easy to read with a user friendly layout Company Law with the use of case studies and review questions leads the reader through the various stages involved with creating and managing a private company through to dissolution Building on the learning covered in the companion textbook Business Law this text is a user friendly and comprehensive introduction to all aspects of company law

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