

LAW ON SALES REVIEWER

- As a rule, this contract of sale involving a piece of land is void.
 - Between a minor and a capacitated person.
 - Between two insane persons who did not act during lucid interval
 - Between first degree cousins
 - Between husband and wife**
- X, 17 years old, sold to Z, of legal age, her necklace worth P20,000 for P 15,000. Later, Z sold the necklace to Y for P20,000. Which of the following statements is correct?
 - X has got a voidable title because at the time of sale, she is a minor
 - B. X can ask for rescission of the sale to Y because she suffered a lesion of more than of the value of the property.
 - C. If Y is in bad faith, Y becomes the owner of the necklace upon delivery to him but his title is voidable.**
 - D. X can ask for the annulment of the sale to Y because at the time of sale she is a minor.
- This serves as a proof of the perfection of the contract of sale
 - Dacion en pago
 - Option money
 - Delivery
 - D. Arras**
- A contract of sale is not a(an)
 - Onerous contract
 - B. Accessory contract**
 - Commutative contract
 - Bilateral contract
- Warranty against hidden defects is
 - An essential element
 - B. A natural element**
 - An accidental element
 - An artificial element
- When a sale of a piece of land or any interest therein is through an agent, the authority of the agent shall be in writing, otherwise the sale is
 - Valid
 - Voidable
 - Unenforceable
 - D. Void**
- The sale of an expected thing
 - Dacion en pago
 - Payment by cession
 - Emptio pro
 - D. Emptio rei speratae**
- The sale of the hope itself
 - Dacion en pago
 - Payment by cession
 - C. Emptio spei**
 - Emptio rei speratae
- One of the following is not correct
 - Things subject to a resolutive condition may be the object of the contract of sale.
 - B. A thing is generic when it is particularly designated or physically segregated from all others of the same class.**
 - Things having a potential existence may be the Object of the contract of sale.
 - The sole owner of a thing may sell an undivided interest therein
- X needs a size of 10 of model 101 of Leather Shoes regularly available to the public for her boyfriend Z, but the same is out of stock so she placed an order for one. On the other hand, Z placed an order for size No. 8, colored violet, (something not ordinarily made by the company) to be given to X. Which is correct?
 - Both are contracts of sale
 - Both are contracts for a piece of work.
 - C. First is a contract of sale second is a contract for a piece of work**
 - D. First is a contract for a piece of work, second is a contract of sale
- V offered to sell for P1 2,000,000 her house and lot to DD who was interested in buying the same. In her letter to DD, V stated that she is giving DD a period of one month within which to raise the amount and that as soon as DD is ready, they will sign the deed of sale. Five days before the expiration of the one-month period, V went to DD and told her that she is no longer willing to sell the property unless the price is increased to P1 5,000,000. Which is correct?
 - DD may compel V to accept the P 12,000,000 first offered,
 - V may DD to pay P15,000
 - V and DD should shoulder the P3,000,000 difference
 - D. DD cannot compel V to accept the P12,000,000 first offered**
- If the object of the contract is specially made or manufactured at the specific order of another, it is a contract for a piece of work. This is
 - English rule
 - B. Massachusetts rule**
 - New York rule
 - Chicago rule
- If the article already exists and subsequently acquired by another, it is a contract of sale, and if the article is still to be manufactured at the instance of another, it is a contract for a piece of work. This is
 - English rule
 - Massachusetts rule
 - C. New York rule**
 - Chicago rule
- If the material used in the manufacture of the article is more valuable, it is a contract of sale, and if the labor or skill is more valuable than the material used in the manufacture of the article, it is a contract for piece of work. This is
 - A. English rule**
 - Massachusetts rule
 - New York rule
 - Chicago rule
- The rule observed in the Philippines is
 - A. English rule**
 - Massachusetts rule
 - New York rule
 - Chicago rule
- The Realty Installment Buyer Protection Act applies to all transactions involving the sale or financing of real estate on installment but it excludes the following except:
 - Sale or financing of industrial lots
 - Sale or financing of commercial building
 - Sale to tenants under the Land Reform Code
 - D. Sale or residential condominiums**
- Delivery by merely pointing to the object of sale if it cannot be delivered to the vendee at the time of the sale is
 - A. Traditio longa manu**
 - Traditio brevi manu
 - Traditio constitutum possessorium
 - Traditio symbolica
- Effectuated when the object of sale is already in the possession of the vendee at the time of sale so that delivery need no longer be made is
 - Traditio longa manu
 - B. Traditio brevi manu**
 - Traditio constitutum possessorium
 - Traditio symbolica
- When the owner of the thing sells it to vendee, but continues to have possession or occupation of the thing not as owner but as tenant or lessee
 - Traditio longa manu
 - Traditio brevi manu
 - C. Traditio constitutum possessorium**
 - Traditio symbolica
- Goods are deemed in transit
 - When the buyer accepts delivery of the goods upon arrival at destination

Kia University Test Answers For Sales

Lucy Jones



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