

Lees bij de volgende tekst eerst de vraag voordat je de tekst zelf raadpleegt.

Tekst 10

CONTRACT

THIS AGREEMENT, made and entered into on April 1, 2009, by and between Seaford, the Seller, and Miller's, the Buyer:

1. The seller hereby undertakes to transfer and deliver to the buyer on November 30, 2009, the following described goods:

10,000 Nordman fir Christmas trees

2. The buyer hereby undertakes to accept the goods and pay for them in accordance with the terms of the contract.

3. It is agreed that identification shall not be deemed to have been made until both the buyer and the seller have agreed that the goods in question are to be appropriated to the performance of the contract with the buyer.

4. The buyer shall make payment for the goods at the time when and at the place where the goods are received by him.

5. The risk of loss from any casualty to the goods regardless of the cause thereof shall be on the seller until the goods have been accepted by the buyer.

6. The seller warrants that the goods are now free and at the time of delivery shall be free from any security interest or other lien or encumbrance.

7. The seller further warrants that at the time of signing this contract he neither knows nor has reason to know of the existence of any outstanding title or claim of title hostile to his rights in the goods.

8. The buyer shall have the right to examine the goods on arrival, and within three business days after such delivery he must give notice to the seller of any claim for damages on account of the condition, quality, or grade of the property, and must specify the basis of his claim in detail. The failure of the buyer to comply with these rules shall constitute irrevocable acceptance of the goods.

9. Executed in duplicate, one copy of which was delivered to and retained by the buyer, the day and year first above written.

/S/.....

/S/.....

Lees bij de volgende opgave eerst de vraag voordat je de tekst zelf raadpleegt.

Tekst 10 Contract

De koper constateert schade aan de in het contract beschreven goederen. Op vrijdag 4 december 2009 brengt de koper de verkoper op de hoogte van de geconstateerde schade.

- 1p **43** Kan de **verkoper** zich beroepen op de overeenkomst om niet tot vergoeding over te gaan?

Zo nee, antwoord "nee". Zo ja, noteer het nummer van het artikel uit de overeenkomst waarop je je antwoord baseert.