AMINODE TEGA GREAT

17/ENG05/006

MECHATRONICS ENGINEERING

ENG LAW

Q2. Describe two scenarios where force majuere clauses can be applicable to contract in your discipline.

ANSWER

Force majeure is a common clause in contracts that essentially frees both parties from liability or obligation when an extraordinary event or circumstance beyond the control of the parties, such as a war, strike, riot, crime, epidemic or an event described by the legal term act of God, prevents one or both parties from fulfilling their obligations under the contract.

Two Scenarios:

a. CORONA VIRUS PANDEMIC: This pandemic has impacted every aspect of global commerce. Most contracts contain a force majeure clause that relieves one or both sides of their obligations if they are unable to perform due to some massive and unforeseen event beyond their control and which may apply to failures to perform resulting from the pandemic.This then caused contracts offered to Mechatronic Engineers to be under a force majeure clause .

b. DISASTER DUE TO NATURE: Hurricanes, tornadoes, floods, earthquake,tsunamis, etc. cannot be avoided, so can lead to the application of majeure clause.