

Lack of intention to create legal obligation

1. Non-genuine representation

- Binding
- Not binding if the counterpart ought to have been aware that it was non-genuine

2. Null and void

- No need to rescind
- free from the limitation period affecting rescission

3. Wide (perhaps too wide) ranging application

- 92Da3670 (Busan Fish Market)
- 92Da41528 (Forced donation)