

# Korean Contract Law I

## 1. Formation of contract

- [Offer, Invitation to treat](#)
- [Acceptance](#)

## 2. Defects of consent

- [Incapacity](#)
- [Corporations](#)
- [Mistake](#) (Art. 109)
- [Deception](#) (Art. 110)
- Duress
- Illegality, *contra bonos mores* (Art 103)
- [Fundamental unfairness](#) (Art. 104)
- [Lack of intention to create legal obligation](#) (Art 107)
- [Sham transaction](#) (Art. 108)

## 3. Performance

- [Tender](#)
- [Power to receive performance](#)
- [Accord and satisfaction](#)
- Variation (Novatio)
- Set-off
- Deposit in court

## 4. Breach

- [Delay](#)
- [Defence of simultaneous performance](#)
- [Repudiation](#)
- Incomplete performance
- [‘Material’ breach](#)

## 5. Remedies

- [Enforcement of a claim](#)
- Cure of incomplete performance
- [Termination](#)
- [Damages](#)
- Contributory negligence, mitigation of damage
- Restitutionary awards
- [Action oblique, setting aside collusive dispositions, disgorgement order](#)

## 6. Limitation of claims

- Substantive limitation of rights
- Limitation of actions

## 7. Discharge by frustration

- Impossibility of performance
- Incidence of risk

## 8. [Agency](#)

- Agency created by law
- Agency created by agreement
- Ostensible authority
- Unauthorised acts of an 'agent'

## 9. Assignment

- [Assignment of a claim](#)
- [Undertaking contractual liabilities](#)

## 10. Third parties

## 11. Good faith

## 12. [Contract interpretation](#)