

Legal Profession Admission Board

March 2021

Succession

Examiner's comments

General observations

As in past examinations, most of the topics in the course were covered in the examination questions, although there was some element of choice as to which questions were selected. Nevertheless, familiarity with the majority of the course material and prescribed readings (as discussed in lectures and tutorials) was required to pass.

Many students performed strongly on 2 or 3 questions but comparatively poorly on 1 or 2 questions.

Overall, the exam results were reasonably good with some exceptional responses and a smaller number of very poor responses.

As the examination was a confidential examination, these comments cannot identify the specific issues in the questions.

Questions

The examination comprised 5 questions worth equal marks, with Candidates required to attempt 4 out of 5 questions.

Time management appeared to be an issue with many students including very brief responses to some questions and extensive responses to other questions.

Excellent responses summarized or made reference to the relevant law and cases, but did not use up time unduly with excessive summaries (for example, summarizing or re stating the facts of cases in more detail than was required, or listing or setting out legislation verbatim).

The knowledge and citation of relevant sections and authorities, in each response, was generally handled well.

Excellent responses were not necessarily overly long, but were succinct and focused attention on the key facts and issues invited to be considered by the facts of the particular questions.

Excellent responses referred to relevant case-law and either distinguished, or drew attention to factual similarities, between those cases and the facts of the problem questions. There were several questions in the exam where this was a critical feature of the upper range (17-20) of responses.