

Insolvency Summer 2020-2021

Examiner's Comments

General Observations

1. This examination paper was designed to achieve an assessment balance between key topics within Personal Insolvency and External Administration of companies. When considered in the light of the fact that the compulsory assignment focussed exclusively on Personal Insolvency, the opportunity was taken in the final examination to assess the area of External Administration of companies in more detail.
2. It was the expectation of the examiner that candidates would have an understanding of the key topics in the Subject Outline together with the cases and legislative provisions that were referred to in lectures. In answering the questions, candidates generally displayed a sound understanding of the principles applicable to insolvency and the practical application of those principles.
3. Fourteen candidates sat the Final Examination. Final marks for the examination component were in the range 44 to 60 marks (out of a total of 80).
4. When taken together with the Assessment Mark (out of 20) the final marks were spread as follows:
 - a. 4 candidates were awarded a Pass Distinction grade;
 - b. 8 candidates were awarded a Pass Merit grade;
 - c. 2 candidates who were awarded a Pass grade.
5. The final marks and grades were consistent generally with past examinations.
6. As the examination was a confidential examination, these comments cannot identify the specific issues in the questions.

Questions

The final examination contained 4 questions. Candidates were required to answer all of those questions.

Question 1 was a discussion-styled question dealing with the concept of solvency and its assessment. **Question 2** was a problem-styled question in two parts. Candidates were expected to apply the relevant statutory provisions and case analysis to the issues raised.

Question 3 was in four equal parts and involved an aspect of external administration of companies. **Question 4** was a two-part problem-styled question relating to significant and complex principles pertaining to external administration of companies.