Legal Profession Admission Board

October 2024

Law of Associations

Examiner's Comments

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General Observations:

All topics in the course, except *Insolvent Trading*, were covered in the examination questions. The topic *Insolvent Trading* was the focus of a compulsory assignment. There were 6 questions in the examination, of which students were required to answer 4. The questions were of equal value and there were no compulsory questions.

It was expected that students be fully conversant with the entire course having regard to all relevant legislation and case law covered in the course. Most students performed well in the examination. Overall the standard was very good.

Students who achieved the highest marks were those students who:

(a) Identified the legal principles involved in each question.

(b) Applied the facts to the principles of law and reached a conclusion in each question. Students must show that they can adequately apply the facts to the principles of law. Simply identifying the principles of law or simply identifying the facts in issue is not sufficient.

(c) Organised their answer in a logical manner. Although each student has their own individual approach to answering questions, to achieve a high mark it is important to identify in a logical manner the issues involved in answering the question and the legal principles involved in answering the question. Then the student MUST apply the facts to the legal principles and reach a conclusion on liability and, if relevant, the appropriate remedy.

(d) Adopted a style that helped the reader to follow the student's argument. For example students should consider using headings in their answer to allow the reader to follow the student's argument.

Final marks of those students who passed the examination were in the range 50%-87%. 25 students were awarded a Pass grade, 36 students were awarded a Pass Merit grade, 26 students were awarded a Pass Distinction grade. 5 students failed.

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