

PROFESSIONAL LEGAL STUDIES COURSE REGULATIONS 2004

AMENDMENT, NO. 1

ANALYSIS

1. Name and Commencement
2. Definitions
3. Assessment Appeals Committee
4. Re-admission Committee

1. Name and Commencement

- (1) These regulations may be cited as the Legal Professional Studies Course (Amendment, No.1) Regulations 2005.
- (2) These regulations shall come into force on the 18th day of April 2005.

2. Definitions

The principal regulations are amended in regulation 2 by deleting the terms and their definitions, “Assessment Review Committee” and “Re-Admission Committee”.

3. Assessment Appeals Committee

- (1) The principal regulations are amended in regulation 19 by adding a new regulation 19(1) as set out herein.

“(1) A committee known as the Assessment Appeals Committee shall be appointed by the Director as a standing committee for the purposes of hearing appeals pursuant to this regulation. The Committee shall comprise two Instructors and the Director (save that where the Director has acted as Instructor in relation to a relevant assessment, the Director shall appoint another person, who may be an Instructor, in his or her place).”

- (2) In Regulation 19(3), a new paragraph (c) shall be inserted as follows: ‘grant the trainee the opportunity to repeat the whole course’ and existing paragraph (c) shall be renumbered (d).

- (3) Regulation 19(4) is deleted.

- (4) The paragraphs of regulation 19 are renumbered accordingly.

- (5) The phrase ‘Assessment Review Committee’ is deleted wherever it appears in regulation 19, and substituted with the phrase ‘Assessment Appeals Committee’.

4. Re-admission Committee

The principal regulations are amended in regulation 20 as follows:

- (1) A new regulation 20(1) shall be inserted as set out below (and subsequent paragraphs renumbered accordingly):

“There shall be a Re-admission Committee appointed by the Council of Legal Education and constituted from time to time as necessary, which shall comprise-

- (a) two persons nominated by the New Zealand Law Society;
- (b) one person nominated by the New Zealand Law Students' Association Incorporated to represent students; and
- (c) one person nominated by the Chair of the Council of Legal Education”.

- (2) The existing Regulation 20(1) (renumbered regulation 20(2)) shall be replaced with the following:

“A trainee who is unsuccessful on an appeal to the Assessment Appeals Committee under regulation 19 may appeal to the Re-admission Committee.”

- (3) In regulation 20(3) (as renumbered) the words ‘a review’ shall be deleted and replaced with ‘an appeal’.

- (4) regulation 20(4) (as renumbered) shall be deleted in its entirety and replaced with:

“The Re-admission Committee, which may consider any of the relevant grounds set out in regulation 19(2) or any other ground raised by the trainee on appeal to the Re-admission Committee, may:

- (a) grant the trainee a further opportunity to complete one or more skills assessments ; or
- (b) change the grade of assessment to Merit or Competent or, in the case of Negotiation or Advocacy assessments, change the grade to a Pass ; or

- (c) grant the trainee the opportunity to repeat the whole course,
or
- (d) decline the application.”