

WORKSHOP 3 ANSWERS

1. *'Rights' of audience' means the right to appear and conduct proceedings on behalf of another in court.*
2. *A QC (Queen's Counsel) is a barrister OR solicitor with higher courts rights of audience who is appointed on merit after application to the status of QC which means recognition as a very competent lawyer.*
3. *The 'fusion debate' is the debate (now largely superceded by the reforms which have taken place in the legal profession) about whether or not the solicitors' and barristers' professions should be 'fused' or joined to become one profession.*
4. *'Conveying' property means arranging for the transfer of the legal title to property.*
5. *The two groups of legal professionals permitted to convey property for financial gain are solicitors and licensed conveyancers.*
6. *Yes, you need a university degree to become a barrister.*
7. *No, you do not need a university degree to become a solicitor, because a legal executive with five years' experience can become a solicitor (after doing the LPC) and you can become a legal executive by doing the legal executive exams over time whilst working, and you only need GCSEs to start training as a legal executive.*
8. *No, whilst a barrister needs a university degree, it can be in any subject whatsoever (but if not in law the would be barrister will need to do the one year CPE/GDL before joining law graduates on the BPTC).*
9. *A solicitor's primary professional duty is to the court.*
10. *The three legal professions in this country are solicitors, barristers and legal executives.*
11. *Pupillage is the final stage of training to work as a barrister; it usually lasts for one year. It is effectively an apprenticeship to one or more practising barristers.*
12. *The cab rank rule is the professional rule which obliges a barrister to accept any work in a field in which he practises and where he normally appears, at his normal rates, provided he is not already committed for the time in question.*
13. *Admission to the roll means admission to the roll of solicitors, following satisfactory completion of a training contract.*
14. *The professional body regulating the solicitors' profession is the Solicitors' Regulation Authority*
15. *The professional body regulating the barristers' profession is the Bar Council.*
16. *A solicitor with higher courts' rights of audience can appear on behalf of a client in the Supreme Court.*
17. *A conflict of interest occurs either where a solicitor's duty to act in the best interests of a client conflicts with his own personal interests, or a solicitor or his firm owes duties to act in the best interests of two or more clients in the same or related matters and either these duties conflict or there is a significant risk that they might conflict.*
18. *The ABS structure has been referred to as 'Tesco law' because it permits non-lawyers (such as Tesco!) to invest in law firms.*

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