



## **NOVA SCOTIA BARRISTERS' SOCIETY**

### **Policy regarding the LRA Qualification Assessment**

#### **Preamble**

The Society through Education & Credentials provides a qualification assessment for lawyers seeking to obtain authorization to work within the Land Registration system.

#### **Who can take the Qualification Assessment**

- 1.1** The following individuals are permitted to register for the LRA Qualification Assessment:
- (a) a lawyer who is a member of the Nova Scotia Barristers' Society;
  - (b) an articled clerk who is within two months of their anticipated call to the Bar; and
  - (c) any other individual with the permission of the Director, Education & Credentials.

#### **Administering the Qualification Assessment**

##### **1.2 Number of Registrants Required**

- 1.2.1** Sessions of the LRA Qualification Assessment must have a minimum of three registrants to be opened.
- 1.2.2** Registrants must pay the applicable registration fee prior to being registered in a session.
- 1.2.3** In the event of an insufficient number of registrants for a session, registrants will automatically be registered for the next session, unless they request otherwise.

##### **1.3 Formalities**

- 1.3.1** The Director, Education & Credentials shall set the format, restrictions, time allocation and any other requirements related to the content and administration of the LRA Qualification Assessment.
- 1.3.2** A course moderator will be available to the registrants, during the time the review materials are available, to answer questions related to the contents of the review materials.

##### **1.4 Requirement for the Qualification Assessment to be Invigilated**

- 1.4.1** Registrants completing the Qualification Assessment must arrange for an invigilator.

- 1.4.2** The invigilator must be a member of the Nova Scotia Barristers' Society or an individual approved by a member of the Nova Scotia Barristers' Society.
- 1.4.3** The invigilator shall complete and deliver the Qualification Assessment Administration Form in accordance with the instructions provided by the Director, Education & Credentials.
- 1.4.4** The invigilator shall comply with all requirements for the invigilation of the Qualification Assessment set out by the Director, Education & Credentials.
- 1.5 Unsuccessful Completion of the Qualification Assessment**
- 1.5.1** An individual who fails the LRA Qualification Assessment shall be permitted two attempts to rewrite and pass the Qualification Assessment.
- 1.5.2** Unsuccessful individuals shall receive a copy of the Land Registration (LRA) Competencies noting the areas in which they answered questions incorrectly.
- 1.5.3** An individual shall require permission of the Director, Education & Credentials, to write the LRA Qualification Assessment a fourth or subsequent time.
- 1.5.4** In order for the Director, Education & Credentials to consider the individual's request to write again, the individual must provide a plan to the Director, Education & Credentials that describes how the individual will upgrade their knowledge and improve their assessment-taking skills in preparation for the qualification assessment. Among possible options, the plan could include engaging a qualified tutor.
- 1.5.5** The Director, Education & Credentials will review the plan to assess if it provides the individual a reasonable opportunity to improve their skills and knowledge, and therefore, a reasonable opportunity to pass the assessment on the next attempt.
- 1.5.6** If the Director, Education & Credentials is satisfied with the plan, they may grant permission to the individual to rewrite a fourth or subsequent time.
- 1.5.7** The Director, Education & Credentials retains discretion to deny permission for a subsequent rewrite, if it is determined that it would not be in the public interest.

- 1.5.8** If the individual is refused permission to rewrite the assessment, the Director, Education & Credentials must provide the individual with a written decision with reasons and inform the individual of the internal review process.
- 1.5.9** An individual who is rewriting the LRA Qualification Assessment must pay the fee associated with rewriting.

*Approved by the Credentials Committee – February 23, 2017*  
*Revised by the Credentials Committee – July 22, 2021*