



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 articulated clerk who has passed the Bar Examination and is within two months of being admitted 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 five 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, who is a subject matter expert, 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*