

NORTHERN TERRITORY OF AUSTRALIA
LEGAL PROFESSION ADMISSION AMENDMENT RULES 2008

Subordinate Legislation No. 23 of 2008

TABLE OF PROVISIONS

1	Citation	2
2	Rules amended	2
3	Amendment of rule 10 (Affidavit and documents to accompany application)	2
4	Repeal and substitution of rule 16	2
	16 Knowledge of English language required	
5	Amendment of Schedule 3	3
6	Further amendments	4
Schedule	Further amendments of Legal Profession Admission Rules	



NORTHERN TERRITORY OF AUSTRALIA

Subordinate Legislation No. 23 of 2008*

Legal Profession Admission Amendment Rules 2008

We, the undersigned Judges of the Supreme Court of the Northern Territory of Australia, under section 43(1) of the *Legal Profession Act*, make the following rules.

Dated 30 May 2008

D. N. ANGEL J

D. MILDREN J

S. G. THOMAS J

T. J. RILEY J

Judges of the Supreme Court
of the Northern Territory of Australia

* Notified in the *Northern Territory Government Gazette* on 27 August 2008.

1 Citation

These Rules may be cited as the *Legal Profession Admission Amendment Rules 2008*.

2 Rules amended

These Rules amend the *Legal Profession Admission Rules*.

3 Amendment of rule 10 (Affidavit and documents to accompany application)

Rule 10(2)(b)(ii)

omit, substitute

- (ii) if, as part of a course approved under rule 5, the applicant has completed training in both trust and office accounting and ethics and professional responsibility – the areas of knowledge specified in Schedule 3 except the area of ethics and professional responsibility;

4 Repeal and substitution of rule 16

Rule 16

repeal, substitute

16 Knowledge of English language required

- (1) This rule applies to an overseas applicant whose first language is not English.
- (2) Subject to subrule (3), the overseas applicant must satisfy the Board that, within 2 years immediately preceding the date of the application for admission, the applicant:
 - (a) completed the IELTS Test; and
 - (b) obtained at least the specified score for each of the following components of the IELTS Test:
 - (i) 8.0 for writing;
 - (ii) 7.5 for speaking;
 - (iii) 7.0 for reading;
 - (iv) 7.0 for listening.

(3) The Board may exempt the applicant from the requirements of subrule (2) if the applicant satisfies the Board that:

(a) the applicant:

- (i) completed the IELTS Test and obtained the scores required by subrule (2)(b) earlier than 2 years immediately preceding the date of the application for admission; and
- (ii) since completing the IELTS Test, has continuously held a practising certificate and continuously been engaged in legal practice in a country where English is the native or first language; or

(b) the applicant:

- (i) has, in a country where English is the native or first language, undertaken both of the following:
 - (A) the final 2 years of secondary education;
 - (B) a tertiary academic course, taught in the English language, to obtain the academic qualifications on which the applicant relies for admission; and
- (ii) was resident in the country for the whole of the period of study undertaken in accordance with subparagraph (i).

(4) The applicant must meet the costs of completing an IELTS Test and providing the Board with evidence of compliance with this rule.

(5) In this rule:

IELTS Test means the International English Language Testing System Academic Module Test.

5 Amendment of Schedule 3

Schedule 3, area of knowledge "**PROFESSIONAL CONDUCT (including basic Trust Accounting)**"

omit, substitute

ETHICS AND PROFESSIONAL RESPONSIBILITY

Professional and personal conduct in respect of a legal practitioner's duty to:

(a) the law; and

-
- (b) the Courts; and
 - (c) clients, including a basic knowledge of the principles relating to the holding of money on trust; and
 - (d) fellow legal practitioners.

OR

Topics of such breadth and depth as to satisfy the following guidelines.

The topics should include knowledge of the various pertinent rules concerning a legal practitioner's duty to the law, the Courts, clients and fellow legal practitioners and a basic knowledge of the principles relating to the holding of money on trust.

6 Further amendments

The Schedule has effect.

**Schedule Further amendments of Legal Profession
Admission Rules**

rule 6

Provision	Amendment	
	omit	substitute
rule 4(2)	professional conduct or basic trust accounting	ethics and professional responsibility
rule 11(2)	section 31(2)	section 31
rule 18(2)(b)	indictable	
