

2012

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career
direction*

NZLPE
PREPARATION
COURSE



NEW ZEALAND LAW AND PRACTICE EXAMINATION
PREPARATION COURSE



The College of Law
Te Whare Kura Ture o Aotearoa

The College of Law New Zealand

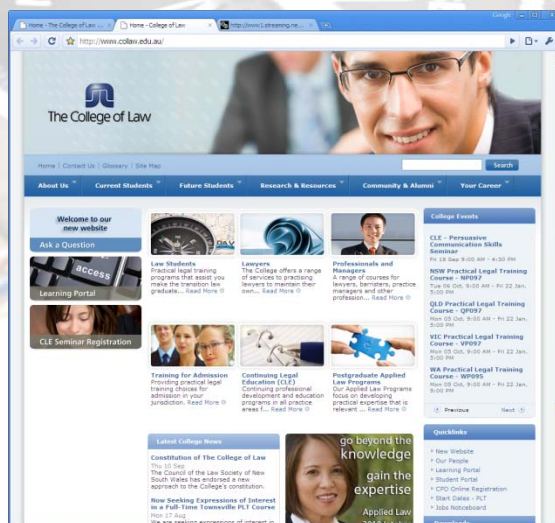
The College of Law New Zealand is part of an Australasian group of Colleges of Law that has been providing education and training for the legal profession since 1974. The group has Colleges of Law in New South Wales (1974), New Zealand (2004), Victoria (2005), Queensland (2005) and Western Australia (2006).

The College group is a charitable trust established by the Law Society of New South Wales for legal educational purposes. Its purpose is to meet both the pre-admission and post-admission education and training needs of the legal profession in Australia and New Zealand.

The College is part of the College of Law Alliance with the College of Law in England & Wales. The Colleges of Law in Australia, New Zealand and England & Wales are the largest providers of practical legal training in their respective countries and are two of the oldest and most respected in the common law world.

Our commitment

The College is committed to the student. We aim to provide you with an online course that will assist you to successfully prepare for the New Zealand Law and Practice Examination - the pathway to your career as a practising lawyer in New Zealand and (through the mutual recognition laws that apply) Australia.



Homepage of the College of Law website



The College of Law

The College of Law provides a wide range of pre-admission and post-admission education and training to the legal profession throughout Australia and New Zealand:

- Pre-admission practical legal training
- Continuing legal education
- Continuing professional development
- Post-graduate diplomas and masters degrees in applied law
- Courses to assist lawyers crossing borders

Discover how the College of Law can help you in your chosen career path as a lawyer in Australia and New Zealand by visiting the group website:

www.collaw.ac.nz



New Zealand Law and Practice Examination

The object of the New Zealand Law and Practice Examination (NZLPE), run by the New Zealand Council of Legal Education, is to allow the holder of an overseas university law degree of similar scope, duration and subject matter to a New Zealand Bachelor of Laws degree to learn and be tested on (in an independently moderated and assessed examination) the essential differences in the key areas between New Zealand law and the law of the similar jurisdiction from which he or she came.

The NZLPE comprises six Parts:

Part I – The New Zealand Legal System

Part II – Law of Contract

Part III – Criminal Law

Part IV – Property

Part V – Law of Torts

Part VI – Equity

The conduct of the NZLPE is governed by the Conduct of the New Zealand Law and Practice Examination Regulations 1996, which are available on the Council's website: www.nzcle.org.nz under [About Us](#).

The NZLPE Preparation Course

The NZLPE Preparation Course is an online course that has been designed to assist NZLPE candidates study the course prescription. It is a structured course that will provide you with online access to:

- A unit by unit study guide
- Quizzes that test your knowledge and understanding
- All relevant cases and statutes
- Update newsletters on all important new cases and legislation
- Online libraries of three New Zealand legal publishers:
 - LexisNexis (NZ) - including the College of Law Practice Papers, a "how-to" guide to legal practice in New Zealand
 - CCH New Zealand
 - Thomson Reuters (Brookers)
- All past NZLPE exam papers since July 2004
- Two tutor support options that are available at additional charge:
 - E-tutor support
 - Feedback on a practice exam

The New Zealand Council of Legal Education is an independent statutory body constituted under the Lawyers and Conveyancers Act 2006. Its Professional Examinations in Law Regulations 2008 prescribe the qualification and educational requirements for admission as a barrister and solicitor of the High Court of New Zealand. Regulation 8 applies to overseas law graduates and Regulation 9 applies to overseas lawyers.

Overseas law graduates and lawyers wishing to be admitted in New Zealand must first apply to the Council, which will decide what additional education and training is required.

The Council updates the NZLPE prescription annually and its Information Pack is published each year, in respect of the exams to be held in February and July of the following year. This pack is available from the Council and is on our website.



Course Structure and Content

The NZLPE Preparation Course content falls into six Parts, each with a number of units:

Part I: The New Zealand Legal System	Part II: Law of Contract
<p>Sources and Development of the Constitution Unit 1: Sources and Development of the Constitution</p> <p>Fundamental Principles of the Constitution Unit 2: The Rule of Law Unit 3: The Separation of Powers Unit 4: Parliamentary Sovereignty</p> <p>Treaty of Waitangi Unit 5: The Treaty of Waitangi</p> <p>Institutions of the State Unit 6: Parliament Unit 7: Courts Unit 8: Governor-General Unit 9: The Executive: Cabinet, Prime Minister and the Executive Council</p> <p>Protection of Rights Unit 10: Judicial Review Unit 11: Domestic Incorporation of International Law Unit 12: New Zealand Bill of Rights Unit 13: Officers of Parliament Unit 14: Official Information, Human Rights and Protected Disclosures</p> <p>Statutory Interpretation Unit 15: Statutory Interpretation</p>	<p>New Zealand Contract Law and the Common Law Unit 1: Introduction to Contract Law in New Zealand Unit 2: Contract Basics Unit 3: Additional Requirements for a Valid Contract</p> <p>Contracts Between Persons of Different States Unit 4: Contracts Between Persons of Different States</p> <p>Consumer Protection Unit 5: Consumer Guarantees Act 1993 Unit 6: Consumer Protection in Relation to Credit Unit 7: Misleading and Deceptive Representations (Fair Trading Act 1986) Unit 8: Protection of Third Parties (Contracts (Privity) Act 1982)</p> <p>Matters Affecting Contract Validity and Enforcement Unit 9: Invalid Contracts Unit 10: Mistake</p> <p>Contractual Remedies and Frustration of Contract Unit 11: Contractual Remedies and Frustration of Contract</p>
Part III: Criminal Law	Part IV: Property
<p>General Principles of Criminal Liability Unit 1: Introduction to Criminal Law in New Zealand</p> <p>Offences under the Crimes Act 1961 and other Acts Unit 2: Mens Rea and Fault Unit 3: Secondary and Inchoate Offences Unit 4: Offences Against the Person Unit 5: Offences Against the Rights of Property</p> <p>Other Enactments Unit 6: Other Enactment</p> <p>Defences Available to a Defendant Unit 7: General and Special Defences</p> <p>Criminal Trials Unit 8: Procedure Unit 9: Jurisdiction Unit 10: Appeals Unit 11 Sentencing</p>	<p>The New Zealand Land Transfer System Unit 1: The New Zealand Land Transfer System Unit 2: Indefeasibility and its Principal Exceptions Unit 3: Priorities Between Instruments and Caveats Unit 4: Mortgages Unit 5: Leases and Licences Unit 6: Easements and Covenants Unit 7: Encroachment and Landlocked Land</p> <p>Land Ownership and Use Unit 8: Co-ownership of Land Unit 9: Cross-leases and Unit Titles Unit 10: Maori Land Unit 11: Resource Management Act 1991</p> <p>Residential Tenancies Unit 12: Residential Tenancies Act 1986</p>

Course Structure and Content

Part V: Law of Torts

Accident Compensation for Personal Injury

- Unit 1: Accident Compensation Act 2001 (ACC)
- Unit 2: Relationship of ACC to Common Law
- Unit 3: Compensation
- Unit 4: Legislative Reform

Negligence

- Unit 5: General Approach to Negligence
- Unit 6: Negligent Misstatement and Economic Loss
- Unit 7: Government Liability in Building Cases
- Unit 8: Government Liability in Other cases

Defamation and Privacy

- Unit 9: Defamation Act 1992
- Unit 10: The Plaintiff's Case
- Unit 11: Defences of Truth and Honest Opinion
- Unit 12: Defence of Privilege
- Unit 13: Developments in Qualified Privilege
- Unit 11: Privacy

Part VI: Equity

Equity Law in New Zealand

- Unit 1: Introduction to Equity Law in New Zealand

Trusts

- Unit 2: Express Trusts
- Unit 3: Resulting Trusts
- Unit 4: Constructive Trusts
- Unit 5: Charitable Trusts
- Unit 6: Maori Trusts
- Unit 7: Trustees Powers and Duties

Fiduciary Obligations

- Unit 8: Fiduciary Obligations

Equitable Remedies

- Unit 9: Equitable Remedies

Succession Law

- Unit 10: Succession Law

Note: The above outline of course structure and content is subject to change.



The College of Law, Level 8, College of Law Centre, 3 City Road, Auckland, New Zealand (opposite The Langham Hotel)

Tutor Support

The NZLPE Preparation Course is designed to assist candidates prepare for the examinations on a self-study basis. It is important to note that the basic online course does not provide any tutor support in relation to your understanding of the course materials.

Students who require access to tutor support may do so by choosing either or both of our two tutor support options:

E-tutor

Students choosing the e-tutor support option can ask questions via email and a College of Law tutor will respond, via email, or by phone, depending upon the circumstances.

Preparation exam

Students choosing the preparation exam option will answer the questions of a previous NZLPE examination paper and a College of Law tutor will provide feedback on your answers.

Study online at your own pace wherever you are and whenever it suits.



Tutor Support

Tutor support is available through two options:

E-tutor option

A College of Law tutor will answer your email questions.

Preparation exam option

A College of Law tutor will provide feedback on your answers to a previous NZLPE exam paper.

If you choose to commence study without tutor support, you can later add, at any time, either or both of the above tutor support options.



Course Options

In addition to the basic online course, you can choose from two tutor support options to assist your preparation for the New Zealand Law and Practice Examination. The course fees below apply in respect of each Part of the six-Part New Zealand Law and Practice Examination:

Course option	What it includes	Course fee*
Online course Part I Part II Part III Part IV Part V Part VI	<ul style="list-style-type: none"> + Access to an online course for one semester. + Transfer (at no cost) to another semester in the event of not successfully completing the relevant examination, due to deferral, non-registration, withdrawal, not sitting or not passing. + Further transfer (at the cost of a \$200 transfer fee) to another semester in the event of again not successfully completing the relevant examination due to deferral, non-registration, withdrawal, not sitting, or not passing. 	\$805 per course
Preparation exam	+ Feedback from a course tutor on your answers to a previous exam paper. The fee is per exam paper.	\$230 per exam
Course tutor	+ Access to the course e-tutor for one semester. The fee is per course.	\$460 per course

* Course fee notes

Goods and Services Tax (GST): All fees include 15% GST.

Government loans and allowances not available: The New Zealand Government's StudyLink student loans and allowances scheme is not available for this course.

Semesters

Semester 1	1 January – 30 June (for July examinations) Course duration: 1 calendar month Access to College Learning Portal continues until 1 August
Semester 2	1 July – 30 December (for February examinations) Course duration: 1 calendar month Access to College Learning Portal continues until 1 March
Notes:	The NZCLE revises its NZLPE prescription annually, following the July examinations, for its exams in the following year. College NZLPE Preparation Course materials are updated following each revision of the NZLPE prescription.

How long will it take?

The course does not have a prescribed timetable. You will determine your own study pace, according to your circumstances - and according to how many exams you have chosen to sit and when you will sit them (February or July).

It may be better to pace your work, e.g. by doing one unit a week. If you do this, you will need to allow 10-15 weeks, depending on the number of units in a Part.

If you devote yourself full-time, you should allow at least two weeks of intensive study for each Part.

You should also consider how many exams you should attempt. It may be better to spread your exams over both February and July, or over more than one year.

The course has two semesters each year, which are linked to the scheduling of the NZLPE exams.



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