

**City University of Hong Kong
Course Syllabus**

**offered by School of Law
with effect from Semester A 2017/2018**

Part I Course Overview

Course Title: Bar Course

Course Code: PLE5020

Course Duration: Semester B (7 weeks – estimated)

Credit Units: 2

Level: P

Medium of Instruction: English

Medium of Assessment: English

Prerequisites:
(Course Code and Title) Nil

Precursors:
(Course Code and Title) Nil

Equivalent Courses:
(Course Code and Title) Nil

Exclusive Courses:
(Course Code and Title) Nil

Part II Course Details

1. Abstract

This course aims to build on instruction delivered in the compulsory courses in the PCLL so that, on completion of the Program, students who have taken this Elective will have the knowledge and skills to complete a range of services that would be undertaken by a pupil barrister in Hong Kong. Essentially, it provides tuition in those of the appropriate benchmarks specified by the Hong Kong Bar Association which have not been covered in the compulsory courses.

2. Course Intended Learning Outcomes (CILOs)

(CILOs state what the student is expected to be able to do at the end of the course according to a given standard of performance.)

No.	CILOs	Weighting (if applicable)	Discovery-enriched curriculum related learning outcomes (please tick where appropriate)		
			A1	A2	A3
1.	Draft court documents		✓	✓	✓
2.	Comply with court rules in relation to drafting of court documents		✓	✓	
3.	Draft barrister's opinions		✓	✓	✓
4.	Conference with an expert witness in preparation for a trial		✓	✓	
5.	Question expert witnesses in a civil or criminal trial with an understanding of the ethical issues.		✓	✓	
6.	Question an expert witness in a civil or criminal trial with an understanding of the evidentiary rules and issues.		✓	✓	
7.	Conduct an examination-in-chief of an expert witness in a trial in accordance with court etiquette, procedure and protocol		✓	✓	✓
8.	Conduct a cross-examination of an expert witness in a trial in accordance with court etiquette, procedure and protocol		✓	✓	✓
9.	Observe court etiquette, procedure and protocol in a civil and/or criminal matter		✓	✓	
10.	Use of interpreters in the court process.		✓	✓	
		100%			

A1: Attitude

Develop an attitude of discovery/innovation/creativity, as demonstrated by students possessing a strong sense of curiosity, asking questions actively, challenging assumptions or engaging in inquiry together with teachers.

A2: Ability

Develop the ability/skill needed to discover/innovate/create, as demonstrated by students possessing critical thinking skills to assess ideas, acquiring research skills, synthesizing knowledge across disciplines or applying academic knowledge to self-life problems.

A3: Accomplishments

Demonstrate accomplishment of discovery/innovation/creativity through producing /constructing creative works/new artefacts, effective solutions to real-life problems or new processes.

3. Teaching and Learning Activities (TLAs)

(TLAs designed to facilitate students' achievement of the CILOs.)

TLA	Brief Description	CILO No.										Hours/week (if applicable)	
		1	2	3	4	5	6	7	8	9	10		
1	Students will receive instruction on how to draft these documents in large group sessions. They will then draft these documents and receive feedback in small group sessions and/or written comments on their submissions.	✓		✓									
2	Students will receive instruction in large group sessions.		✓										
3	Students will receive instruction on how to conference with a witness in a large group session. They will have a conference with an expert witness and receive feedback in a small group session.				✓								
4	Students are required to attend a seminar on legal professional ethics in a civil and criminal trial in relation to calling and questioning witnesses during lunch time for the High Court Visit.					✓							
5	Students will receive instruction on evidentiary matters concerning questioning of an expert witness in a civil and criminal trial in two large group sessions. They will then participate in a two interactive workshops to practice these skills in these same large group sessions.						✓						
6	Students will receive instruction on how to conduct examination-in-chief of an expert witness in a large group session. They will prepare questions in relation to the examination-in-chief of an expert witness and receive feedback on those questions in a small group session.							✓					

7	Students will receive instruction on how to conduct a cross-examination of an expert witness in a large group session. They will prepare questions in relation to the a cross-examination of an expert witness and receive feedback on those questions in a small group session											✓			
8	Students are required to attend: (1) a supervised High Court; (2) a supervised Magistrates Court visit; as well as (3) an unsupervised District Court visit.												✓		
9	Students are required to attend a seminar on use of interpreters during lunch time of the Magistrates Court Visit.													✓	

4. Assessment Tasks/Activities (ATs)

(ATs are designed to assess how well the students achieve the CILOs.)

Assessment Tasks/Activities	CILO No.										Weighting	Remarks	
	1	2	3	4	5	6	7	8	9	10			
Continuous Assessment: 50%													
Examination-in-chief or cross-examination of an expert in a civil matter				✓	✓	✓	✓	✓				25%	
Examination-in-chief or cross-examination of an expert in a criminal matter				✓	✓	✓	✓	✓				25%	
Students will attend:-a supervised High Court visit. They will also fill out a questionnaire and be orally examined on what they have completed in their questionnaire and the types of matters they should have learnt about in such a visit.										✓		Nil	
Students will attend a supervised Magistrates Court visit. They will also fill out a questionnaire and be orally examined on what they have completed in their questionnaire and the types of matters they should have learnt about in such a visit.										✓	✓	Nil	

Students will attend an unsupervised District Court visit. They will also fill out a questionnaire and be orally examined on what they have completed in their questionnaire and the types of matters they should have learnt about in such a visit.										✓		Nil	
Examination: 50% (duration: 4 hour)													
4 hour examination on drafting a court document and barrister's opinion	✓	✓	✓									50%	
												100%	

5. Assessment Rubrics

(Grading of student achievements is based on student performance in assessment tasks/activities with the following rubrics.)

Assessment Task	Criterion	Excellent (A+, A, A-)	Good (B+, B, B-)	Fair (C+, C, C-*)	Marginal (D*)	Failure (F)
1. A 4 hour examination on drafting a court document and a barrister's opinion	To pass this course students must obtain an aggregate mark of 50%. Students do not need to obtain a minimum of 50% on each of the exams.	The work meets the client's needs in all respects, evidenced by – <ul style="list-style-type: none"> • a superior grasp of the issues and subject matter • good organization • a capacity to analyze and synthesize • possession of an extensive knowledge base • a superior use of lawyers skills 	The work meets the client's needs in most respects, evidenced by – <ul style="list-style-type: none"> • a strong grasp of the issues and subject matter • some critical and analytical ability • an understanding of the applicable law and procedures • a good use of lawyer skills 	The work meets the client's main needs, evidenced by – <ul style="list-style-type: none"> • an adequate grasp of the issues and subject matter • an ability to develop solutions to the client's problems • a basic use of lawyer skills 		The work does not meet the client's needs, evidenced by little or an insufficient – <ul style="list-style-type: none"> • grasp of the issues and subject matter • critical and analytical ability • understanding of the applicable law and procedures
2. Examination-in-chief or cross-examination of an expert in a civil matter						
3. Examination-in-chief or cross-examination of an expert in a criminal matter						

* Note: The University's grades C- and D are not used in the PCLL.

Part III Other Information (more details can be provided separately in the teaching plan)

1. Keyword Syllabus

(An indication of the key topics of the course.)

- Court documents
- Barrister's Opinions
- Court rules
- Conferencing with expert witnesses
- Examination-in-Chief and Cross-Examination of expert witnesses
- Evidence, protocol and procedure
- Court visits
- Interpreters

2. Reading List

2.1 Compulsory Readings

(Compulsory readings can include books, book chapters, or journal/magazine articles. There are also collections of e-books, e-journals available from the CityU Library.)

Bar Course Desk Book

2.2 Additional Readings

(Additional references for students to learn to expand their knowledge about the subject.)

Freckelton, Ian R and H Selby. *Expert evidence: law, practice, procedure and advocacy*, 4th Edition, Thomson, 2009

Simon N.M Young, *Hong Kong Evidence Casebook*, (2004) Thomson, Sweet and Maxwell, Asia

David Ross QC, *Advocacy*, 2nd Edition, (2007) Cambridge University Press, Australia

Michael Wilkinson, Vandana Rajwani, Raymond Pierce, *Advocacy and the Litigation Process in Hong Kong*, (2007) Lexis Nexis

Erica Beecher-Monas, *Evaluating Scientific Evidence. An interdisciplinary Framework for Intellectual Due Process*, (2007) Cambridge University Press