

**HONG KONG BAR ASSOCIATION'S
NOTE ON LEGAL EDUCATION**

This paper is in response to the request from the LegCo Panel on Administration of Justice and Legal Services to consider a number of issues on the subject of "Legal Education". In the time available, it has simply not been possible to do proper justice to the topic and what follows must of necessity be very limited.

We would point out that the topics to be covered appear to duplicate matters already being considered by the Chief Executive's Advisory Committee on Legal Education (ACLE).

The Hong Kong Bar Association has long been studying the need for further and continuing education of pupils and young barristers after their qualification. To this end, last year the Bar Council appointed a full time Director of Advanced Legal Education and during the past year the Council has embarked on an intensive programme of further and continuing education for pupils and young barristers. We attach herewith as Annexure A a summary of topics thus far covered and Annexure B is a plan for future events from April to July 1999.

The Director of Advanced Legal Education is presently in the process of preparing a paper for the evaluation by the Bar Council of the programme thus far with a view to considering whether to make the lectures, workshops etc compulsory for pupils and the possibility of an exit examination at the end of pupillage.

For the Panel's consideration, I annex marked C a summary of new admissions to the Bar over the past five years.

The question of the entry requirements and curricula for students is not something that the Bar Council considers it should comment upon in the limited time available. Insofar as the Government's recruitment of legal professionals is concerned we are not aware of any difficulties in this regard. Press reports to the contrary, appear to have been inaccurate.

12th April, 1999.

ANNEXURE A

SUMMARY OF ATTENDANCES AT ALE PROGRAMMES FROM NOVEMBER 1998 TO MARCH 1999

[12 April 1999]

NO.	DATE/TIME	EVENT	SPEAKERS/GROUP LEADERS	ATTENDANCE	REMARKS
1	13th November 1998 Friday 5:15 p.m. – 8:00 p.m.	Talk on Recent Development in the law relating to Title Requisitions (Conveyancing and Property law)	Mr. Edward Chan, S.C. Mr. Horace Wong	90 (pupils: 15)	A Pupils and Young Barristers' Programme
2	21st November 1998 Saturday 10:00 a.m. – 12:00 noon	Session on Legal Research Skill and use of High Court Library	Mr. Yan-Lung Wong Mr. Godfrey Lam	36 (pupils: 22)	A Pupils and Young Barristers' Programme
3	28th November 1998 Saturday 10:00 a.m. – 12:00 noon	Talk on Equal Opportunities Legislation	Miss Alexandra Papadopoulos (Legal adviser to E.O.C.) Prof. Johannes Chan (University of Hong Kong)	20	A General ALE Programme
4	5th December 1998 Saturday 9:30 a.m. - 5:00 p.m.	Non-trial matters in criminal cases Workshop (i) Application for bail (ii) Mitigation	Mr. Louis Tong (Chief Magistrate) Mr. G. Tallentire (Principal Magistrate) Mr. Clive Grossman, S.C. Mr. Andrew Macrae Mr. Man-Kit Wong Mr. Alexander King	45 (pupils: 20)	A Pupils and Young Barristers' Programme

5	11th December 1998 Friday 5:30 p.m. - 7:00 p.m.	Talk on Appellate Advocacy - How to win cases in the Court of Appeal	The Hon. Lord Hoffmann, NPJ, CFA	about 100	A General ALE Programme
6	16th December 1998 Wednesday 5:30 p.m. - 7:30 p.m.	Drafting of Pleadings Workshop	Miss Audrey Eu, S.C. Mr. Alan Leong, S.C. Miss Susan Kwan Mr. Benjamin Chain Miss Josephine Pinto Mr. Yan-Lung Wong	75 (pupils: 33)	A Pupils and Young Barristers' Programme
7	9th January 1999 Saturday 10:00 a.m. - 1:00 p.m.	Seminar on Bilingualism in the Law and use of Chinese in Court	Mr. Alan Leong, S.C. Mr. C.K. Chan (Senior Chinese Language Officer, Department of Justice)	42 (pupils: 18)	A General ALE Programme
8	23rd January 1999 Saturday 10:00 a.m. - 1:00 p.m.	Application for Judicial Review Workshop	Mr. Philip Dykes, S.C. Mr. Johannes Chan Mr. S.H. Kwok Mr. Paul Harris Mr. Phillip Ross	53 [including 4 Gov't Counsel] (pupils: 18)	A General ALE Programme
9	6th February 1999 Saturday 10:00 a.m. - 1:00 p.m.	Personal Injury Litigation Workshop	Mr. Michael Ozorio, S.C. Mr. Ruy Barretto Mr. Anthony K.K. Chan Mr. Andrew S.Y. Li Mr. Ashok Sakhrani Miss Christina W.W. Lee Mr. Charles T.C. Wong	69 [including 5 Gov't Counsel] (pupils: 32)	A Pupils and Young Barristers' Programme

10	8th February 1999 Monday 5:30 p.m. - 7:00 p.m.	Talk on Personal Injury Litigation	Mr. Justice Seagroatt	100 (pupils: 28)	A General ALE Programme
11	27th February 1999 Saturday 9:00 a.m. - 1:00 p.m.	Interlocutory Application Workshop: Setting aside judgment	Registrar Chu Deputy Judge Chung Mr. Mohan Bharwaney Miss Susan Kwan Mr. Johnson Lam Mr. Ambrose Ho	30 [and 10 observers] (pupils: 13)	A Pupils and Young Barristers' Programme
12	4th March 1999 Thursday 5:30 p.m. - 7:00 p.m.	Talk on Basic Principles of Compensation for Land Resumption	Mr. Malcolm Spence, QC	60 (pupils: 16)	A General ALE Programme
13	12th March 1999 Friday 5:30 p.m. - 7:30 p.m.	Talk on the CFA's Rulings in the Right of Abode Cases	Mr. Denis Chang, SC	115 (pupils: 17)	A General ALE Programme
14	30th March 1999 Tuesday 5:30 p.m. - 7:00 p.m.	Talk on the Practice and Procedure in Court Winding Up Proceedings	Mr. Winston Poon, SC	85 (pupils: 25)	A Pupils and Young Barristers' Programme

Note:

- (1) Total number of attendance at the above 14 ALE programmes is about 900. The average number of attendance at each programme is about 64.
- (2) Total number of group leaders/speakers involved in the above 14 programmes is 43, 9 of whom are guests from the Judiciary, Department of Justice etc. The average number of our members involved as group leaders/speakers in each programme is 2.4.
- (3) Frequency of programmes:2.8 per month.

Total:

- 7 P & YB Programme
- 7 General ALE Programme

PLAN FOR ALE EVENTS-FROM APRIL TO JULY 1999**(updated on 12/4/99)**

DATE	SPEAKER(S)	PROPOSED TOPIC	Gen(ALE)* / P & YB**
17 April	Jacqueline Leong, SC Alice Mok, SC Corinne Remedios Lisa Remedios Monica Chow David Pilbrow Anita Yip	Matrimonial Litigation Workshop	P & YB
24 April	Miss Margaret Ng, member of the Legislative Council	An LegCo Update	Gen (ALE)
15 May	Phil Dykes, SC	Talk on review of major developments in Judicial Review	Gen (ALE)
29 May	Cheng Huan, SC Lawrence Lok, SC Richard Wong Tim Casewell (Acting Principal Magistrate) Kevin Browne (Magistrate) (proposed)	Trial in Magistracy Workshop	P & YB
19 June	Gladys Li, SC Clifford Smith Barrie Barlow Peter Graham Joseph Fok Jat Sew Tong (proposed)	Drafting of Affirmation Workshop	P & YB
end of June	Mr. Justice Yeung or Mr. Justice Pang (proposed)	Talk on Use of Chinese in Court	Gen (ALE)
10 July	Andrew Liao, SC John Yan Anthony K.K. Chan Johnny Mok Russell Coleman (proposed)	Mareva Injunction and Anton Piller Order Workshop	P & YB

24 July	Mr. Miles Jackson-Lipkin Geoffrey Ma, SC Gary Plowman, SC Michael Lunn, SC Andrew Macrae (proposed)	Seminar on Ethics and Professional Conduct	Gen (ALE)
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*Gen (ALE) - A General (ALE) Programme

**P & YB - A Pupils and Young Barristers' Programme

ANNEXURE C

Year	Admission	Serving/Served Pupillage¹	Entered Private Practice²
1994	90	67	11
1995	91	46	54
1996	92	39	11
1997	92	41	32
1998	85	43	27

1. Figures showing pupils admitted in the year, excluding those admitted in previous year.
2. To be read disjunctively from the admissions during the year. Figures are based on the actual increase of membership in that year.