

香港中文大學

法律學院

法律

School of Law  
The Chinese University of Hong Kong

# 法律

The Chinese Characters "法律" were handwritten for the School of Law by Emeritus Professor Ambrose King, former Vice-Chancellor of The Chinese University of Hong Kong.

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## Introduction to the School of Law

The School of Law was established in 2005 and is the newest addition to the diverse and cherished academic and cultural traditions of The Chinese University of Hong Kong. The School of Law is uniquely positioned to be a centre of excellence, reflecting Hong Kong's Chinese heritage and its common law tradition by training lawyers who appreciate how the common law and Chinese culture fit into the modern world. Our students will work in a variety of legal contexts and develop a broad perspective through experiencing different traditions of law in Hong Kong, China, the Asia-Pacific Region, and the wider global environment. Students will be equipped with a rigorous intellectual and ethical education to enable them to take leadership roles in government, business, finance, and public interest organizations.

Hong Kong's legal system is common law in a Chinese context, and the School of Law encourages both students and teachers to develop the values of scholarship, critical thinking, collegiality, dedication, and public service enshrined in the

culture of our University. The School of Law places great emphasis on the importance of the traditions of The Chinese University of Hong Kong with its unique College system and its focus on general education. Our Law School students, like all students in the University, are encouraged to develop a personal mission so they can play their part as leaders who contribute to the development of their chosen field, in this case, the law, and the legal profession and the wider community.

Since globalization is no longer just a theory but a reality, we will equip students to adapt to the changing circumstances of Hong Kong, China, and the international legal environment and to look behind the rules of law to the underlying values, purposes, and policies of the law. With the School of Law's emphasis on independent research and active, engaged learning, students will develop their intellectual and professional skills and reach their full potential in this community of scholars, students, and teachers.



# A Message from Professor Lawrence J LAU

## Vice-Chancellor

### The Chinese University of Hong Kong

As Vice-Chancellor of this university I invite you to become a Founding Student Member of the new School of Law at The Chinese University of Hong Kong.

I invite you to join us to develop your personal strengths, to serve in the interests of justice which is a tradition of this university, and to become the best of the best.

As our law student, you will receive a general and professional education in a bi-lingual and bi-cultural setting. You will have the opportunity to benefit from our strengths in the field of business administration, economics, finance, engineering, and environment studies through access to many cross-disciplinary joint course offerings. As our new law graduate, you will have a sense of commitment to the community, an ethical understanding of the role of law in society, and a broad perspective of Western and Chinese legal cultures. You will then be able to make your own significant contribution to the rule of law, to legal scholarship, and to the wider community at large.

The birth of our new School of Law is an important milestone in legal education in Hong Kong. Come and join us as a Founding Student Member of the School of Law in September 2006, and together we shall build a new kind of law school in Hong Kong.



*Professor Lawrence J LAU*

A stylized, handwritten signature in black ink, consisting of several fluid, connected strokes.

# A Message from the Executive Committee of the School of Law

Dr the Honourable Sir Ti Liang YANG, GBM, JP, Chairman  
Dr Anthony NEOH, SC, JP, Vice-Chairman  
Professor LIU Pak Wai, SBS, Member



Dr the Honourable  
Sir Ti Liang YANG,  
GBM, JP



Dr Anthony NEOH,  
SC, JP



Professor  
LIU Pak Wai, SBS

It is with the greatest of pleasure that the Executive Committee welcomes you to our new School of Law.

At the School of Law of The Chinese University of Hong Kong we want, above all, to offer education which expands the vision of law students and to nurture the development of their talents and all-round understanding of the needs of Hong Kong society.

We recognize that law and the pursuit of justice, being grounded in principles which seek to regulate human interaction in an ever changing society, is inevitably imperfect. It is impossible to formulate all the general rules that will arise in every circumstance and human beings cannot anticipate the infinite complexities of the future. If law, according to our Chinese and Western traditions is inherently imperfect, where can we find the fulfilment of the ideal of justice and where are the principles on which we can build the future of Hong Kong law and society?

Every legal system seeks to resolve conflicts through rational thought and procedural processes which are perceived by the communities they serve as principled and just. Principled, because the legal system must be sufficiently predictable as a guide for all and principles not bare rules support legal systems. Just, for the obvious reason that no system which is not regarded as just will last. We believe that the strong bi-lingual policies and general education traditions of The Chinese University of Hong Kong, steeped in the continuum of values in Hong Kong society and in Chinese culture, provide the best foundation for the training of legal talent. Our law students will be given every opportunity to benefit from the University's academic diversity, general education and bilingual policies and it is our intention to allow our students to be lawyers, equipped with the requisite professional and linguistic skills, and learned in the rules and processes of the law. They will also be equipped with wider philosophical skills which will help them develop their personal mission and their own continuing education for life, so that they can become future leaders of their chosen field and our community.

We encourage you to share this vision with us.



## A Message from Professor Mike McCONVILLE Director, School of Law

We are Hong Kong's newest, most enterprising and dynamic School of Law. We offer you the opportunity to join a co-operative and innovative community dedicated to teaching, research, and international exchange in order to bring the best of China to the world and the best of the world to China.

We are confident that, together, staff and students will make a significant contribution not only to Hong Kong's legal system, its institutions, and its wider community, but also to the maintenance of the rule of law and the defence and protection of the rights of individuals.

Ours is a Law School designed to get the best from you to enable you to give of your best to Hong Kong. We will provide a challenging and supportive environment that will meet the aspirations of you and your family and help you transform your dreams into reality.

We welcome you to a community of scholars – students and teachers – dedicated to excellence in all that it does. You will find the School to be a genuinely co-operative enterprise in which you will develop the professional skills and values suited to a rapidly changing global environment.

We hope you will join our new School of Law in this major endeavour.



*Professor Mike McCONVILLE*

A handwritten signature in black ink that reads "Mike McConville". The signature is fluid and cursive.



## Our Support Network

The School of Law will look to an array of donors, friends, and world renowned legal personalities to contribute to and share in the excitement of its birth at The Chinese University of Hong Kong. Many benefactors have supported and guided us from the beginning, and we hope that many more will be happy to do so in the years ahead. Our supporters see the School of Law as a major influence in shaping legal education in Asia, and we gratefully acknowledge the support and guidance received from them.

### Our Circle of Donors & Friends

Our Circle of Donors & Friends symbolizes the continuing and active generosity given to our community of scholars, students, and teachers by our donors and friends for the benefit of the wider community.

They have shared and supported the establishment of the School of Law within the traditions and culture of The Chinese University of Hong Kong in the spirit of service to the community. They believe that the new School of Law has unique strengths and abilities to serve Hong Kong society, and we are privileged to have the support of our Circle of Donors & Friends, who have helped us to create new initiatives and lay a firm foundation for the future.

From the beginning they have shared our vision of the new School of Law and we know that students will continue to benefit from their generosity, vision, and selfless dedication. Members of the Circle are role models for our future students: hard-working, successful, devoted to the community and to helping others fulfil their talents in the service of society.





We gratefully acknowledge the contribution and support of our major donors who include:

### Academic Excellence

Founding Chair Professorships from Dr the Hon Sir Quo Wai LEE, GBM, JP and Dr the Hon Simon LI Fook Sean, GBM

### Law Library

- HK\$ 5 Million from Mr Warren CHAN, QC, Senior Counsel, for the purchase of library books
- Major collections of law books from Mr K K CHU
- Major collections of law books from C Y Kwan & Co.

### Student Scholarships

- HK\$ 500,000 from Alumni Mr and Mrs POON Kwok Chu



### Our Distinguished Global Community

The School of Law is supported by a large group of eminent individuals who together constitute our Distinguished Global Legal Community.

These Members support the School of Law by offering their generous help, advice, and participation in the School's activities in various capacities.

Some have provided expert advice as members of committees, and we continue to rely on their generous contribution to the intellectual and social life of our School of Law. Holding honorary appointments within the School, members of the Distinguished Global Legal Community will be available to help students in many ways. They will: pay short term visits to the School to give guidance on development and academic activities; assume full-time appointment during sabbatical leave; give occasional lectures and seminars; and undertake joint or concurrent appointments as serving staff of the University. The intellectual and personal friendship they have already provided and will continue to provide to the School of Law will enrich the lives of students and spur them on to even greater efforts and success.



We acknowledge with sincere thanks the important contribution from all members of our Distinguished Global Community to the establishment and success of the School of Law:

## The Planning Committee for Law

Chairman	<b>Dr Anthony NEOH, SC, JP</b> Council Member, The Chinese University of Hong Kong
Member	<b>Professor Lawrence J LAU</b> Vice-Chancellor, The Chinese University of Hong Kong
Member	<b>Mr Lester HUANG</b> Representative, The Law Society of Hong Kong
Member	<b>Mr WONG Yan Lung, SC</b> Representative, Hong Kong Bar Association <b>(Mr Edward CHAN, SC</b> Alternate Representative, Hong Kong Bar Association)
Member	<b>Professor LIU Pak Wai</b> Pro-Vice-Chancellor, The Chinese University of Hong Kong
Member	<b>Professor Billy SO Kee Long</b> Associate Pro-Vice-Chancellor and Registrar The Chinese University of Hong Kong
Member	<b>Professor KUAN Hsin Chi</b> Chairman, Department of Government & Public Administration The Chinese University of Hong Kong
Member	<b>Professor LEE Kam Hon</b> Director, School of Hotel & Tourism Management The Chinese University of Hong Kong
Member	<b>Dr The Hon Sir Ti Liang YANG, GBM, JP</b> Former Chief Justice of Hong Kong and Former Executive Council Member of the Hong Kong SAR; Chairman, Executive Committee of the School of Law

# The Law Academic Advisory Committee

Chairman

**Professor Sir David WILLIAMS, QC**

Former Vice Chancellor and Emeritus Rouse Ball Professor of English Law  
University of Cambridge

Member

**Professor WU Zhi Pan**

Vice-President, Peking University and  
Director, Peking University Financial Law Institute

Member

**The Hon Justice Annabelle BENNETT**

Pro-Chancellor, The Australian National University and  
Judge, Federal Court of Australia

Member

**Professor William P ALFORD**

Henry L Stimson Professor of Law  
Harvard Law School

Member

**Professor Christopher F FORSYTH**

Professor of Public Law, Faculty of Law and  
Director of the Centre for the Public Law  
University of Cambridge

Member

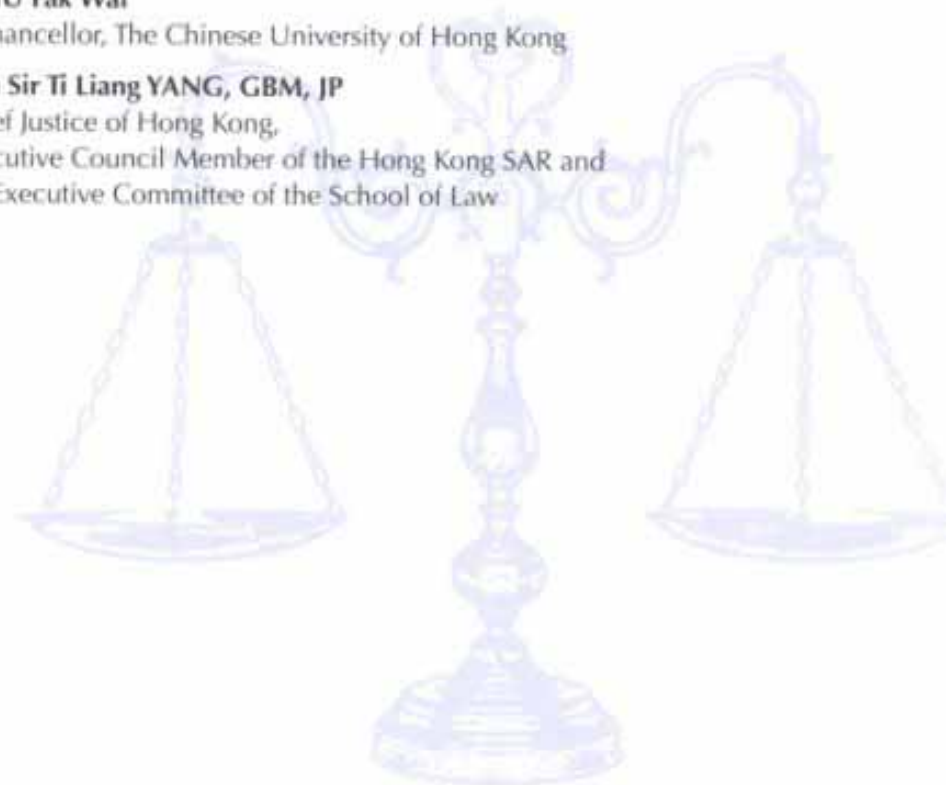
**Professor LIU Pak Wai**

Pro-Vice-Chancellor, The Chinese University of Hong Kong

Member

**Dr The Hon Sir Ti Liang YANG, GBM, JP**

Former Chief Justice of Hong Kong,  
Former Executive Council Member of the Hong Kong SAR and  
Chairman, Executive Committee of the School of Law





# The Executive Committee. of the School of Law

Chairman

**Dr The Hon Sir Ti Liang YANG, GBM, JP**  
Former Chief Justice of Hong Kong and  
Former Executive Council Member of the Hong Kong SAR

Vice-Chairman

**Dr Anthony NEOH, SC, JP**  
Council Member, The Chinese University of Hong Kong

Member

**Professor LIU Pak Wai, SBS**  
Pro-Vice-Chancellor, The Chinese University of Hong Kong



# Overview of Programmes

The School of Law is a Hong Kong institution with a strong international character and presence as it develops close relations with other legal institutions and centres of learning internationally and important research and institutional links in mainland China.

The School gives prominence to teaching and research excellence and encourages students to establish a rich and varied ethos in which critical analysis will contribute to the development of effective policy making.

The School will collaborate with other law schools throughout the world to underpin Hong Kong's place as a major international centre of learning and research, particularly by providing a bridge between China and Hong Kong in the areas of legal studies and comparative law.

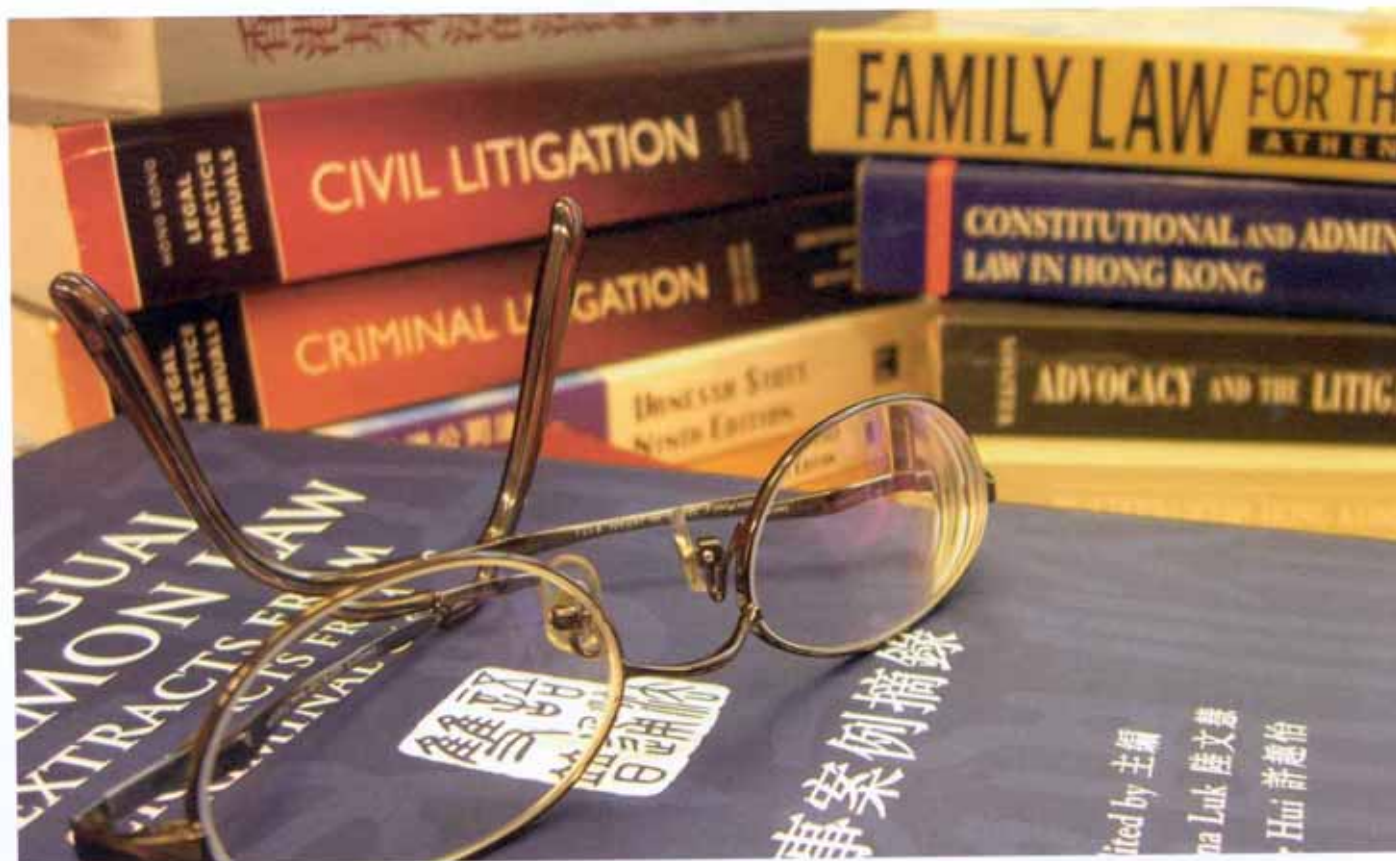
Our programmes are designed to enable students to reach their full potential so that they can make a significant contribution to the development of

the law, the legal profession, and to Hong Kong society as a whole.

Students at the new School of Law will develop critical thinking, analytical, communication, and independent research skills in Chinese and English. We encourage students to take responsibility for their learning with a particular emphasis on the underlying value systems in different legal traditions.

The full-time four-year Bachelor of Laws programme (LLB) to be offered starting in 2006 provides a general and professional education at undergraduate level to develop students' intellectual and professional skills.

All LLB students must take a minimum of 123 units of study. 90 units are core and compulsory legal subjects. Students must also take compulsory and elective courses as required as part of their general education.



## Additional Programmes

In addition to the LLB, the School of Law will offer the Juris Doctor (JD) and three LLM Programmes also in 2006.

- **The Juris Doctor (JD)** is a 24-month full-time programme or a 42-month part-time programme open to students who have already obtained undergraduate degrees in a non-law discipline.
- **The LLM** is a one-year full-time postgraduate programme or a two-year part-time postgraduate programme in the areas of Chinese Business Law, International Economic Law, and Common Law.
- **The Postgraduate Certificate in Laws (PCLL)** will be offered by the School from 2008 to meet the needs of students wishing to become a solicitor or barrister.
- **MPhil and PhD Programmes:**  
Applications for admission into the MPhil programme should be submitted in February.  
Applications for admission into the PhD can be made at any time of the year.

General qualifications for admission can be found at [http://www.cuhk.edu.hk/gss/admission/main\\_gen\\_qual\\_admi.html](http://www.cuhk.edu.hk/gss/admission/main_gen_qual_admi.html)

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# Existing Research Facilities for Legal Scholars

The School of Law will provide a home in which visiting legal scholars will be able to take advantage of world-class research facilities and to establish regional and international research networks. These include:

- **The Universities Service Centre for China Studies**

This is the world's pre-eminent collection of post-1949 Chinese materials. The Universities Service Centre for China Studies has a complete set of major national and provincial newspapers published from the early 1950s together with early law, banking, and local public security journals published during that period.

- **The University Library System of CUHK**

The pre-eminent collection of Hong Kong Company Annual Reports, dating back to 1946 together with the collection of Hong Kong Stock Exchange Company Prospectuses for the period, provides a rich source of research materials for Hong Kong common law company law scholars and those conducting comparative company law research. In addition, the University has an interesting collection of Chinese legal materials and legal history materials that will prove invaluable to Chinese and comparative legal scholars.

## Research Programmes

The School of Law's research programmes are integrated with the existing research programmes and facilities at The Chinese University of Hong Kong. The Chinese University of Hong Kong provides legal scholars with first-class opportunities for collaborative and legal research, particularly in the areas of:

- Chinese legal history and legal culture
- Financial regulation
- Corporate governance
- Business ethics
- Intellectual property, and
- Forensic science

The School of Law looks forward to strengthening these areas of collaborative research.



# Our IT Environment

## Learning at The Chinese University of Hong Kong

Chinese University students have easy access to a range of face to face and e-learning opportunities so that they can learn at a time and place of their choice! For example, CUForum and WebCT provide online learning environments that students can use to complement and supplement their learning.

### Students can:

- attend workshops to learn how to use and improve their use of WebCT,  
To find out more, go to  
<http://www.cuhk.edu.hk/wbt/webctce/about.htm>
- download and purchase software to enhance their learning,  
To find out more, go to  
<http://www.cuhk.edu.hk/itsc/compenv/license/index.html>
- contact the Electronic HelpDesk if they experience problems or need help working in the online environment,  
To find out more, go to  
<http://helpdesk.itsc.cuhk.edu.hk/view/index.jsp>
- design high-end 3D computer modelling and animations, using state-of-the-art animation packages with help from ITSC,
- access digital media content efficiently through the Internet using their desktop computer, and
- broadcast real time on the Internet.

## Learning, Research, and Information Literacy in the School of Law

Students enrolled in the School of Law will be able to take advantage of all the learning opportunities afforded each Chinese University student. They can enhance their legal learning and enrich their research and information literacy skills by accessing selected law courses online and by participating in e-learning initiatives that are innovative and exciting at times and locations that suit them!



**During their course of study students will be able to:**

- access some classes online
- complete and submit assignments and tests online
- chat with and e-mail other students and their teachers
- watch videos in which staff demonstrate exemplary legal skills
- work with others using interactive CD-Roms, and
- access online materials complete with 3D animations.

This is just a sample of the range of learning opportunities that Chinese University School of Law students will enjoy that will make them knowledgeable, skilled, and highly competitive in the 21st century job market.





# The Learning Environment

The School of Law provides first class facilities to our community of scholars, students, and teachers. In particular, our law students are actively encouraged to develop critical thinking, analytical, communication, and research skills in Chinese and English and to broaden their perspectives on the role of law and lawyers in society.

To achieve this we provide an active learning environment, an emphasis on teamwork, and IT support to enable them to conduct independent research using the resources of our Law Library and specially designed facilities, including a Moot Court.

## The Law Library

The School of Law is building up one of the fastest growing Law Collections in Asia with an extensive library of books, periodicals and over 300 multi-media items.

The Law Library provides excellent access to a large array of online sources and e-journals. The University Library has been designed to support the School of Law's innovative curriculum.



Housed in the University Library System, the existing Law Collection consists of approximately 19,000 titles (38,000 volumes) of books and bound periodicals on law or law related subjects, including 290 current print journal titles and over 300 multi-media items. The Collection is complemented by access to a growing array of online sources, 830 e-journal titles, and 15 databases, as well as the interdisciplinary collections housed in the University Library System.

Though the print and electronic resources of the Law Collection are at an early stage, the Collection will be fast growing over the next two years. By 2006, the Collection will be fully expanded to provide information resources and research services that meet the needs of an innovative curriculum and dynamic research culture.

### College Life on the Campus

The new School of Law is located on the central Campus of The Chinese University of Hong Kong in the New Territories.

College life provides students with non-formal educational opportunities as well as excellent chances to meet and make new friends. Several colleges also offer facilities for the sporting enthusiast.

The central Campus is close to Shatin which offers shopping and entertainment. Tai Po provides a glimpse of traditional Chinese village life.





# Our Unique College System

One of the unique features of studying and working at The Chinese University of Hong Kong is the University's College system in which all our full-time undergraduate students and teaching staff participate.

The University has established four Colleges which are responsible for teaching and the provision of residential accommodation.

- New Asia College (founded in 1949)
- Chung Chi College (founded in 1951)
- United College (founded in 1956)
- Shaw College (founded in 1986)

Each College has its own distinctive characteristics but all share in the bi-lingual and bi-cultural vision of the traditions of The Chinese University of Hong Kong that greatly enrich the experience of undergraduate student life.

## Building lifelong friendships in College

We are confident that our students and staff will enjoy their experiences in the College system, make lifelong friends, and treasure the learning opportunities given to them in this unique setting. We have no doubt that this is one of the major strengths of our School of Law, and we hope that you will share College life with us at The Chinese University of Hong Kong.





# The Staff of School of Law

## Director and Professor of Law

Professor Mike McCONVILLE

## Teachers and Professional Consultants

Mrs Anne CARVER

Professor Satnam CHOONGH

Professor Stephen HALL

Mr Dennis HIE

Professor Elsa KELLY

Professor Marlene LE BRUN (Associate Director, Student Affairs)

Professor LING Bing (Associate Director, Education)

Professor Michael D PENDLETON (Associate Director, Research)

Professor Lutz-Christian WOLFF

## Faculty in charge of the Law Library

Professor Marlene LE BRUN

## Administrative and Support Team

Mrs Diana YING

Ms Annie CHEUNG

Ms Fiona KEUNG

Mr Linus LI

Ms Joyce CHAN

Ms Katie IP

Ms Connie KO

Ms Terri NG

Mr Alan KWAN

## Research Team

Ms Alice CHAN

Ms Pinky CHOY

Mr Paul LEUNG

# Staff Profile

## **Director and Professor of Law** **Professor Mike McConville**

LLB (Lond.); PhD (Nott.); Professor of Law

### **Research Interests**

Criminal Justice, American Legal History, Chinese Criminal Procedure, Miscarriages of Justice, Law in Social Transitions, Legal Aid and Assistance, Policing

## **Teachers**

### **Professor Satnam Choongh**

LLB (Warw.); DPhil (Oxon); FinalPractCert for the Bar of Eng & Wales; Qualified Lawyers Transfer Exam

### **Research Interests**

Criminal Justice, Planning Law, Environmental Law, Public Law

### **Professor Stephen Hall**

LLB (Qld.); LLM (Technol. Syd.); DPhil (Oxon); Admitted as Barrister in High Court of Australia and Solicitor in Supreme Court of NSW

### **Research Interests**

International Law, European Union Law, Law of Contract, Law of ASEAN, Theory of the Natural Law and the Common Law

### **Professor Elsa Kelly**

LLB (Wales); Solicitor, Eng & Wales; Solicitor, High Court of Hong Kong

### **Research Interests**

Self-representation in Court, Civil Justice, Civil Procedure, Professional Ethics

### **Professor Marlene Le Brun**

BA (Manc.); JD (Conn.); MEd (Tas.); LLM (Adel.); Attorney at Law, State of Connecticut; Attorney, Federal Bar

### **Research Interests**

Legal Education, Interviewing, Law Teaching, Legal Ethics, E-Learning, Family Law

### **Professor Ling Bing**

LLB (Peking); LLM (Mich.); Dip (The Hague Acad. of Int. Law); Lawyer, All-China Lawyers Assn.

### **Research Interests**

Comparative Law, Contracts, Public International Law

## **Professor Michael D. Pendleton**

LL.B, Dip. Juris (Syd), LLM (London). Solicitor & Barrister, Supreme Court of Western Australia & High Court of Australia; Solicitor, Supreme Court of NSW, England & Wales, Hong Kong; Arbitrator, Mediator & Domain Name Panelist, World Intellectual Property Organisation (WIPO), Geneva

### **Research Interests**

Asian Law (particularly Chinese & Hong Kong Law), Justice Theory, Public International Law, Nationality & Global Identity Law

## **Professor Lutz-Christian Wolff**

Erste / Zweite Juristische Staatsprüfung, Dr. iur., Dr. iur. habil. (Passau); Solicitor, Eng & Wales; Rechtsanwalt (Germany)

### **Research Interests**

International Business Law, Comparative Law, Corporate Governance, Chinese Business Law, Law and Culture

## **Professional Consultants**

### **Mrs Anne Carver**

BA, MA (Cantab); Solicitor, Supreme Court of Judicature of Eng & Wales; Attorney, High Court of Lesotho; Attorney, High Court of Botswana; Solicitor, Supreme Court of Hong Kong

### **Research Interests**

Company Law, Business Law, Business Ethics, Corporate Governance, Legal Cultures, Employment and Trade Union Law, Freedom of Religion

### **Mr Dennis Hie**

LLB, PCLL (CityU); LLM (HK); Solicitor, High Court of Hong Kong; Solicitor, Supreme Court of Eng & Wales; Member, The Law Society of Hong Kong

### **Research Interests**

Company Law, Hong Kong and PRC Commercial Law, Conflicts of Law and Issues Arising from Cross-Border Transactions



School of Law, 4th Floor, Mong Man Wai Building, The Chinese University of Hong Kong,  
Shatin, New Territories, Hong Kong  
Tel: 3163 4310 / 3163 4316 Fax: 2994 2505 Email: [lawug@cuhk.edu.hk](mailto:lawug@cuhk.edu.hk)





## The Chinese University of Hong Kong School of Law • Bachelor of Laws (LLB) Admission Criteria (For JUPAS Applicants)

*Students seeking admission to the LLB must satisfy the General Requirements stipulated for admission to the University and are required to demonstrate a high proficiency in English and Chinese.\**

*Applicants may also be required to attend an interview by the School of Law for admission to the LLB programme to assess their language ability and intellectual strengths. To be eligible for the interview, all JUPAS applicants must comply with the following minimum University requirements as well as the language requirements for LLB admission.*

### A. Minimum University Requirements Applicants shall

1. have obtained in one sitting of the Hong Kong Certificate of Education Examination (HKCEE) grade E or above in at least seven subjects including two language subjects (Chinese Language, English Language, French, or German);  
**and**
2. have obtained in one or more sittings of the Hong Kong Advanced Level Examination (HKALE) grade E or above in:
  - a) Advanced Supplementary Level Chinese Language & Culture\*; and
  - b) Advanced Supplementary Level Use of English; and
  - c) At least two Advanced Level subjects, or one Advanced Level and two Advanced Supplementary Level subjects

\* Waivers of the Chinese language admission requirement may be granted at the discretion of the School of Law for those JUPAS applicants who have not taken the Chinese Language subject in HKCEE and the AS Chinese Language and Culture subject in HKALE, and who should have obtained grade E or above in the French or German subject in HKCEE and grade E or above in one other AL/AS subject as a substitute for the AS Chinese Language and Culture subject.

### B. Additional School of Law Requirements HKCEE

Good grades in Chinese language and English language

#### HKALE

Grade C or above in HKALE Use of English, and proficiency in Chinese language are preferred.

### Contact details

Telephone	(852) 3163 4310, 3163 4316
Fax	(852) 2904 2505
Address	4th Floor, Mok Man Wai Building, The Chinese University of Hong Kong Shatin, New Territories, Hong Kong
Enquiries	<a href="mailto:lawag@cuhk.edu.hk">lawag@cuhk.edu.hk</a>



## The Chinese University of Hong Kong School of Law Programme Information for the Bachelor of Laws (LLB)

*The School of Law will admit 50 students in September 2006 into the four-year undergraduate law programme (the LLB), a degree that students and employers in Hong Kong will value.*

*All LLB students must take a minimum of 123 units of study of which 90 units are compulsory for the LLB. The 19 core LLB subjects will help students develop a range of higher intellectual skills, such as critical thinking, legal reasoning, and legal writing. In addition, students must complete School of Law Electives, University General Education courses, and University Free Electives.*

### The core LLB compulsory subjects are

#### Year 1 (2006 – 07)

- Common Law: Tradition and Method
- \* Contract
- Hong Kong Legal System
- Legal Research and Writing
- Legal System of the PRC

#### Year 3 (2008 – 09)

- \* Administrative Law
- \* Evidence
- \* Hong Kong Constitutional Law
- \* Land Law
- Legal Philosophies

#### Year 2 (2007 – 08)

- \* Companies and the Law
- \* Criminal Law
- Ethics and the Law
- The Individual, the Community, and the Law
- \* Tort

#### Year 4 (2009 – 10)

- \* Civil Procedure
- \* Criminal Procedure
- \* Equity and Trusts
- Private International Law

*Courses marked with an asterisk \* are currently the prerequisite courses for students who wish to study for the Postgraduate Certificate in Laws (PCLL).*

### The compulsory School of Law language requirements

LLB students must also take two compulsory School of Law language courses: English for Law Students and Chinese for Law Students

### Electives

LLB students can choose to study subjects of their choice from a range of electives. These courses are designed to enhance the students' intellectual skills and broaden their perspective on law.

Arbitration & Dispute Resolution  
Chinese Civil Law  
Comparative Law  
Criminology  
The Family & the Law  
Human Rights & the Law  
International Criminal Law  
The Internet & the Law  
Legal History  
Planning & the Law  
Taxation & the Law

Business Law in China  
Chinese Criminal Procedure  
Conveyancing  
Development & the Law  
Gender & the Law  
Insurance & the Law  
International Legal Advocacy  
Interviewing Skills  
Mooting  
Public International Law  
WTO & the Law

Business Law in Hong Kong  
Commercial Law  
Crime & Criminal Justice  
The Environment & the Law  
Health & the Law  
Intellectual Property & the Law  
International Trade & Finance Law  
Law of Succession  
Personal Property & the Law  
Shipping & the Law

Please turn over for admission information.

School of Law  
法律學院







# The Chinese University of Hong Kong The School of Law

## Juris Doctor (JD)

Programme Information

### Your Postgraduate Professional Law Degree

The Juris Doctor (JD) is a versatile postgraduate law degree leading potentially to admission as barrister or solicitor in Hong Kong. It is also perfectly suitable for the assumption of leadership roles in fields such as commerce, finance, industry, government, community service, law enforcement, public administration, education, and the media. It is a respected and internationally-recognised award conferred by many universities in leading jurisdictions abroad. The JD programme is formally classified as a Taught Master's Degree and it is not customary for JD graduates to use the title "Doctor".

The JD Programme at The Chinese University of Hong Kong (CUHK) provides students with an intellectually-enriching general education in law, while simultaneously permitting them to complete a wide range of challenging elective courses in the common law, Chinese law, comparative law, international law, and the law of trade, business and finance. All students entering the JD Programme will be encouraged to look behind the contemporary rules of law to the values, purposes, and policies underlying them and place more emphasis on the acquisition of transferable skills and competencies than a simple identification of the existing rules can provide.

An important feature of the JD Programme at CUHK is that it is entirely postgraduate in both form and substance. Our JD students will not be sharing classes with undergraduate students, but will often be joining Master of Laws (LLM) and other postgraduate law students in stimulating classes led by first-rate faculty at one of Asia's premier research and teaching universities.

With CUHK as its home, experienced and dedicated international professors, a strong focus on students, and the teaching of law in context, the JD Programme will provide students with a rare opportunity for professional and academic growth.

The Juris Doctor Programme at The Chinese University of Hong Kong will be the leading postgraduate professional law degree in Hong Kong and in Asia.

***Join us in 2006 as a founding member  
of one of Asia's great Law Schools!***

School of Law  
法律學院







## Programme Requirements

The Programme consists of 72 units (i.e. 24 term-length courses). Students can complete the Programme in full-time mode or part-time mode. Full-time students can complete the Programme in 24 months, or up to 48 months if they prefer. Part-time students can complete their studies in 42 months, although they may apply to accelerate their studies and complete the Programme in 36 months with the permission of the Graduate Council on the recommendation of the School of Law. If it better suits their family and professional commitments, part-time mode students may take up to 84 months to complete their studies. Students will be able to move between full-time mode and part-time mode as their personal and professional circumstances change, by making an application before the term starts.

In order to graduate, students must complete four required courses (*Hong Kong Legal System*, *Legal Philosophies*, *Common Law: Research, Writing and Information Literacy*, and *The Individual, the Community and the Law*). This required component is designed to provide JD students with the essential foundational knowledge and skills for a well-rounded general legal education and a first-hand appreciation of the relationship between the legal system and the broader community which it serves and regulates.

All students must also complete a mandatory research component by undertaking either *Independent Research* or the more extensive *Independent Research Dissertation*. This mandatory research component comports to the JD's postgraduate status and is aligned to the most respected JD Programmes abroad. In completing the research component, students should demonstrate a mastery of legal research and writing and the capacity to think creatively about the law.

In addition, all students are required to pass the IT Proficiency Test before they can graduate.

Students aspiring to admission as a barrister or solicitor in Hong Kong may pursue elective courses which will enable them to apply for admission into the Postgraduate Certificate in Laws (PCLL) Programme. The School of Law plans to commence its own highly innovative PCLL Programme in 2007. These elective courses are also open to students who do not plan to enter the PCLL.

Finally, all our JD students will be able to choose elective courses from a wide range of intellectually stimulating and professionally enhancing offerings, thereby enabling them to complete their degree requirements while achieving their own academic and professional goals.

Most of the courses in the JD Programme are 3-unit courses. This means that students will have an average of 3 contact hours per week with teachers in that course.

# Course List

All courses are 3-unit courses except *Independent Research Dissertation* which is a 6-unit course.

## (1) Required courses

- Common Law: Research, Writing, and Information Literacy
- Hong Kong Legal System
- The Individual, the Community, and the Law
- Legal Philosophies
- Independent Research OR Independent Research Dissertation\*

\* Students are required to complete only one course from *Independent Research* (3 units) and *Independent Research Dissertation* (6 units).

## (2) Elective Courses

### (a) Elective Courses Required for Admission to the PCLL Programme

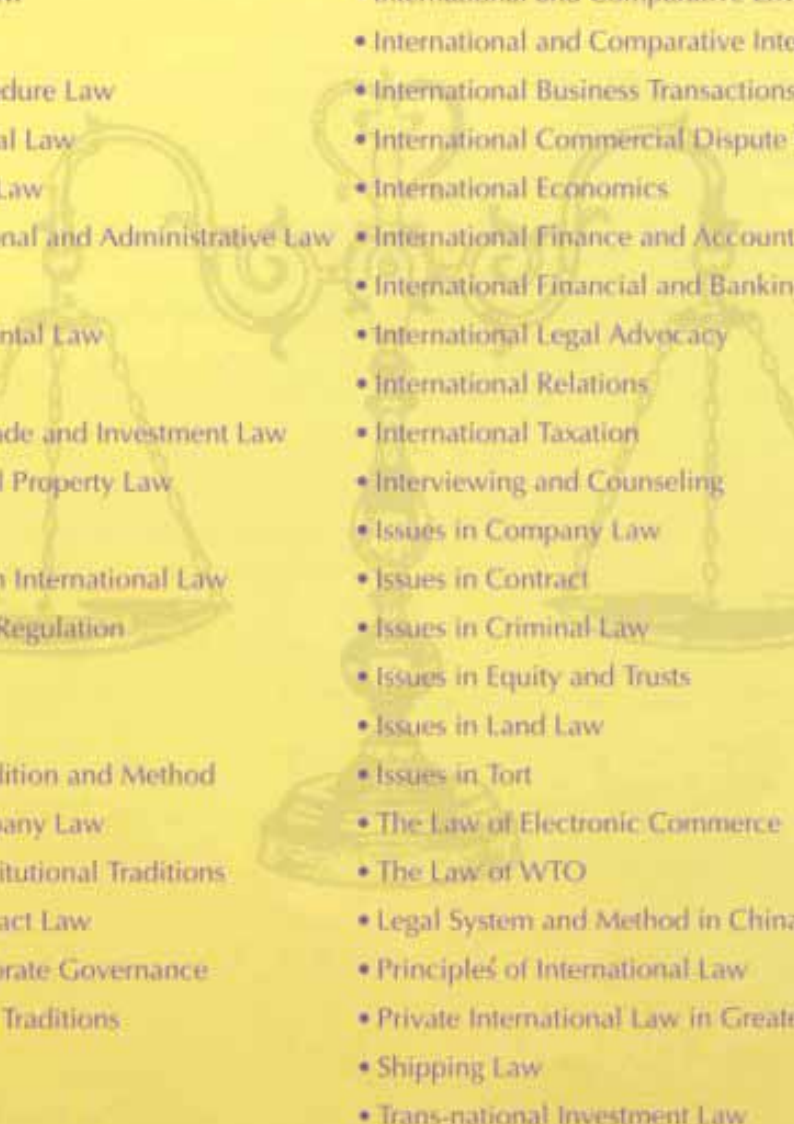
- |                                |                                   |
|--------------------------------|-----------------------------------|
| • Administrative Law           | • Principles of Contract          |
| • Civil Procedure**            | • Principles of Criminal Law      |
| • Criminal Procedure**         | • Principles of Equity and Trusts |
| • Hong Kong Constitutional Law | • Principles of Land Law          |
| • Law of Evidence              | • Principles of Tort              |
| • Principles of Company Law    |                                   |

\*\* Required for PCLL admission as from 2008.





**(b) Other Elective Courses\*\*\***

- 
- Advanced Issues in Chinese Civil Law
  - Australian Constitutional Law
  - Business and the Law in Hong Kong
  - Canadian Constitutional Law
  - Chinese Accounting
  - Chinese Banking Law
  - Chinese Civil Law
  - Chinese Civil Procedure Law
  - Chinese Commercial Law
  - Chinese Company Law
  - Chinese Constitutional and Administrative Law
  - Chinese Economy
  - Chinese Environmental Law
  - Chinese Finance
  - Chinese Foreign Trade and Investment Law
  - Chinese Intellectual Property Law
  - Chinese Politics
  - Chinese Practice on International Law
  - Chinese Securities Regulation
  - Chinese Tax Law
  - Commercial Law
  - Common Law: Tradition and Method
  - Comparative Company Law
  - Comparative Constitutional Traditions
  - Comparative Contract Law
  - Comparative Corporate Governance
  - Comparative Legal Traditions
  - Competition Law
  - Conflict of Laws
  - Crime and the Sanctioning Process
  - Dispute Resolution
  - Dispute Resolution in China
  - European Union Law
  - History, Culture, and the Law
  - Intellectual Property
  - International and Comparative Environmental Law
  - International and Comparative Intellectual Property Law
  - International Business Transactions
  - International Commercial Dispute Resolution
  - International Economics
  - International Finance and Accounting
  - International Financial and Banking Law
  - International Legal Advocacy
  - International Relations
  - International Taxation
  - Interviewing and Counseling
  - Issues in Company Law
  - Issues in Contract
  - Issues in Criminal Law
  - Issues in Equity and Trusts
  - Issues in Land Law
  - Issues in Tort
  - The Law of Electronic Commerce
  - The Law of WTO
  - Legal System and Method in China
  - Principles of International Law
  - Private International Law in Greater China
  - Shipping Law
  - Trans-national Investment Law
  - Trans-national Legal Problems

\*\*\* The scheduling of an elective course in any term will depend on teacher availability and sufficient student interest.

Students may register 1 to 6 courses (i.e. 3 – 18 units) in each term, except for summer terms in which students may register 0 to 3 courses (i.e. 0 – 9 units). It is also possible to obtain leave of absence from studies in any term. This flexibility allows students to complete the JD Programme at their own pace, subject to the prescribed maximum study periods.



## Qualifications for Admission

### *Applicants for admission to the JD Programme must have\*:*

- (I) graduated from a recognized university and obtained a Bachelor's degree in a non law subject or a law degree from a non common law jurisdiction, normally with honours not lower than Second Class; or
- (II) graduated from an honours programme of a recognized university with a Bachelor's degree in a non law subject or a law degree from a non common law jurisdiction, normally achieving an average grade of not lower than "B" in undergraduate courses; or
- (III) completed a course of study in a tertiary educational institution and obtained professional or similar qualifications equivalent to an honours degree.

\* Subject to statutory amendment

Students may apply for admission to the JD Programme before having completed a Bachelor's degree (or equivalent) provided they are in the final year of study for a Bachelor's degree (or equivalent). In these cases any offer made will be subject to the condition that all requirements for graduation in the Bachelor's degree (or equivalent) are satisfied prior to commencing the JD Programme.

### *Applicants must also satisfy the English Language Proficiency Requirement by:*

- possessing a Bachelor's degree obtained by completing a programme of study in Hong Kong or an English-speaking country, or which was taught primarily in the English language; or
- achieving a result of Band 7.0 or better in the International English Language Testing System (IELTS), which result was obtained not more than two years prior to the date of applying to join the JD Programme; or
- achieving a result of 580 (Paper Based Test), or 237 (Computer Based Test), or better in the Teaching of English as a Foreign Language (TOEFL) test, which result was obtained not more than two years prior to the date of applying to join the JD Programme; or
- achieving a result of Band 6 or better in the Mainland China College English Test (CET) not more than two years prior to the date of applying to join the JD Programme; or
- producing alternative evidence of English proficiency equivalent to one of the preceding measures.

## Application Deadline

**28 February 2006**

(Applications submitted beyond the deadline and up to 30 April 2006 may be considered on a rolling basis, subject to availability of places.)

## How to Apply

Application forms are obtainable at the Graduate School Office (4/F., Academic Building No.1, The Chinese University of Hong Kong, Shatin, N.T.). Applicants may pick up the forms in person. Alternatively, applicants could request the application forms be mailed to them by completing and returning to the Graduate School the request form downloadable from Graduate School webpage (<http://www.cuhk.edu.hk/gss/download/RequestSlip.doc>) together with a self-addressed and stamped envelope.

Applicants may also make their applications via the Internet on the Graduate School webpage ([http://www.cuhk.edu.hk/gss/admission/sub\\_app\\_internet.html](http://www.cuhk.edu.hk/gss/admission/sub_app_internet.html)). Please follow the instructions to submit an application for admission. Applicants must read the "Note for Applicants" and the "Division Leaflet" on the Graduate School webpage before submitting an application through the Internet.

There is a non-refundable application fee of HK\$180.



## Guidance to Applicants

*In deciding upon applications, the major issue for the Division of Law is whether the candidate can successfully complete the JD Programme preferably at a high level of attainment. Applicants may be interviewed but offers may also be made without an interview.*

1. Applicants are required to provide: (a) copies of academic and professional certificates; (b) official academic transcripts submitted in accordance with the "Notes for Applicants" accompanying the application form; (c) English translations (need not be official) of these documents if they are in another language. Applications cannot be processed if these documents are missing without a good reason.
2. Applicants are required to provide copies (not originals) of documents evidencing English language proficiency if the applicant's Bachelor's degree was not from a Hong Kong institution, or not from an institution in an English-speaking country, or not the result of a study programme taught primarily in the English language. Applications cannot be processed if these documents are missing without a good reason.
3. Applicants may, but are not required, to provide a personal statement not exceeding 500 words. Any personal statement should address the applicant's reasons for wishing to join the JD Programme and any apparent weaknesses in the applicant's academic record (with attached evidence where appropriate).
4. Applicants may but are not required to provide up to three academic or professional references.
5. The paramount factor in deciding upon applications will be the strength of the applicant's academic record. The School of Law is not looking for any particular GPA or class of honours – the better the academic results, the better the chances of securing an offer. Where an applicant has been in the workforce and acquired a record of professional attainment or community service, the School of Law will consider (i) the nature and extent of the record, and (ii) the time which has elapsed since the applicant last engaged in formal academic study. An impressive record of professional attainment or community service may compensate for a less strong academic performance especially where the academic record is not recent.
6. Applicants are required to indicate whether they prefer full-time mode or part-time mode JD studies. This information is for planning purposes only and will not affect the outcome of the application.

Where an applicant is applying for admission on the basis of having completed a course of study in a tertiary educational institution and obtained professional or similar qualifications equivalent to an honours degree, the applicant must clearly demonstrate that equivalence. Applicants should provide as much information about the course and qualifications as possible including the nature of the institution awarding the qualification, the curriculum, the methods of assessment, the period of time normally taken to complete the qualification on a full-time mode and part-time mode basis, and the professional status of the qualification. Please include copies of official documents to support the case.

## Tuition Fee

**HK\$2,600 per unit (i.e. HK\$187,200 for the entire Programme).**

Fees will be levied on a pay-as-you-go-basis. At the commencement of each term, students will be notified of the fees for the term, reflecting the number of units of courses for which they have registered. Fees are subject to review and may be adjusted from time to time.

## Contact Us

Address: The School of Law  
Room 401, Mong Man Wai Building  
The Chinese University of Hong Kong  
Shatin, N.T., Hong Kong

Telephone: (852) 3163-4310  
Fax: (852) 2994-2505  
The School of Law webpage: <http://www.cuhk.edu.hk/law/>  
Juris Doctor webpage: <http://www.cuhk.edu.hk/law/jd.html>  
E-mail: [lawpg@cuhk.edu.hk](mailto:lawpg@cuhk.edu.hk)



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## The Chinese University of Hong Kong The School of Law

### Master of Laws (LLM)

Programme Information

#### General

Our LLM Programmes are led by first-rate faculty and are conducted within the stimulating and exciting environment of one of the world's premier business centres. With a strong focus on individual students and the teaching of law in its practical context, the LLM Programmes provide students with a rare opportunity for professional and academic growth at one of Asia's leading research and teaching universities.

Three LLM Programmes are offered:

- LLM in Chinese Business Law;
- LLM in Common Law; and
- LLM in International Economic Law.

#### LLM in Chinese Business Law

The LLM in Chinese Business Law Programme aims at equipping students with a broad intellectual outlook on the legal aspects of doing business with China. The essential objectives of the programme are to provide students with a structured course to study the norms, processes and institutions in China in civil and commercial areas in the context of an evolving political, economic and social environment.

#### LLM in Common Law

The LLM in Common Law Programme offers local and overseas students the opportunity to gain an understanding of one of the most significant legal systems in the world. The common law system is shared by the United Kingdom, the United States of America, Australia, Canada, New Zealand, Singapore and Malaysia, amongst other countries. Students may undertake this course either to gain an understanding of the history and development of the common law, its institutions and its personnel, or for those who already have a background in the common law in order to further develop their competence in the common law through selection of specialized and intensive courses of study of common law subjects. A central theme of the programme concerns the principles, theories, and values of the common law as well as its methods and practices.

#### LLM in International Economic Law

The LLM in International Economic Law Programme is designed to offer students an intensive course of study of the law and practice of cross-border business transactions. Students will be trained for practice in key areas such as international sales and finance, M&A (mergers and acquisitions), technology transfer and shipping law. Extensive skills training modules will ensure that upon completion of the programme students will be able to conduct both practical work and independent research in the relevant subject areas.

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## Admission Requirements



All applicants must fulfil the General Qualifications for Admission and the English Language Proficiency Requirement prescribed by the Graduate School (<http://www.cuhk.edu.hk/gss/>).

Further, applicants must have (1) a qualification to practice law in the jurisdiction of the student's residence; or (2) a Bachelor of Laws (LLB) degree or degree of equivalent standing (for LLM in Common Law, the LLB will normally be in a non common law jurisdiction); or (3) a Bachelor's degree in a non-law subject with substantial law-related working experience.

Applicants whose undergraduate education was not in English are required to take an appropriate English language proficiency test and achieve a sufficient score (such as a score of 570 or above in TOEFL (Paper Based Test), or a score of 230 or above in TOEFL (Computer Based Test), or Band 6.5 or better in IELTS, or Band 6 or better in the Mainland China College English Test (CET).

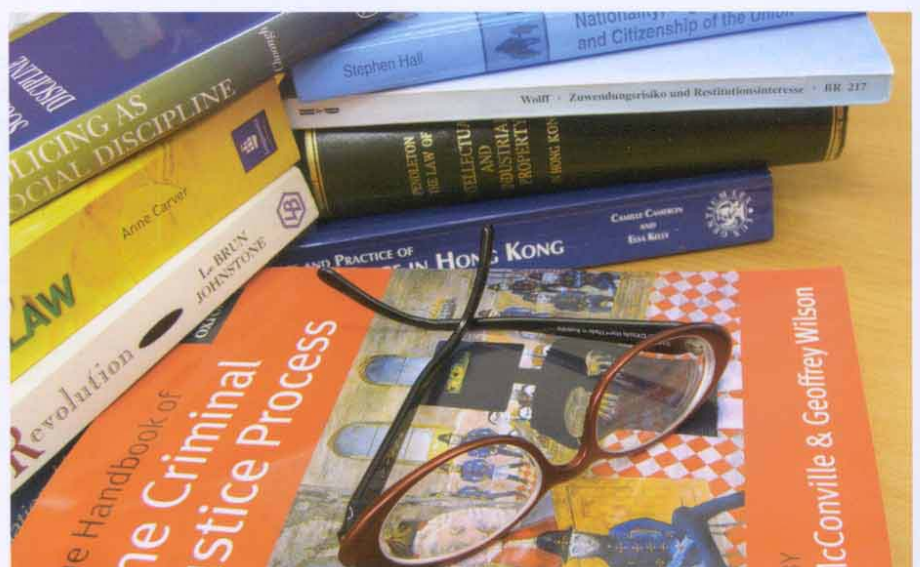
Students may apply for admission before having completed a Bachelor's degree (or equivalent) provided that they are in the final year of study. In these cases any offer made will be subject to the condition that all requirements for graduation in the Bachelor's degree (or equivalent) are satisfied prior to commencing the LLM Programme.

### Programme

Students can enrol on a full-time or part-time basis.

In order to graduate, students are required to complete a total of 24 units of courses including 12 units of required courses and 12 units of elective courses. Normally, a 3-unit course will have three teaching hours per week. In addition, all students are required to pass the IT Proficiency Test before they can graduate.

The study period for full-time studies is one year and for part-time studies is two years. The first term starts in September and the second term starts in January.



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# Course List

All courses are 3-unit courses except *Independent Research Dissertation* which is a 6-unit course.

## Required Courses

Chinese Business Law	Common Law	International Economic Law
<ul style="list-style-type: none"> <li>• Legal System and Methods in China</li> <li>• Chinese Commercial Law</li> <li>• Chinese Civil Law</li> <li>• Chinese Economy</li> </ul>	<ul style="list-style-type: none"> <li>• Common Law: Tradition and Method</li> <li>• Principles of Contract</li> <li>• Principles of Criminal Law</li> <li>• Principles of Tort</li> </ul>	<ul style="list-style-type: none"> <li>• International Business Transactions</li> <li>• International Economics</li> <li>• Trans-national Investment Law</li> <li>• Trans-national Legal Problems</li> </ul>

## Elective Courses\*

<ul style="list-style-type: none"> <li>• Administrative Law</li> <li>• Advanced Issues in Chinese Civil Law</li> <li>• Business and the Law in Hong Kong</li> <li>• Chinese Accounting</li> <li>• Chinese Banking Law</li> <li>• Chinese Civil Procedure Law</li> <li>• Chinese Company Law</li> <li>• Chinese Constitutional and Administrative Law</li> <li>• Chinese Environmental Law</li> <li>• Chinese Finance</li> <li>• Chinese Foreign Trade and Investment Law</li> <li>• Chinese Intellectual Property Law</li> <li>• Chinese Politics</li> <li>• Chinese Practice on International Law</li> <li>• Chinese Securities Regulation</li> <li>• Chinese Tax Law</li> <li>• Common Law: Research, Writing, and Information Literacy</li> <li>• Comparative Company Law</li> <li>• Comparative Contract Law</li> <li>• Comparative Corporate Governance</li> <li>• Comparative Legal Traditions</li> </ul>	<ul style="list-style-type: none"> <li>• Competition Law</li> <li>• Crime and the Sanctioning Process</li> <li>• Dispute Resolution in China</li> <li>• European Union Law</li> <li>• History, Culture, and the Law</li> <li>• Independent Research</li> <li>• Independent Research Dissertation</li> <li>• International and Comparative Environmental Law</li> <li>• International and Comparative Intellectual Property Law</li> <li>• International Commercial Dispute Resolution</li> <li>• International Finance and Accounting</li> <li>• International Financial and Banking Law</li> <li>• International Relations</li> <li>• International Taxation</li> <li>• Issues in Tort</li> <li>• The Law of Electronic Commerce</li> <li>• The Law of WTO</li> <li>• Principles of Equity and Trusts</li> <li>• Principles of Land Law</li> <li>• Private International Law in Greater China</li> <li>• Shipping Law</li> </ul>
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\* The scheduling of an elective course in any term will depend on teacher availability and sufficient student interest.



## Application Deadline

**28 February 2006**

Decisions on admissions may be made on a rolling basis, and early applications are encouraged. Applications submitted beyond the deadline and up to 30 April 2006 may be considered, subject to availability of places.

Applicants who wish to begin their studies in the second term may contact the School of Law.

## How to Apply

Application forms are obtainable at the Graduate School Office (4/F., Academic Building No.1, The Chinese University of Hong Kong, Shatin, N.T.). Forms may be picked up in person or by completing and returning to the Graduate School the request form downloadable from Graduate School webpage (<http://www.cuhk.edu.hk/gss/download/RequestSlip.doc>) together with a self-addressed and stamped envelope.

Applicants may also make their applications via the Internet in the Graduate School webpage ([http://www.cuhk.edu.hk/gss/admission/sub\\_app\\_internet.html](http://www.cuhk.edu.hk/gss/admission/sub_app_internet.html)).

Applicants are requested to indicate whether they prefer full-time or part-time LLM studies.

There is a non-refundable application fee of HK\$ 180.

Applicants are required to provide copies of certificates evidencing that they meet the Admission Requirements. English translations are required if the aforementioned certificates are in another language. The translations need not be official.

Applicants may, but are not required to, provide a personal statement not exceeding 500 words. The personal statement should address the candidate's reasons for wishing to join the LLM Programme.

## Tuition Fee

Full-time	HK\$80,000 for the entire Programme (by 2 instalments)
Part-time	HK\$80,000 for the entire Programme (by 4 instalments)

## Contact Us

Address: The School of Law  
Room 401, Mong Man Wai Building  
The Chinese University of Hong Kong  
Shatin, N.T., Hong Kong

Telephone: (852) 3163-4310  
Fax: (852) 2994-2505  
The School of Law webpage: <http://www.cuhk.edu.hk/law/>  
E-mail: [lawpg@cuhk.edu.hk](mailto:lawpg@cuhk.edu.hk)





## THE CHINESE UNIVERSITY OF HONG KONG SCHOOL OF LAW



### Additional Information on LLM Programmes

#### **Where Will the LLM Courses Be Delivered?**

All postgraduate law courses in the School of Law will be delivered in the central business district in Central on the Hong Kong Island.

#### **Can a Student with a Non-Law Degree Apply to the LLM Programmes?**

Our LLM programmes admit students with a Bachelor's degree in a non-law subject with substantial law-related working experience. As many areas of professional activity are related to law, we welcome applications from students who work in the areas of commerce, accountancy, social work, public administration, etc.

#### **What Is the Requirement for English Language Proficiency?**

In regard to the English language proficiency, the following requirement *now* applies:

Applicants whose undergraduate education was not in English are required to take an appropriate English language proficiency test and achieve a sufficient score (such as 570 or above in TOEFL (Paper Based Test), or 230 or above in TOEFL (Computer Based Test), or Band 6.5 or better in IELTS).

#### **Is There Any Scholarship or Financial Aid for LLM Students?**

There will be a limited number of scholarships and bursaries for full-time LLM students which will be available on the basis of academic merit. Details will be announced in due course.

#### **Where Can I Get an Application Form?**

Application forms can be downloaded at <http://www.cuhk.edu.hk/law/pgappform.html> or obtained at the Graduate School Office (4/F., Academic Building No.1, The Chinese University of Hong Kong, Shatin, N.T.). Application forms may also be obtained by completing and returning to the Graduate School the request form downloadable from the Graduate School webpage (<http://www.cuhk.edu.hk/gss/download/RequestSlip.doc>) together with a self-addressed and stamped envelope.