

## PRINCIPLES FOR ASSESSING PRACTICAL LEGAL TRAINING QUALIFICATIONS OF APPLICANTS FROM OTHER COUNTRIES

### 1. Practical Legal Training Competencies

An applicant for admission must show that the applicant has acquired and demonstrated appropriate understanding of, and competence in, the Practical Legal Training Competencies for Entry-level Lawyers, set out in Schedule 3.

### 2. Definition

2.1 For the purposes of these Principles **eligible applicant** means an applicant who:

- (a) in the case of an applicant who has been admitted for less than 5 years, constantly been in active practice since being admitted; or
- (b) in the case of an applicant who has been admitted for 5 years or more:
  - (i) has been in active practice for some or all of the preceding 2 years; and
  - (ii) has not been absent from active practice for more than 5 years in the 10 years before applying for admission in Australia.

The Board defines **active practice** as follows:

2.2 An applicant will be deemed to be in active practice, if the applicant produces evidence which shows that the applicant:

- (a) immediately before coming to Australia, was practising as an admitted practitioner in the applicant's home jurisdiction for a period of at least 3 months; and
- (b) within Australia is employed in a law practice, or the legal office of a corporation or government department, at a level and with responsibilities comparable to those of an Australian legal practitioner; and
- (c) is supervised at work by an Australian legal practitioner.

2.3 An applicant will be taken to have been in active practice, if the applicant has not been absent from practice for the purpose of moving countries, or changing employment, or illness or holidays, for more than a total of 3 months during the relevant period.

No applicant is eligible to receive an exemption in relation to:

- Trust Accounting
- Ethics and Professional Responsibility.

*\* An applicant who is ineligible to apply for practical training exemptions does not have a right of appeal to the Legal Qualifications Committee.*