

Bar Course Student Handbook

2023-2024

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Foreword

This Handbook is designed to be an easy reference for students on Part 1 and Part 2 of the ICCA Bar Course. It is not designed to replace the Academic Regulations or student polices which are found on the VLE here.

If you have a query about the course, need welfare or other support, or cannot find an answer within this Handbook or the other sources of information it refers to, please just ask. You can use the students@icca.ac.uk email address, your personal tutor, or other member of staff.

Welcome from the Dean of the ICCA

Welcome to your ICCA Bar Course. We are delighted that you have chosen to study with us.

The two-part course means you will study online initially for your knowledge exams which are set and marked by the BSB. We will prepare you for them using all of our e-learning expertise, realistic case-studies and practise questions. To date, over six sittings of these centralised exams, ICCA students have consistently outperformed their contemporaries achieving an average 92% pass rate and pass marks predominantly over 80%.

Upon successful completion of Part 1, you will come to London to study the face-to-face skills course delivered within the precincts of the Inns. There are seven modules, which, added to your recognised prior learning from Part 1, lead towards your final qualification of a Postgraduate Diploma in Bar Practice awarded by King's College London.

On the ICCA Bar Course, you will receive high quality, innovative and flexible professional education and training, characterised by excellence in pedagogy, student experience and student outcomes. Our data already shows that you have an exceptional chance of attaining the standard required to secure pupillage. From our first graduating cohort of 2021, of those who applied for pupillage, 93% have been successful.

The ICCA strives for "academic and professional excellence for the Bar". Our Bar Course is the beginning of your professional life where you will take all that you have learnt at the academic stage and combine it with new-found knowledge and skills. After pupillage, you will take your place within the legal profession whether that is as a practising barrister in this jurisdiction or internationally, or in employed practice.

I hope that your experiences on the Bar Course mean that you will look to the ICCA to support you in your chosen areas of specialism, once in practice.

I wish you every success.

Lynda Gibbs KC (Hon), Dean of the ICCA

The ICCA and its Bar Course

The Inns of Court College of Advocacy is part of the Council of the Inns of Court which is a charity. The ICCA exists to deliver high quality, innovative and flexible training for current and future members of the Bar.

To implement these aims, the ICCA has a strategic plan and a Teaching and Learning Strategy which you can access in the <u>Policies and Procedures</u> section of the VLE.

Successful completion of the ICCA Bar Course results in King's College London (ICCA's Academic Partner) awarding a Postgraduate Diploma in Bar Practice – Level 7. It will also allow you to be called to the Bar, provided you satisfy your Inn's other requirements.

Part 1 of the Bar Course provides 40 credits of Recognised Prior Learning. Successful completion of Part 2 provides 80 credits at Level 7.

The shape of the course

Part 1

On Part 1 you will learn:

- Civil Litigation, Evidence and Alternative Dispute Resolution (ADR)
- Criminal Litigation, Evidence and Sentencing

Part 2

You will start Part 2 in either September or March. Most students enrol on Part 2 at the earliest opportunity after completing Part 1. If you are on Part 2 you will have your timetable already. If you are studying Part 1, this document provides indicative content of what a Part 2 timetable looks like. This is just an example; your timetable will be different.

	Day	Room	09:00-10:30				10:45-12:15			12:45-14:15			14:30-16:00					
			Group	Class	Session	Tutor	Group	Class	Session	Tutor	Group	Class	Session	Tutor	Group	Class	Session	Tutor
L M	Monday	6	1B	Civil Advocacy	5	BP	1B	Civil Advocacy	5	BP								
ope		7	2i	Criminal Advocacy	7	MF	2ii	Criminal Advocacy	7	MF					2iii	Criminal Advocacy	7	MF
ž L		8																
₽ Tu	Tuesday	6	1A	Civil Advocacy	5	AF	1A	Civil Advocacy	5	AF								
24		7																
M/c		8																
è W	Wednesday	1&2													1&2	Dean's Lecture		
ese		6	2A	Civil Advocacy	5	AF	2A	Civil Advocacy	5	AF								
S		7	1	Opinion Writing	4	AU												
Şee		8																
> Th	Thursday	6	2B	Civil Advocacy	5	BP	2B	Civil Advocacy	5	BP					2	Opinion Writing	4	AU
		7	11	Criminal Advocacy	7	SJ	1 ii	Criminal Advocacy	7	SJ					1iii	Criminal Advocacy	7	SJ
		8																

Teaching is conducted ordinarily Monday-Thursday. Where there is a Bank Holiday or there is some other need, teaching may extend into Friday, so not all your Fridays will be clear.

As you will see from the timetable, the teaching day is broken into four slots, each lasting 1hr and 30 minutes. Some teaching is delivered in a single-slot, other teaching in a double-slot.

On Part 2 you will learn seven topics:

Examination-in-Chief

Cross-Examination

Submissions Advocacy

Opinion Writing (incorporating Legal Research)

Drafting

Conference Skills

Professional Ethics

If you click on each of the links above, it will take you to a module overview which describes the course.

The first six of those topics are taught in classrooms which are located in each of the Inns – Gray's Inn, Lincoln's Inn, Inner Temple, and Middle Temple. Professional Ethics is taught using online materials similar to those used on the Part 1 course. The Drafting course has an induction which is also delivered online.

It is likely that you will be unfamiliar with the skills you will be taught. You will be asked to perform in front of your peers and will have your performance critiqued and recorded by your tutor so that you can rewatch and learn from your performance. For many of our students, this direct, live feedback is a new experience. Initially, it can be uncomfortable. Being able to absorb your feedback and modify your performance in response to it is critical to allow you to improve and perform in your final assessments to the best of your ability. The groups in which this feedback is delivered are small which makes the experience less daunting.

Can you work and do the course?

Part 1

It is possible to work and study on the Part 1 course at the same time, and many ICCA students have done so successfully. If you decide to do this, you will need to manage your time carefully. You will also need to plan when you're going to take the BSB centrally set exams. You can watch two former students discuss their experience of working and studying for Part 1 here.

By way of example, if you begin Part 1 in September and intend to take the BSB exams in December, then you will need to set aside the equivalent of 35 hours per week in order to complete the course successfully and leave yourself adequate time for revision. This will leave you some time to work but it will make working full-time and studying very difficult. We would not recommend such an approach to you.

Conversely, if you decide to take longer to complete the Part 1 Course, and sit the exams at a later date, you will have more time to work whilst completing your studies. Whilst this is an advantage of the flexible nature of the Part 1 course, there is some evidence that students who delay taking their BSB exams do less well in the assessments than those who take them at earlier opportunities.

If you have any questions about working whilst undertaking the Part 1 course, please contact the Directors of Online Learning at dol@icca.ac.uk.

Part 2

The Part 2 course is intense. Any additional time commitments should therefore be kept to a minimum. Some students have managed to retain tutoring roles, but there are some who started the course believing they could continue in paid employment or study elsewhere, only to discover that this was untenable.

Can you start Part 2 before you have successfully completed Part 1?

The short answer is No. On occasions, there are truly exceptional circumstances in which a student will be permitted to commence Part 2 before receiving the results of their Part 1 assessments. It is rare that this discretion will be exercised. You should speak to Student Services if you wish the Dean to exercise her discretion.

When to start Part 2

We recommend that you start Part 2 at the earliest opportunity to best benefit from your retained knowledge from Part 1. During Part 2, it is assumed that you have still retained the procedural rules learned for Part 1 assessments. We recognise however that some students may wish to pause between Part 1 and Part 2. You may want to undertake legal work experience, earn money to fund Part 2, or require a pause for other personal reasons.

You will be contacted prior to each Part 2 enrolment for which you are eligible to confirm whether you wish to enrol. If you are not ready to enrol at that time, you should indicate this on the registration survey.

You must complete the entire course within three years. In exceptional circumstances, you may apply for permission to extend the maximum enrolment period. Any such application is made to the BCL (Bar Course Leader). Please contact the Registry Team by emailing students@icca.ac.uk if you think you may need to apply for permission to extend your studies.

Fees

Information about the fees you have to pay can be found on the ICCA website.

Your Part 1 fee is payable on enrolment.

Payment for each part of the course is made only upon enrolment for that part. For this reason, if you do not enrol on Part 2 are not liable for any Part 2 fees.

When you pass Part 1, you can choose to pay for Part 2 in one of three ways:

- 1. You can pay in full on enrolment
- 2. You can pay 50% of the Part 2 fee on enrolment and 50% no later than the midpoint of the Part 2 course; or
- 3. You can pay 25% of the Part 2 fee on enrolment and 25% in three further monthly instalments

If you choose to stagger your payments, you will not be liable for interest.

Non-payment of fees

Fees are payable within 14 days of the invoice date. If for any reason you are struggling to meet the payment date please contact <u>students@icca.ac.uk</u> as soon as possible for further advice and information.

If fees are not paid by the due date(s), the ICCA will contact you in the first instance to discuss your situation. Ultimately, if fees remain unpaid, without any agreed payment plan in place, then the ICCA will have to consider whether it is appropriate to suspend you from the course.

Students will be given 14 days' notice before any suspension comes into effect. Suspension means that you will not be permitted to attend classes, complete assessments, or have any results released to you, along with other measures.

Cancellation and refunds

Part 1

You have a statutory cooling-off period of 14 days following registration on Part 1. Following cancellation, Part 1 fees will be refunded within 14 days.

Part 2

If you decide to discontinue your studies before the midpoint of the Part 2 course, you will be entitled to a refund of 50% of your Part 2 course fee.

No refund of Part 2 fees is made following the midpoint of the Part 2 course if you decide to discontinue your studies.

No refund is made in the event that registration is terminated as a result of misconduct.

What to do if you cannot pay / Hardship fund

It is imperative that you keep in contact with the ICCA in the event that you run into financial hardship and/or are unable to pay your fees. Most problems can be averted through a dialogue. Students' studies are most significantly affected where we do not know that there is a situation of financial hardship. We are aware that most students have to make a large financial commitment to an uncertain career at the Bar. Your circumstances, including financial, can change. We want to be able to assist you successfully complete the course.

We recognise that students can face a wide range of financial pressures and concerns, and the <u>Hardship Fund</u> is available to students who need extra financial help during their studies. Awards made from the Fund aim to assist students in financial need with day-to-day living costs and to support those students who find themselves in unexpected financial difficulties.

For further information please contact students@icca.ac.uk.

What you can expect from us

Office, Student Hub, and Inns' Teaching facilities

The ICCA office can be found at Rolls Passage, 33 Chancery Lane, London WC1A 2EN. Rolls Passage can be difficult to find. When facing 33 Chancery Lane, Rolls Passage can be found on the left-hand side.

Students are able to use rooms for study, meetings and as prayer rooms and can book by contacting the students@icca.ac.uk email address.

Part 2 is taught in teaching facilities in the Inns. The Inns host ICCA students in a rotating pattern. You will be informed of which Inn or Inns will host your classes when your timetable is provided to you. It is normally necessary to provide this quite close to when teaching starts. If you have particular requirements regarding your timetable please notify us when you confirm that you wish to progress to the Part 2 course.

Some of teaching rooms take a little time to reach even once in the building. Please familiarise yourself with the locations to ensure you arrive on time. On occasion you will also attend one of the lecture theatres located in the Inns.

Tutors and the role of the personal tutor

When you enrol on Part 1, you will be assigned a Personal Tutor. It is important that you do not view this person as a tutor who is there to work through Part 1 materials with you. Part 1 is set up as a self-learning resource. If you have questions about the subject matter, these should be raised on the forums or in any revision webinars that may be arranged. The personal tutor is there in the event that you need guidance or support. They are also there in the event that you have welfare concerns about yourself and/or another student. If you are unable to reach your personal tutor, then the students@icca.ac.uk, the Bar Course Leader, or the Directors of Online Learning are other contacts who should be able to assist you.

On Part 2, you will again be assigned a personal tutor. This will be as part of a tutor group. It is likely that your tutor will teach you some of the Part 2 course. On rare occasions, students feel that they cannot confide in their personal tutor and wish to speak to another member of staff. Please feel free to do so, whether this is to another tutor, or another member of staff.

IT Resources

Technical assistance is available to all student users of the VLE via the Help and Support button on the Homepage. If you are unable to access the VLE at any time you should contact vlesupport@icca.ac.uk.

Library resources

Part 1 students who are members of one of the four Inns of Court are permitted to use any of the Inns' libraries for quiet study and research.

On Part 2, as a student member of an Inn, you are permitted to use any Inn Library. Students on Part 2 make very good use of the library facilities before, between, and after teaching sessions. You are advised to familiarise yourself with the library facilities.

When you use the libraries, you do so as a student member of an Inn and as a student of the ICCA. Please ensure that you always treat staff and other users with politeness and respect.

The website of each library with opening times is available through the following links:

Gray's Inn Library
Lincoln's Inn Library
Middle Temple Library
Inner Temple Library

One of the four Inn libraries is open from 10:00 to 17:00 every Saturday during legal terms. The Inn libraries are closed on Sundays and Bank Holidays. The four libraries are closed over the Christmas period and there are also some closures in August. Outside legal terms, the libraries operate reduced opening hours.

Careers Service

Some students starting the ICCA Bar Course do so having already obtained pupillage, most do not and often apply during the course. If you have not obtained pupillage or work-based learning, we are here to help you. In the first instance, please access our <u>Careers Hub</u> which has a wide range of resources to help you, including applying for pupillage, mini-pupillage, CV advice, legal and voluntary work opportunities, the Circuits and specialist practice areas.

After gaining the information you need from the Careers Hub, you can book a one-hour appointment to review your legal CV and pupillage application and a second one-hour appointment for interview practice. Please refer to the Careers Hub and forum or contact careers@icca.ac.uk for more information.

What we expect from you

Engagement with the course/keeping us informed

As you will know, Part 1 of the ICCA Bar Course is delivered entirely online. The two modules have been designed so that they can both be completed within 12 weeks. You are provided with a recommended course of study, but ultimately it is a question for you.

We are required to tell the BSB if you wish to take your centralised BSB assessments around 6-8 weeks before those assessments take place.

You have been selected to take the course because we believe that you are able to do so. We appreciate that you may have work or other commitments whilst taking the Part 1 course. If you find that you are not progressing at your desired pace or are not engaging with the course for any other reason, please tell us. Whilst Part 1 is an online course, it does not mean you need to manage everything on your own. You can contact the Directors of Online Learning, Bar Course Leader, or students@icca.ac.uk who will be able to help you.

Once you have taken your assessments and progressed to the Part 2 course you will be required to attend in person. There is no option to take the Part 2 course remotely. Many students will find Part 2 demanding, not least due to the volume of work and new skills being developed for future professional life. You will receive feedback which will understandably focus on areas for improvement. Far from being intended to be personal criticism, feedback is designed to assist you both for your upcoming assessments and for your future success at the Bar.

If you have any problems engaging with the course, please let us know. We have been able to support many students with differing needs since we started teaching. If we do not know, we cannot help. If you have concerns about confidentiality or wish to raise an issue and do not want your tutor or other member of teaching staff to know, approach another member of staff or email students@icca.ac.uk and we shall be able to arrange appropriate support.

Attendance requirement

The Part 1 course does not have an attendance requirement.

The Part 2 course has a minimum attendance requirement of 80% of all compulsory sessions. These will be teaching sessions and compulsory extra-curricular events. Assessments are not included in this figure. If you fall below this threshold you will not be permitted to sit your Part 2 final assessments.

80% is not a minimum you should aim for. You are required to attend all sessions. Students who fail to attend sessions tend to fail their final assessments. Every session you attend is important and the learning is cumulative.

The reason for the 80% rule is that Part 2 is a practical skills course. You will only succeed and flourish if you give yourself the opportunity to become immersed in all the course has to offer. This includes

attending sessions in a timely manner; for this reason, you will be marked as absent if you attend a timetabled session more than 15 minutes late.

The ICCA operates a Student Attendance and Engagement Policy.

If you miss a session and are unable to swap into another session, you will be marked absent. There is no process to make up sessions. If your attendance drops such that there is a risk you will not attend for 80% of sessions, or it is felt that whilst your attendance may be above 80% your lack of attendance is jeopardising your success on the course, a member of the ICCA team will speak to you. It may be necessary to interrupt your studies, i.e., you may have to come back on another course in the future to attend with sufficient frequency to successfully complete the course.

What to do if you cannot attend a session

Class Changes

If you have a conflict which cannot be moved and takes precedence, such as pupillage interviews and hospital appointments, then you should try to swap a session with a student in another class/group. If you can find a student willing to swap (please do not pressure them to do so) then notify the relevant tutor and students@icca.ac.uk setting out the subject and session number, and the date and time of the session. Swapping sessions is disruptive and must be kept to a minimum. If you do not follow this process, your tutor may not allow you to attend the session and you will be marked absent.

Lateness

Due to the nature of the sessions, lateness has a significant effect on the other students in your group. If you are going to be late, you must notify your class tutor. If you are repeatedly late, we will implement the Student Misconduct policy.

Guests of the Inns

You will be taught in the Inns of Court whilst studying the Part 2 Bar Course. We must all treat the Inns and their staff with respect and politeness at all times. The relationship that allows you to study at the Inns is highly valued by COIC and the ICCA.

Conduct and Behaviour

We expect high standards of conduct from all members of the ICCA community – staff, students and others alike. This is made clear in our 'Acceptable Behaviour Statement', which can be found at Annex 1 of our <u>Bullying</u>, <u>Harassment and Sexual Misconduct Policy</u>. The standard against which you are judged is also set out in the Academic Regulations (regulations 38 and 39).

The <u>Academic Regulations</u> and <u>Student Conduct Policy</u> go into considerable detail. However, the following briefly summarise those documents. Misconduct falls broadly into two categories – academic conduct and personal conduct.

Academic misconduct

Academic misconduct is where a student tries to gain an unfair advantage or undermines the system (the precise definition is found at regulation 39.2). Examples are where a student plagiarises work or discusses an assessment with other students.

A student may be found to have carried out poor academic practice. This is less serious that academic misconduct and occurs where a student, for example, fails to adhere to instructions but does not attempt to gain an unfair advantage.

Academic misconduct is investigated by the BCL. The matter may then be dealt with by a Misconduct Panel.

Depending on the conclusion the available penalties range from a letter warning a student not to repeat poor academic practice to expulsion from the course, cancellation of results, and notification to the student's Inn of the findings.

Personal misconduct

A student who is subject to a misconduct complaint, police investigation, or prosecution may be suspended or excluded by the Dean of the ICCA pending the outcome. Similarly, a student who is a danger to themselves or others may be excluded by the Dean.

The ICCA rules and guidance on misconduct are strict. A failure by a student to maintain good conduct, is considered misconduct and will be treated as a disciplinary offence.

Misconduct is investigated by the BCL. Again, the matter may be dealt with by a Misconduct Panel.

Depending on the conclusion, the available penalties range from a letter to expulsion from the course, cancellation of results, and notification to the student's Inn of the findings. In the event of a student being imprisoned for more the 21 days, an exclusion from the course is automatic.

Where a student's membership of an Inn is withdrawn then the student must withdraw from the ICCA Bar Course immediately and their registration will be terminated.

Bullying, harassment, and sexual misconduct policy

Our policy mandates a principle that all students registered at the ICCA should be protected from bullying, harassment and sexual misconduct from all other members of the ICCA community.

Instances of bullying, harassment or sexual misconduct are treated seriously and investigated swiftly.

You should spend some time to read this policy.

Workload

You can study Part 1 at your own pace. The course is designed to fit into a 12-week timeframe. At the start of each new Part 1 course we publish a document that will show you when you will complete the

course depending on the number of online lessons you complete each week. This will allow you to plan your study time and revision time so as to give you the best chance of passing the centrally set exams.

The large majority of our students find that Part 2 of the course has a heavy workload. It is demanding because of the amount of research and work you have to do for sessions and because the skills you are learning are new.

Something that students often struggle with is expecting immediate perfection, rather than recognising that it takes time to reach a high level of ability. You will learn to manage your time efficiently. We can help you with this. If you find the workload overwhelming, speak with your personal tutor about it. Do not think you are alone. Your experience is shared by other students. Our job is to take you from a point of being unskilled to being ready to enter pupillage in a short period of time. This is an intense process.

It is very important that you build in breaks. Use your reading week well. Take time at the weekends to get away from the course. Learn when to put the metaphorical pen down when drafting an opinion or other document. Some students tinker for hours with little improvement when that time would be better spent on other things.

Avoid concentrating only on tasks that you enjoy. We all tend to like doing what we are good at. This can lead you to neglecting subjects that you find hard and in which you are doing less well. We regularly see students who greatly improve their skills whilst they are with us. We also know that there are students who avoid working on topics they dislike. The second group of students tends to perform poorly in assessments.

Regardless of how sure you are about you desired practice area(s), they might differ in practice; do not get complacent and focus less on certain assessments.

Should I undertake research or other preparation before starting the course?

No. The ICCA Bar Course is designed to be self-contained. We do not prescribe any reading or research before beginning Part 1. This is because all the reading you need to do is contained in the set textbooks. You will not know which part of the set texts to read until you see the syllabi. Each online lesson clearly sets out what you need to read for that topic.

Some students worry about how a lack of legal knowledge (or recent legal knowledge) will affect their performance on Part 2. Whilst it is true that a broader and better legal knowledge will assist, there is little point in attempting to re-read undergraduate law topics. You are going to learn how to operate as a lawyer in court, this is very different from the academic study of law at undergraduate level.

There are, however, two things you can do before starting Part 2. The first is to get some rest, the course will be taxing. The second is to go to a local court and watch the proceedings, not least because listening to good advocacy will help you considerably, including throughout your career at the Bar.

Student support and wellbeing

Student welfare

You are entering a profession where stress and burnout are common unless you embed skills from the outset to manage your practice carefully and healthily.

As an undergraduate or postgraduate law student, you are likely to have had a competitive academic experience. Whilst on the Bar Course, you will meet others who have high levels of confidence and seemingly already-developed skills in various aspects of the course. You may feel, at the beginning, that you cannot compete. This is very normal, and you should not panic.

Whilst on the Bar Course, you may experience levels of stress you have not encountered before and in order to help you navigate this, we have developed resources on the <u>VLE to assist you</u>. You can learn about stress and anxiety, developing empathy, grit and resilience and learning to thrive at the Bar.

As well as the stress of the course, you may also encounter difficulties and experiences in life which derail you on the Bar Course. We are very used to helping students make sensible decisions when life throws a curveball.

The most important thing is that you tell us, speak to us about what is bothering or affecting you and let us help.

When you start the course, or at any time afterwards, you should feel free to share any welfare concerns with us.

You may wish to maintain a degree of confidentiality. You may not want all your tutors to know about a health condition of event in your personal life. We understand this, and unless there is a serious welfare concern, we can maintain keep information restricted to the few people that need to know.

If you have experienced anxiety in the past that affected your prior academic career, please do not feel that you have to wait to see if the same patterns emerge on the Bar Course. Please tell us that this is the case, and we can act swiftly to assist if and when that anxiety occurs.

The ICCA maintains a Student Welfare Group (SWG). This is a group of staff members trained in mental health first aid and in some cases suicide intervention. This group meets very regularly to monitor the welfare of our students. The vast majority of our students pass through the course with minimal intervention, on other occasions a member of the SWG may arrange to meet with a student, discuss interruption of studies, or refer a student to the Personalised Assessment Arrangement (PAA) process.

When you join us, if you feel that you need support of any kind, please do not hesitate to contact us. It is not necessary to speak only with your personal tutor; you may wish to speak to a female member of staff, or someone not connected to the academic team. If we understand the issues, we can make arrangements to support you as best we can and in a way that suits you best.

Trigger warnings

Part 1

Please rest assured that there is no unnecessarily distressing detail in the Part One Course and none of the major case studies involve sexual offences, although one of the criminal case studies is based on a domestic violence situation. Some of the quiz and formative assessment questions necessarily involve sexual offences, as these are part of the criminal litigation syllabus, but no explicit detail is included.

If you have concerns about potentially distressing material in the Part One Course, please contact the Directors of Online Learning who can provide further information and reassurance.

Part 2

None of the Part 2 case studies involve sexual offences. You will participate in simulated court room examinations. You may have experienced being cross-examined in the past. You may also have other experiences which lead you to be concerned about the content of Part 2. If this is the case then please raise the subject matter with us. We can discuss any concerns you may have, in confidence if necessary. In the first instance you can use the students@icca.ac.uk email address.

What to do if you are worried about another student

One of the hardest situations you can encounter as a student is becoming aware of facts which lead you to have concerns for another student's welfare. You may receive a worrying message, you may witness self-harm, or be told that someone is subject to abusive behaviour. You may worry about an individual's privacy and confidentiality and not know what to do with that information.

Do not think that you should deal with such a situation alone, you should not. You can approach any member of the ICCA staff. If that person is not the proper person to deal with it, they will contact the person who is.

We are trained and experienced in dealing with these situations. Do not let confidentiality stop you from speaking with us. We will tell you if we need to know the identity of someone of concern – that is a decision for us.

We will also be able to arrange support for you.

If you have immediate concern that someone is a danger to themselves or to others and you are not able to contact a member of staff at the ICCA (for example it is the weekend or in the middle of the night) then you should dial 999 and contact emergency services. Notify us that this has taken place and we shall be able to support you.

Even out of office hours, if you have a significant concern, you will likely receive a response if you email the BCL, Dean, and DoL email addresses (see contact information at the end of this document).

Inclusion plans and personalised assessment plans

The ICCA operates a <u>Personalised Assessment Arrangement and Inclusion Plan Policy</u>. If you have a mental or physical health condition, temporary or permanent which affects your ability to study on the course and/or take your assessment you can apply for a PAA and/or IP.

You fill out the relevant forms which are self-explanatory and found on the VLE next to this Handbook and submit those forms to students@icca.ac.uk. Applications for a PAA should be made at least two months prior to any assessments. We will try our best to put a PAA in place for your exams if you are not able to apply before this deadline, but a delayed application may result in you having to delay your assessments if this is not possible.

You may be required to provide medical or other evidence to support your application. If you are not provided with any or all of what you request then you can appeal that decision.

The purpose of a PAA or an IP is to allow you to study and then take assessments to the best of their ability.

You should be aware that the fact of having a recommendation from a medical practitioner or having previously had a similar arrangement at another education provider does not guarantee that you will have a similar arrangement with the ICCA.

What if you need to withdraw from the course or interrupt studies

A small minority of our students will start the course and either not complete it or will need to take a break in their studies to allow them to complete the course. As Part 1 can be taken at your own pace, it is not necessary to use the Interruption of Studies (IOS) procedure. You simply choose not to register to take your assessments or, if you have registered and realise you are not in a position to take your assessments, you can apply for mitigating circumstances.

It you realise that you no longer wish to continue with the course (perhaps a new career opportunity has arisen), then we ask that you notify us of this such that we can de-register you.

Once you are on Part 2, it is expected that you will attend the course and take your assessments as soon as possible, however, events may occur which prevent this. We have an IOS procedure that allows a student to request pausing their studies. The maximum length of the pause is one year. And the course must be completed within our 3-year longstop deadline.

The IOS procedure is closely linked with the attendance requirement. If your attendance is low, then you may have to make an application for IOS.

If you make an IOS application, we will probably speak to you about any linked welfare concerns and will try to map out a plan for your return and any support you may require. We shall also discuss any resulting fee implications.

Before you apply for an IOS, you should speak with your personal tutor or other member of staff about why you think this process is suitable. There is a form to complete that the Registry team will be able to assist you with if this is how you proceed, as usual email the students@icca.ac.uk email address for assistance.

Assessments

How students are assessed

The BSB publish the Professional Statement which describes the knowledge, skills and attributes that all barristers should have on "day one" of practice. The ICCA is authorised by the BSB to deliver the Bar Course (it is an Authorised Education and Training Organisation or AETO). As a student at an AETO, you are trained to meet the requirements of the Professional Statement

The BSB also publishes a <u>Curriculum and Assessments Strategy</u> which sets out Learning Outcomes for your training; this is derived from the Competences in the Professional Statement.

Part 1

Part 1 assessments are set by the BSB.

Criminal Litigation is assessed by way of a three-hour closed book exam, consisting of 75 multiple choice and single best answer questions.

Civil Litigation is assessed across two papers. Paper 1 is a 2-hour closed book exam, consisting <u>Course</u>: <u>Bar Course Orientation (icca.ac.uk)</u> of 50 multiple choice and single best answer questions. Paper 2 is a 2½ hour open book exam, consisting of 40 multiple choice and single best answer questions. For Paper 2 you are required to have your hard copy White Book (both volumes) with you in the assessment. You are not permitted to take any other materials into Paper 2.35 of the 40 questions on Paper 2 are made up of rolling case scenarios. For more information on these and all other aspects of the Part 1 exams, please see the Part 1 assessment <u>information tile on the VLE</u>. You should also watch this video regarding marking up of the White Book.

Part 2

On Part 2, each assessment is assessed using a different method. Our assessments are designed by the ICCA and are scrutinised and confirmed suitable for use by an External Examiner appointed by the BSB.

Please note, that the form of assessment may alter slightly from the time of publication of this Handbook. It is also necessary on occasion for assessments to be undertaken remotely (for example during Covid or where a student has visa issues preventing entry to the country).

The <u>module overview</u> for each subject details how each skill is assessed. A brief description is provided for each subject; please follow the links below for more information:

Examination-in-Chief Assessment criteria	-	Live eliciting of information from witness, 15 minutes before tutor judge.
Cross-Examination Assessment criteria	-	Live cross examination of actor/witness, 15 minutes before tutor judge.

Submissions Advocacy Assessment criteria	-	15 minutes of oral advocacy performed to a tutor/judge and marked skeleton argument.
Opinion Writing Assessment criteria	-	Take-away written problem with a week to complete, maximum 4000 words plus legal research trail.
Drafting Assessment criteria	-	Take-away written problem with 24 hrs to complete, no word limit.
Conference Skills Assessment criteria	-	Live conference undertaken with actor/client 25 minutes and submission of conference plan
Professional Ethics Assessment criteria	-	Multiple-choice 40 question test lasting 2 hours

When and where assessments take place

Part 1

You can sit the centrally set BSB exams in April, August and December each year. Most ICCA students sit the exams online using our online assessment platform, Inspera. There are also facilities for students to sit the exams at other locations and using a pen and paper as circumstances demand. For more information on sitting the Part 1 exams please contact students@icca.ac.uk.

You do not have to take both Civil and Criminal Litigation at the same time but please be aware when you are sitting Civil Litigation, that you must complete both Paper 1 and Paper 2 in the same exam window.

Part 2

Your assessments will take place at the Inns, probably in a room where you have been taught. At the conclusion of teaching, assessments take place over approximately one month. The workload during this month is quite heavy and may coincide with pupillage application season. You will be provided with an individualised assessment timetable.

The assessment programme is published on the VLE and can be found here.

Grade boundaries, weighting, and classification

The pass mark for the Part 1 assessments is set by the BSB. The assessments are pass/fail and the pass mark is 60%. Please see the Part 1 assessment information tile linked above for further information.

The pass mark for all Part 2 assessments is 60%. The marking range for each grade is set out below.

 Fail
 Below 60%

 Pass
 60-69%

 Merit
 70-79%

Distinction 80% and above

Your Final Grade

You will only achieve an overall Distinction if you pass all assessments at the first attempt and either (a) achieve an overall average mark of 80% or over or, (b) achieve 80% or over in 5 of the 7 Modules assessed on Part 2.

You will achieve a Merit in one of two ways:

- a) if you pass all assessments at the first attempt and achieve an overall average mark of 70-79% for the modules on Part 2 of the course; or
- b) if you have only failed only one module (which you subsequently pass), and you achieve an overall average mark of 70 or over for the modules on Part 2 of the course. Please note that when calculating the average mark, the module which you did not pass at the first attempt will be capped at 60%

All other students who pass all the subject areas (and do not have their final classification withheld for some other reason) will achieve a Pass. If you fail more than one Module, you cannot achieve higher than a Pass

Weighting

When your average mark is calculated it is weighted. This is to reflect the respective time spent studying each topic. The table below sets out how:

	Percentage of Course	Credits	Hours of Study
Examination-in- Chief	17.5%	14	140
Cross-Examination	17.5%	14	140
Submissions Advocacy	15%	12	120
Opinion Writing	12.5%	10	100
Drafting	12.5%	10	100
Conference Skills	12.5%	10	100
Professional Ethics	12.5%	10	100
TOTAL	100%	80	800

Mitigating circumstances

The ICCA has produced a detailed <u>Mitigating Circumstances Guidance document</u> to assist you. This is a summary of the key points found in that document.

Mitigating circumstances in this context relate to assessments. If there are "recognisably disruptive or unexpected events beyond the student's control that might have a significant and adverse impact on their academic performance" then a student can apply for an authorised absence from an assessment as a result of those mitigating circumstances.

You must submit your mitigating circumstances form no later than 7 calendar days after the assessment and in any event before the publication of results.

For the Part 1 assessments, you are required to register for those assessments long in advance of the assessment. Between the date of registration and the date of the assessment, students may find that they are not in a position to sit the assessment. If a Mitigating Circumstances Form (MCF) is submitted within the required time frame, it will ordinarily be accepted.

If you take the assessments, you can still enter an MCF, provided it is within 7 days of the assessment. This will need to outline the events beyond your control that led to the assessment being affected.

The outcome of your application for mitigating circumstances will be determined before the you receive your results. If it is accepted by the BCL and confirmed by the Academic Board, you will not receive a result even if you took the assessment. You will receive an authorised absence.

It is not possible to use the mitigating circumstances as a holding position to see how well you have done in the assessments. You cannot get mitigating circumstances just in case you fail. Once you decide to apply the effect will be that you are either given an authorised absence or you are not.

On Part 2, the situation is largely the same. As there is no pre-registration for these assessments, you are expected to attend unless you tell us that you cannot for some reason. If you do attend, you still have up to 7 days from the assessment to enter an MCF.

If you are unable to attend your live assessment slot, then you may be able to arrange a different slot without needing to enter mitigating circumstances.

This process cannot be used to increase your marks.

If you have an application for mitigating circumstances refused by the BCL, an appeal lies to the Dean of the ICCA.

The 7-day deadline for entering an MCF can be extended in exceptional circumstances (for example if a student is in hospital). It cannot extend beyond the publication of the result. In a situation where your result is published, you will need to enter an appeal against that result.

If something has happened which has affected your assessment, you do not have to enter an MCF. You

may elect to receive your result. You must be aware that if you know about something that has affected your assessment and you choose not to bring it to our attention using the mitigating circumstances, it will be extremely difficult to you have result subsequently discarded by way of an appeal.

You should not hesitate to contact us in the event that something has gone wrong. We shall be able to support you and outline to you what options are available to you. The decision on whether to submit and MCF is ultimately for you.

Appeals against assessment results

If more than 7 days have passed since an assessment and there no exceptional circumstances that allow for the mitigating circumstances procedure to be followed, then the only route to contest the outcome of an assessment is by way of an academic appeal.

It is not possible to have your mark raised as a result of an academic appeal. There is no appeal against the academic judgment of the marker(s). In short, you cannot successfully appeal because you think the marker got it wrong.

There are two grounds of appeal which are limited:

- a) where there is evidence that an assessment(s) may have been adversely affected by mitigating circumstances which the student was unable, or for valid reasons unwilling, to make known before the original decision was reached; and
- b) where there is clear evidence that an assessment(s) may have been adversely affected by a significant administrative error on the part of the ICCA or in the conduct of the assessment

In relation to a), you must note that there must be a good reason why you were not able to bring the issue to our attention before, during, or within 7 days of the assessment taking place. This is a particularly high hurdle where the appeal is brought following publication of the result.

In relation to b), once you can demonstrate a significant administrative error on the part of the ICCA which has affected that assessment, the threshold is not high. You need only show that it "may" have affected you. An example of this may be where you have been issued with an incorrect set of papers that needed significant amendment between release and assessment.

Any appeal is considered in the first instance by the BCL. If this is rejected, then you can contest this outcome by asking for the matter to be referred to the Dean of the ICCA. This request must be brought within 7 days of being notified of the outcome of your appeal.

If the BCL does not reject the appeal, the matter is passed to the Academic Board to determine.

What to do if you cannot attend an assessment

The best advice in most situations is to let us know. Sometimes events occur which mean that it is not possible to tell us in advance of the assessment that you cannot attend. As soon as you can, contact us on the students@icca.ac.uk email address.

For Part 1 assessments, if you have registered for an assessment and cannot attend, you will have to submit mitigating circumstances no later than 7 days after the assessment in question. If you know before the assessment that you are not going to attend, you can submit an MCF before the assessment.

The BSB assessments have a lengthy pre-assessment registration cut-off. If you register and realise you are not in a position to take the assessments, ordinarily an application for mitigating circumstances will be allowed. You will just have to set out the reasons why and may be required to provide some evidence.

Part 2 assessments fall into two categories those with a deadline and those that occur over a period of days. Some have both. It is exceptional that a deadline will be moved to allow for late submission of an assessment. If you submit work after the deadline, you will score zero marks for that part of the assessment. For submissions advocacy for example, failure to submit the skeleton argument will make it extremely difficult to pass the assessment. If you are not able to meet a submission deadline, you must contact us to explain why.

Where an assessment occurs over a period of days, for example the live part of submissions advocacy or cross-examination, if you cannot attend at your allotted time for good reason (perhaps illness on the day) and can attend a later slot, we may be able to accommodate you later. If we are not or you are not able to attend the assessment, then you will be able to attend the next slot. This will usually be the resit assessment.

Many students are caused anxiety at the thought of missing an assessment, particularly where this will lead to a delay in receiving their result. In such a situation a student's life is disrupted. Accommodation arrangements, Inns scholarships, pupillage, holidays, and finances can be affected. Our experience has been that third parties, such as chambers or the Inns, tend to be very understanding. Where there is a delay to your completion of the course or passing from Part 1 to Part 2, we shall do our best to support you.

Help! I won't make it to the assessment on time

Do not be late for an assessment. Despite this advice being given to every student, invariably students are late with or without good cause. Please diarise your assessments as soon as you receive them, do not take on additional commitments around assessment time. Also, make sure you have the students@icca.ac.uk email address to hand.

If you are running late, notify us as soon as you realise that this may be the case. Try not to panic. We have dealt with this situation many times and will be able to help you navigate your way through the situation.

Can I submit an assessment late?

If you do, you will receive no marks for that assessment or that component of the assessment (Conference and Submissions Advocacy each has a submitted document as a component part).

If you are not going to be able to submit an assessment or a component part of an assessment when required, please let us know.

What happens if I fail one or more of my assessments?

Failing an assessment can happen even if you have previously achieved considerable academic success. It is important that you realise from the outset of this course that you will be learning skills which are quite different from anything you might have studied before. All of our students are academically strong. You may not succeed at first; there is provision for this. If you fail any assessment we shall work with you to give you the best possible opportunity to pass that assessment.

If you fail a Part 1 assessment, you will have the opportunity to retake it at the next available sitting. Where you fail a Part 1 assessment, you will not be able to progress to Part 2 of the course, other than in exceptional circumstances. If you fail one or both the assessments three times, you will fail the course and you will not progress to Part 2 (unless you have successfully applied for mitigating circumstances).

If you fail a Part 2 assessment, you will have the opportunity to retake it as a resit or other subsequent sitting of the assessment. If you fail an assessment three times, you will fail the course (unless you have successfully applied for mitigating circumstances).

There is no option to cross-credit or average marks so that you can pass the course without passing all module subjects.

The student voice and student activities

Part 1

Each cohort of Part 1 students will have a Student Representative. Part of the Student Representative's role is to act as a conduit between you and the ICCA. You can pass on any feedback you have about the course to the Student Representative, and this will be communicated to us.

At least once a term, the DoLs hold an informal session for Part 1 students to talk through any issues you may be having and provide any feedback about the course. These sessions take place online and are always recorded, so if you can't attend you can catch up with them afterwards.

If you have a question about any of the content of Part 1 you can use the forums at the end of each unit and a tutor will answer your question, normally within a week.

Finally, we use student surveys both during and after Part 1 to capture your feedback, which we use to improve the course on an ongoing basis.

The Staff Student Liaison Committee (SSLC)

SSLC meetings are very important. Each tutor group on Part 2 has a group representative who attends meetings which occur roughly 3 times during Part 2. The purpose of the meetings is to allow for collective concerns to be aired. If we know of problems, then we are better able to fix them. Sometimes we are able to make changes which affect the cohort of which the representatives are a part, sometimes any changes will not be implemented until a following cohort, sometimes we cannot make changes (for example where we are bound by BSB timetables).

The existence of the SSLC should not stop any student from raising a more urgent matter with a member of staff.

The SSLC meetings cover group concerns. If you have a purely personal matter, then this will be better raised with your personal tutor or other suitable member of staff.

Student complaints

Our Academic Regulations (regulation 55 onwards) set out a framework for students to make a complaint. Whilst we hope you have no cause for complaint, it is inevitable that complaints occasionally arise. Complaints in this context are not the same as raising issues at the SSLC.

When the ICCA receives a complaint, the first stage is an informal resolution whereby the ICCA, usually in the shape of the BCL and a member of the Operations team, meets with the student(s) to discuss what the subject matter is and whether a solution can be found. This is known as "Stage One" complaint.

If informal resolution is not possible, you may raise a "Stage Two" complaint with the Dean of the ICCA. This must be raised within 3 months of the complained of behaviour (or last instance if there is a series of incidents). The Dean will then instigate an investigation.

If you are not satisfied with the outcome of the investigation, then you have 14 days to appeal. There are very limited grounds of appeal which are set out in regulation 55.26.

A student who remains unsatisfied after the appeal process can complain to our academic partner, King's College London, and ultimately raise the issue with the Office of the Independent Adjudicator.

The role of the Office of the Independent Adjudicator

The OIA is an independent body that investigates student complaints. Its <u>website</u> provides a detailed explanation of its purpose and processes. In brief, it allows for a review of the ICCA's (or any other higher education provider) decisions. You must first exhaust internal review and appeal procedures. This will include resolution through King's College London. In addition to complaints, an OIA referral can be used to review other decisions, e.g., a decision not to allow an academic appeal or a decision to exclude a student from the course.

Advocacy and mooting

The ICCA has a small fund for the purposes of supporting entries to mooting competitions. The selection of moots and participants falls under the remit of the Advocacy Committee which is appointed by the Dean of the ICCA at the start of each Cycle of Part 2.

Applications are considered anonymously by the Dean who appoints a Captain of Moots and a number of Committee members depending on the size of the cohort. There are no financial awards attached to being a member of the Committee.

The Committee is given a budget and decides how best to utilise those funds in order to enter ICCA teams into competitions both nationally and internationally. The Dean meets regularly with the Committee to assist with budgeting, payments and to identify mooting judges or coaches for specific teams.

It is incumbent upon the Committee to spend its budget sensibly. On occasion, it has been possible to raise extra funds for one-off competitions.

At the end of a Cycle, the Advocacy Committee reports in writing to the Dean as to the successes or otherwise of the ICCA teams and a handover note is prepared for the incoming Committee.

Joining an Inn and Qualifying

Barristers must be a member of one of the inns of Court. The following links take you to the Inns' website page detailing how to join the Inn.

Lincoln's Inn
Gray's Inn
Middle Temple
Inner Temple

Each Inn has its own unique character and part of the excitement of training to become a Barrister is making the decision for yourself as to which Inn suits you best. You must be a member before commencing Part 2, you may wish to join earlier to benefit from the various forms of assistance that the Inns can offer, including being able to use the libraries for study.

You will have the opportunity to take part in mooting, and other Inns events. The Inns also provide welfare support to students.

Inns Mentoring Scheme

Each Inn runs a scheme that tries to match students who have an aspiration to practise within a particular field with a barrister who is currently doing so. These are excellent opportunities to obtain valuable experience and advice. For more information you should consult your Inn's website.

Contacts

Below is a list people at the ICCA who might be able to help you at the ICCA. If your query and requirement are directed to the wrong recipient, we can easily pass them on to the right person. Some useful Bar Course contacts are:

Contact	Email	Subject
Students@icca.ac.uk	students@icca.ac.uk	This is your first port of call for
		most enquiries. If in doubt, use
		this email and you will be
		directed to the correct location.
Lynda Gibbs (KC Hons)	lgibbs@icca.ac.uk	Appeals, pastoral, advocacy,
Dean		mooting, complaints, concerns
Barnaby Pinfield	bpinfield@icca.ac.uk	Any Part 2 concern which
Bar Course Leader		cannot be addressed through
		the students@icca.ac.uk
		address or through SSLC or
		other process.
Jane Hutton and Patrick Ryan	dol@icca.ac.uk	Part 1, BSB assessments, any
Directors of Online Learning		other aspects of the ICCA's
		online courses.
Andy Russell	arussell@icca.ac.uk	Finances, wellbeing and
Operations Director		concerns about the conduct of
		others.
Beth Phillips	bphillips@icca.ac.uk	Finance and Operations, Legal
		Texts and Databases
Katie Ingram	kingram@icca.ac.uk	Registry matters where urgency
		or other reason means that the
		students@icca.ac.uk address is
		not appropriate.
Cara Fitzgerald	cfitzgerald@icca.ac.uk	Assessment related matters
		where urgency or other reason
		mean that the
		students@icca.ac.uk is not
		appropriate.
Office telephone		020 7822 0763

Please note that Beth Phillips, Katie Ingram, Cara Fitzgerald, Andy Russell, and Barnaby Pinfield are all trained in mental health first aid and suicide intervention. If you have any concern for yourself or someone else, you can email one or all of those individuals in addition to the students@icca.ac.uk address.

External Support Services

Your GP

You can find a local General Practitioner by <u>searching here</u>. Please ensure that you register with a local GP if you have moved to a new area to study at the ICCA.

Call 111

In an emergency or if you need help immediately then please contact your GP or NHS 111, the NHS non-emergency number. It's fast, easy and free.

Call 111 and speak to a highly trained advisor, supported by healthcare professionals. They will ask you a series of questions to assess your symptoms and immediately direct you to the best medical care for you.

NHS 111 is available 24 hours a day, 365 days a year. Calls are free from landlines and mobile phones.

NHS Walk-in Centres

NHS 'Walk-in Centres' are usually managed by nurses and are available to everyone. Some also offer access to doctors. No appointment is needed, although you may have to wait to be seen. Most centres are open every day and outside usual office hours. They can be used when someone:

- Cannot see their GP because their surgery is closed
- Cannot get an appointment when they need one
- Needs to see a GP or nurse but has not registered with a surgery

Walk-in Centres can be used when the health problem is not an emergency – the NHS advises that they are not designed for treating long-term conditions or immediately life-threatening problems. You can search for your <u>nearest walk-in centre here</u>.

Medical Emergencies

For emergencies dial 999 or attend your local hospital Accident & Emergency Centre. You can see accident and emergency centres within 5 miles of the ICCA here.



Mind (www.mind.org.uk)

We change minds across England and Wales by making mental health an everyday priority. By standing up to the injustices – in healthcare, in work, in law – which make life harder for those of us with mental health problems.



Sane (www.sane.org.uk)

SANE is a leading UK mental health charity improving quality of life for anyone affected by mental illness.



Brook (www.brook.org.uk)

Brook operates a number of sexual health and wellbeing services across the UK. Brook is committed to supporting young people and the majority of services are for people under 25.





Whatever you're going through, a Samaritan will face it with you. We're here 24 hours a day, 365 days a year.



Young Minds (www.youngminds.org.uk)

We're the UK's leading charity fighting for children and young people's mental health. We want to see a world where no young person feels alone with their mental health, and all young people get the mental health support they need, when they need it, no matter what.



Wellbeing at the Bar (www.wellbeingatthebar.org.uk)

Psychological wellbeing within the profession is rarely spoken about. The Bar Council are seeking to address and support the challenges facing the profession.



Students Against Depression (www.studentsagainstdepression.org)

Students Against Depression is a website offering advice, information, guidance and resources to those affected by low mood, depression and suicidal thinking.



Beat - eating disorders (<u>www.beateatingdisorders.org.uk</u>)

We are the UK's eating disorder charity. Founded in 1989 as the Eating Disorders Association, our mission is to end the pain and suffering caused by eating disorders.



Papyrus (www.papyrus-uk.org)

PAPYRUS Prevention of Young Suicide is the UK charity dedicated to the prevention of suicide and the promotion of positive mental health and emotional wellbeing in young people.



Frank

Frank helps you find out everything you might want to know about drugs. For friendly, confidential advice.



GamCare - Gambling Advice (<u>www.gamcare.org.uk</u>)

GamCare provides information, advice and support for anyone affected by problem gambling. Operate the National Gambling Helpline.



Macmillan Cancer Support (www.macmillan.org.uk)

Our purpose is to do whatever it takes to support people living with cancer.



StepChange Debt Charity (<u>www.stepchange.org</u>)

Free advice and practical solutions to assist with problem debt.

Glossary

This is a list of common terms you will come across while studying the Bar Course

ICCA Inns of Court College of Advocacy

COIC Council of the Inns of Court

BSB Bar Standards Board

DoL Directors of Online Learning

BCL Bar Course Leader

CPD Continuing professional developmentPAA Personalised assessment arrangementPGDip Postgraduate Diploma in Bar Practice

RPL Recognised Prior Learning

AETO Authorised Education and Training Organisation

MCF Mitigating Circumstances Form

IOS Interruption of StudiesSWG Student Welfare Group

SSLC Staff Student Liaison Committee

OIA Office of the Independent Adjudicator

VLE Virtual Learning Environment