THE LAW SOCIETY OF SCOTLAND
QUALIFIED LAWYERS ASSESSMENT
SCOTTISH LEGAL SYSTEM AND LEGAL METHOD
7 NOVEMBER 2022
0830 – 1000
(90 minutes)

All candidates must answer THREE questions.

Common law qualified candidates can answer ANY three questions out of four.

Non-common law qualified candidates can answer any TWO questions from question one to question three and MUST answer question FOUR which is compulsory.

All questions are marked out of 100 and are weighted equally.
Question 1

Explain the main ways in which the Union of the Parliaments (1707) affected the separate identity of the Scottish legal system and discuss the extent to which the Scottish legal system retains a separate identity today.

Question 2

Explain the role played by sheriff courts in relation to both criminal and civil justice in Scotland.

Question 3

Explain the role of the following within the Scottish legal system:

a) The Lord Advocate
b) Senators of the College of Justice
c) Solicitor Advocates
d) Justices of the Peace

Question 4

Describe the main features of judicial precedent as a source of Scots law.