

Examiners' Comments on the 2008 Examination
Head III: Commercial and Company Law

The examination covered a range of questions from the syllabus which required candidates to demonstrate their knowledge and practical understanding of Hong Kong commercial and company law. Some candidates continue to choose to provide pre-prepared answers to questions, thereby simply ignoring the various issues raised by the questions. For example, some candidates provided one unequivocal answer to questions that were designed to invite an analytical discussion of various options available to the client arising from the set of facts presented in the question. When candidates followed this approach, they invariably failed to address many of the issues raised by the question.

In addition, some candidates failed to allocate their time appropriately. They would answer three questions reasonably well and provide a very poor response to last question, which seemed to suggest that the candidate did not have sufficient time to respond to the question.

On the other hand, there was a small proportion of candidates who demonstrated a sound knowledge of the syllabus, producing thoughtful, logical and coherent answers, which were supported by appropriate references to case law and legislation.