

**International Legal English Certificate
Test of Speaking**

Selected Tasks from Test Materials 2006

Part 1

Part 2

- 1A Contract Law
- 1B The International Legal Profession
- 2A Relationships between Lawyers and Clients
- 2B Property Law

Parts 3 and 4

- 21 Incorporating a Business
- 22 Negotiating Contracts

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Interlocutor Good (morning/afternoon/evening). My name is and this is my colleague,

And your names are?

Can I have your mark sheets, please?

Thank you.

First of all, we'd like to know a little about you.

Ask candidates the following questions in turn.

- Where are you both from?
- *(Candidate A)*, are you working or are you a student?
- And what about you, *(Candidate B)*?
- *(Candidate A)*, tell us something about your work / the course you are studying.
- And *(Candidate B)*, tell us about your work / the course you are studying.

Ask each candidate one further question, as appropriate.

- Do you think that people who work in the legal profession are respected in your country? (Why/Why not?)
- Some people say that there are not enough women in the legal profession today. What's your opinion?
- In your opinion, what has been the most important change in the law in your country in recent years? (Why?)

Thank you.

PART 2 7 minutes (10 minutes for groups of three)

Task 1

Interlocutor Now, in this part of the test I'm going to give each of you a choice of two different topics. I'd like you to choose one of the topics and give a short talk on it for about a minute.

(Candidate A), it's your turn first. Here are your topics and some ideas to help you.

Place Part 2 booklets, open at Task 1, in front of each candidate.

You have a minute to choose your topic and prepare your talk. After you have finished your talk, your partner will ask you a brief question about it.

 *Up to one minute of preparation time*

All right? Now, *(Candidate A)*, which topic have you chosen?

Candidate A *States chosen topic.*

Interlocutor *(Candidate B)*, please listen carefully to *(Candidate A's)* talk, and then ask him/her a brief question about it. *(Candidate A)*, would you like to start?

Candidate A  *One minute*

Interlocutor Thank you. Now, *(Candidate B)*, can you ask *(Candidate A)* a question about his/her talk?

Candidates  *Up to one minute*

Interlocutor Thank you. (Can I have the booklets, please?)

Retrieve booklets. Now select a different pair of tasks for Candidate B.

Interlocutor Thank you. Now, *(Candidate B)*, it's your turn. Here are your topics and some ideas to help you.

Place Part 2 booklets, open at Task 1, in front of each candidate.

You have a minute to choose your topic and prepare your talk. After you have finished your talk, your partner will ask you a brief question about it.

 *Up to one minute of preparation time*

All right? Now, *(Candidate B)*, which topic have you chosen?

Candidate B *States chosen topic.*

Interlocutor *(Candidate A)*, please listen carefully to *(Candidate B's)* talk, and then ask him/her a brief question about it. *(Candidate B)*, would you like to start?

Candidate B  *One minute*

Interlocutor Thank you. Now, *(Candidate A)*, can you ask *(Candidate B)* a question about his/her talk?

Candidates  *Up to one minute*

Interlocutor Thank you. (Can I have the booklets, please?) *Retrieve booklets.*

Task 1

A

Contract Law

- the basic elements of a contract
- the most usual remedy if a contract is broken
- how to ensure that a contract will be fulfilled on time

Task 1

B

The International Legal Profession

- why some lawyers choose to work in another country
- the difficulties of practising law in another country
- the future direction of the practice of law internationally

PART 2 7 minutes (10 minutes for groups of three)

Task 2

Interlocutor Now, in this part of the test I'm going to give each of you a choice of two different topics. I'd like you to choose one of the topics and give a short talk on it for about a minute.

(Candidate A), it's your turn first. Here are your topics and some ideas to help you.

Place Part 2 booklets, open at Task 2, in front of each candidate.

You have a minute to choose your topic and prepare your talk. After you have finished your talk, your partner will ask you a brief question about it.

 *Up to one minute of preparation time*

All right? Now, *(Candidate A)*, which topic have you chosen?

Candidate A *States chosen topic.*

Interlocutor *(Candidate B)*, please listen carefully to *(Candidate A's)* talk, and then ask him/her a brief question about it. *(Candidate A)*, would you like to start?

Candidate A  *One minute*

Interlocutor Thank you. Now, *(Candidate B)*, can you ask *(Candidate A)* a question about his/her talk?

Candidates  *Up to one minute*

Interlocutor Thank you. (Can I have the booklets, please?)

Retrieve booklets. Now select a different pair of tasks for Candidate B.

Interlocutor Thank you. Now, *(Candidate B)*, it's your turn. Here are your topics and some ideas to help you.

Place Part 2 booklets, open at Task 2, in front of each candidate.

You have a minute to choose your topic and prepare your talk. After you have finished your talk, your partner will ask you a brief question about it.

 *Up to one minute of preparation time*

All right? Now, *(Candidate B)*, which topic have you chosen?

Candidate B *States chosen topic.*

Interlocutor *(Candidate A)*, please listen carefully to *(Candidate B's)* talk, and then ask him/her a brief question about it. *(Candidate B)*, would you like to start?

Candidate B  *One minute*

Interlocutor Thank you. Now, *(Candidate A)*, can you ask *(Candidate B)* a question about his/her talk?

Candidates  *Up to one minute*

Interlocutor Thank you. (Can I have the booklets, please?) *Retrieve booklets.*

Task 2

A

Relationships between Lawyers and Clients

- the responsibilities lawyers have to their clients
- why conflict of interest is an important consideration
- the importance of a lawyer's independent professional judgement

Task 2

B

Property Law

- the most common legal issues involved in the sale of land
- how land purchases are usually financed in your country
- the role of a lawyer in land sales and purchases

PARTS 3 and 4 7 minutes (10 minutes for groups of three)

Task 21

Incorporating a Business

PART 3

Interlocutor Now, in this part of the test I'd like you to talk to each other. I'm going to describe a situation to you.

Place Part 3 booklet, open at Task 21, in front of the candidates.

One of your clients would like to incorporate a business and has asked you for advice on what this involves.

There are some discussion points to help you.

You have about three (four) minutes to discuss this.

Candidates 🕒 *Approximately five seconds*

Interlocutor Please start your discussion now.

Candidates 🕒 *Approximately three minutes (four minutes for groups of three)*

Interlocutor Thank you. (Can I have the booklet, please?)

Retrieve booklet.

PART 4

Interlocutor *Select any of the following questions, as appropriate:*

- What are the disadvantages of becoming a company?
- Why do some companies not have shareholders?
- What are the various types of corporation and how are they different?
- In what ways can a company cease to exist?

Select any of the following prompts, as necessary:

- What do you think?
- Do you agree?
- How about you?

Thank you. That is the end of the test.

Incorporating a Business

One of your clients would like to incorporate a business and has asked you for advice on what this involves.

Discussion points:

- the advantages of becoming a company
- the legal documents that are needed when a business is incorporated
- what a company is legally required to do annually

PARTS 3 and 4 7 minutes (10 minutes for groups of three)

Task 22

Negotiating Contracts

PART 3

Interlocutor Now, in this part of the test I'd like you to talk to each other. I'm going to describe a situation to you.

Place Part 3 booklet, open at Task 22, in front of the candidates.

You work in the legal department of a large international company. Your Managing Director has asked you to put forward some suggestions for a company policy on negotiating contracts.

There are some discussion points to help you.

You have about three (four) minutes to discuss this.

Candidates ⌚ *Approximately five seconds*

Interlocutor Please start your discussion now.

Candidates ⌚ *Approximately three minutes (four minutes for groups of three)*

Interlocutor Thank you. (Can I have the booklet, please?)

Retrieve booklet.

PART 4

Interlocutor *Select any of the following questions, as appropriate:*

- Do you think it is important to know the other party you are negotiating with? (Why/Why not?)
- How should lawyers prepare for contract negotiations?
- How can cultural differences make the negotiation of a contract more challenging?
- Why might you decide to break off negotiations?

Select any of the following prompts, as necessary:

- What do you think?
- Do you agree?
- How about you?

Thank you. That is the end of the test.

Negotiating Contracts

You work in the legal department of a large international company. Your Managing Director has asked you to put forward some suggestions for a company policy on negotiating contracts.

Discussion points:

- the issues involved in drafting contracts
- how to be successful in negotiations
- the possible problems colleagues may have when negotiating