

PERFORMANCE INDICATORS FOR SQE2 CASE AND MATTER ANALYSIS ASSESSMENT

<i>Skills</i>	<i>Indicators demonstrating competence</i>	<i>Indicators that do not demonstrate competence</i>
Identify relevant facts	<ul style="list-style-type: none"> • The candidate selects facts which are important in ensuring the client’s needs / objectives are met, or are relevant to the legal analysis, from the documentation provided 	<ul style="list-style-type: none"> • The candidate refers to all facts from the documentation, regardless of whether or not they are important in meeting the client’s objectives or relevant to their legal analysis • The candidate refers only to irrelevant facts • The candidate does not refer to sufficient relevant facts to support the legal analysis
Provide client-focused advice (i.e. advice which demonstrates an understanding of the problem from the client’s point of view and what the client wants to achieve, not just from a legal perspective)		
Provide client-focused advice (i.e. advice which demonstrates an understanding of the problem from the client’s point of view and what the client wants to achieve, not just from a legal perspective)	<ul style="list-style-type: none"> • The candidate demonstrates an understanding of the client’s problem from the client’s perspective. • The candidate addresses the client’s legal problem, any relevant commercial considerations and/or the client’s personal circumstances, priorities, objectives and constraints 	<ul style="list-style-type: none"> • The candidate does not approach or appreciate the client’s problem from the client’s perspective • The candidate does not focus on the issues identified by the client
Use clear, precise, concise and acceptable language		
Use clear, precise, concise and acceptable language	<ul style="list-style-type: none"> • The reader understands the candidate’s use of language and clarity of expression • The candidate avoids unnecessary technical terms/legal jargon 	<ul style="list-style-type: none"> • The reader struggles to understand the candidate’s use of language; the answer lacks clarity and/or is poorly expressed • The reader’s understanding is adversely affected by the density, length or brevity of the answer

		<ul style="list-style-type: none"> The candidate uses unnecessary technical terms/legal jargon
Law	<i>Indicators demonstrating competence</i>	<i>Indicators that do not demonstrate competence</i>
Apply the law correctly to the client's situation	<ul style="list-style-type: none"> The candidate identifies the relevant fundamental legal principles in accordance with the SQE2 assessment specification and applies them correctly to the facts of the client's case 	<ul style="list-style-type: none"> The candidate does not identify and correctly apply the relevant legal principles to the facts of the client's case The candidate does not apply the relevant legal principles in a way that addresses the client's needs and concerns
Apply the law comprehensively to the client's situation, identifying any ethical and professional conduct issues and exercising judgment to resolve them honestly and with integrity	<ul style="list-style-type: none"> The candidate's legal analysis is sufficiently detailed in the context of the client's case e.g. assessing information to identify key issues and risks; reaching reasonable conclusions supported by relevant evidence Where relevant, the candidate recognises ethical issues and exercises effective judgment in addressing them in accordance with the SRA Principles and rules of professional conduct 	<ul style="list-style-type: none"> The candidate's legal analysis is not sufficiently detailed in the context of the client's case e.g. the candidate demonstrates little or no understanding of the key issues and risks; fails to apply the law to the facts to reach reasonable conclusions The candidate does not recognise ethical issues or exercise effective judgment in addressing them in accordance with the SRA Principles and rules of professional conduct