



Moderators Assignment Feedback – Less Common Writs

After each series, we ask our moderators to provide a report on each assignment-based unit to identify

- any questions which were usually answered particularly well, including main points and qualities that characterised good answers.
- any questions which were usually answered badly and main weaknesses in candidates' answers.
- common errors or misconceptions made by candidates.

We hope that this will be of assistance when completing your Less Common Writs assignment.

General feedback to candidates

This assignment is at Level 4 and the skill set required at this level, may require evaluation, analysis as well as knowledge recall. The standard of responses in this series was generally disappointing.

An area for improvement would be evidence of greater knowledge and understanding of the legal context of each type of less common writ. While an in-depth knowledge of the various laws and regulations is not required, candidates that show both theoretical and technical knowledge will tend to score more marks.

There was a tendency to give general answers rather than specifically, as required, in relation to less common writs.

Feedback for each assignment question

This assignment gives you the opportunity to show that you understand the principles concerning the enforcement of Less Common Writs.

Q1. Explain the different types of Less Common Writs and their effects.

Q1 - The descriptions of each type of writ were limited, and limited discussion of their effects on key stakeholders. Both of these are the minimum requirements for a Pass on this question.

Q2. Explain the powers and responsibilities of a High Court Enforcement Officer's role in relation to Less Common Writs and in accordance with legal requirements.

Q2 - There was limited evidence of understanding of the powers and responsibilities of an HCEO under these writs, with content discussing an HCEO's general powers and responsibilities. Candidates should note that the mark scheme at Good Level 4 and above requires evaluation of the legal requirements.

Q3. Explain how to conduct the enforcement of Less Common Writs in accordance with legal requirements.

Q3 - As with Q2, there was discussion of the general approach to enforcing a writ. This is a poor response to a question that refers directly to less common writs. Candidates need to show awareness of how less common writs impact on enforcement to achieve a Pass mark or better.

Q4. Explain how to report the outcome of the enforcement of Less Common Writs.

Q4 - This saw the weakest response on this assignment, lacking legal context and clear understanding of the differences in reporting each writ.