

## PEB Litigation Skills Qualification Examination Regulations

### 1. Commencement

These regulations come into force on 1 December 2014.

### 2. Qualification purpose

This qualification meets the requirements of the IPReg Learning Outcomes (listed below and see Schedule 1 of The Rights to Conduct Litigation and Rights of Audience and Other Reserved Legal Activities Certification Rules 2012 at <http://ipreg.org.uk/wp-content/files/2013/01/IPReg-Regulations-Oct-2013-Website.pdf>) which are intended, once successfully achieved, to enable a practitioner to be licensed to conduct litigation and appear before the courts in matters within the scope of the Intellectual Property Litigation Certificate.

	Attorneys should, in the context of intellectual property litigation, be able to:
1	understand the importance of preparation and the best way to undertake it;
2	understand the importance of litigation ethics and the obligations and duties litigators and advocates have towards a court, clients and other parties;
3	understand the basic skills in the presentation of cases before courts and tribunals in particular the skills necessary for the presentation of cases before the Patents County Court (now IPEC);
4	understand the procedures for swearing oaths and the circumstances when a Commissioner for Oaths may not administer an oath;
5	understand the procedural rules, including the time limits, for a judicial review, and the circumstances when judicial review of the decisions of intellectual property tribunals will be granted;
6	understand court structures and civil litigation procedure and how they apply to intellectual property litigation;
7	be able to formulate and present a coherent submission based upon facts, general principles and legal authority in a structured, concise and persuasive manner.

### 3. Syllabus and structure of the assessment

Section 4 of the [PEB Litigation Skills Syllabus](#) details the structure of the assessment for this qualification.

### 4. Application for candidacy

Applications must be submitted using [PEB Litigation Skills Registration Form](#), and are subject to the [PEB Registration, Payment and Refund Policy](#) and the [PEB Late Examination Entry Policy](#).

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### 5. Resitting examinations

The PEB Litigation Skills Examinations will normally be offered to candidates at least twice a year and on dates not later than two weeks after the completion of a CIPA Litigation Skills Course. Actual dates will be published in accordance with the [PEB Publishing Key Dates Policy](#).

Please refer to the [PEB Resit Policy](#) for the rules for LSC examination resits.

### 5. Quality assurance and governance of the PEB Litigation Skills examinations

The PEB Litigation Skills Examinations are administered by the PEB, and are subject to the scrutiny of the PEB Governance Board, in accordance with its governance and quality assurance processes. These cover a range of assessment related issues including the quality of question paper setting, the quality of marking, and the monitoring of standards over time. The External Examiner also quality assures the examination question papers and examination outcomes.

### 6. Policies and procedures

Both the PEB Litigation Skills Examinations are subject to these regulations and the [policies and procedures](#). The policies and procedures reference the IPReg policies on eligibility and exemptions for the Litigation Skills Qualification. In applying to take the PEB Litigation Skills Examinations, a candidate agrees to be bound by both these regulations and the PEB policies and procedures.

### 7. Communications

All communications under these regulations should be addressed to:

**The Patent Examination Board**  
95 Chancery Lane  
London  
WC2A 1DT

**E: [peb@patentexaminationboard.org.uk](mailto:peb@patentexaminationboard.org.uk)**