

# DETAILED CONTENTS

<i>Guide to the online resources</i>	viii	4.5 Responsibility for drafting	61
<i>Acknowledgements</i>	x	4.6 Getting down to drafting	61
		4.7 Appearance, style, and content of the draft	62
		4.8 Your draft in their hands	66
<b>1 Introduction</b>	<b>1</b>	4.9 Use of grammar and language	69
1.1 What this guide is about	1	4.10 The process of amendment	70
1.2 The nature of legal skills training	1	4.11 Engrossment and completion	72
1.3 How to use this guide	2	4.12 Construction of documents	74
		4.13 Plan, write, revise	74
		4.14 Persuasive and informative drafting	75
		4.15 Conclusion	77
		4.16 Further exercises	77
<b>2 Interviewing and advising</b>	<b>4</b>		
2.1 Introduction	4		
2.2 What are interviews for?	4		
2.3 How important is non-verbal communication?	4		
2.4 How should you prepare for an initial client interview?	6	<b>5 Legal research</b>	<b>79</b>
2.5 How does the WASP approach work?	8	5.1 Introduction	79
2.6 Interviewing and advising: an exercise	22	5.2 The Legal Practice Course Outcomes	79
2.7 Learning outcomes	23	5.3 The route to research	80
2.8 Self-test questions	24	5.4 Using primary sources	81
		5.5 Doing practical legal/library-based research	84
		5.6 Analysis of the problem	84
		5.7 Review of the subject matter	87
<b>3 Legal writing</b>	<b>25</b>	5.8 Searching primary and secondary sources	90
3.1 Introduction	25	5.9 Updating the search	99
3.2 Why write?	25	5.10 Using online databases	101
3.3 Know your reader	26	5.11 Reporting the results of research	102
3.4 Strategies for effective legal writing	27	5.12 Practice exercise	103
3.5 The conventions of letter writing: an exercise	45		
3.6 Client care: professional requirements	49		
3.7 Writing using electronic media	52	<b>6 Practical problem-solving</b>	<b>104</b>
3.8 Testing your writing ability	53	6.1 Introduction	104
3.9 Learning outcomes	54	6.2 Why problem-solving?	104
3.10 Self-test questions	55	6.3 Step 1: identifying the problem	107
		6.4 Step 2: gathering and managing the facts	110
<b>4 Drafting legal documents</b>	<b>56</b>	6.5 Step 3: defining the problem	116
4.1 Introduction	56	6.6 Steps 4 and 5: developing and selecting solutions	119
4.2 Introduction to drafting	56	6.7 Step 6: implementing the solution	124
4.3 The Legal Practice Course Outcomes	57	6.8 Personal risk management	126
4.4 Preparing to draft	58	6.9 Concept check	127

<b>7</b>	<b>Negotiation</b>	<b>128</b>	<b>9</b>	<b>Managing your workload</b>	<b>173</b>
7.1	Introduction	128	9.1	Introduction	173
7.2	What is negotiation?	128	9.2	What is meant by 'managing the workload'?	173
7.3	Characteristics of effective negotiators	129	9.3	Why is workload management so important?	174
7.4	Negotiating styles and strategies	133	9.4	Conclusions	187
7.5	Common negotiating mistakes	135	9.5	Learning outcomes	187
7.6	Negotiation and Alternative Dispute Resolution (ADR)	137	9.6	Self-test questions	187
7.7	Learning outcomes	137			
7.8	Self-test questions	137			
<b>8</b>	<b>Advocacy and the solicitor</b>	<b>138</b>	<b>10</b>	<b>Continuing your learning</b>	<b>189</b>
8.1	Introduction	138	10.1	Introduction	189
8.2	Advocacy	138	10.2	How experiential learning happens	189
8.3	Solicitors' rights of audience	138	10.3	How to use your experience to become more proficient	191
8.4	The Solicitors Regulation Authority's Legal Practice Course Outcomes	139	10.4	Self-development activities	192
8.5	The skills of the advocate	140			
8.6	Submissions	141		<i>Answers to self-test questions</i>	193
8.7	Etiquette, ethics, and conduct	146		<i>Index</i>	199
8.8	Preparation	148			
8.9	Examining witnesses	154			
8.10	Opening and closing speeches	167			