



**Australian Government**

**Assessment Requirements for POLGEN023  
Apply legislation and judicial processes in  
policing**

**Release: 1**

# Assessment Requirements for POLGEN023 Apply legislation and judicial processes in policing

## Modification History

Release	Comments
1	These Assessment Requirements were released in POL Police Training Package release 1.0 and meet the Standards for Training Packages.

## Performance Evidence

Evidence required to demonstrate competence must satisfy all of the requirements of the elements and performance criteria. If not otherwise specified the candidate must demonstrate evidence of performance of the following on at least one occasion.

- identifying sources of legislation which relate to policing
- applying legislation to scenarios to inform the use of police powers
- enforcing common law principles and current legislation
- establishing whether an offence has been committed, relevant and sufficient evidence has been gathered, and suspects have been charged with the correct offence
- communicating with stakeholders as part of policing responses and judicial processes
- developing briefs of evidence which comply with judicial policies and current legislation
- facilitating court processes by providing services to witnesses/victims/offenders
- describing the Rules of Evidence

## Knowledge Evidence

Evidence required to demonstrate competence must satisfy all of the requirements of the elements and performance criteria. If not otherwise specified the depth of knowledge demonstrated must be appropriate to the job context of the candidate.

- hierarchy of Australian court system in relation to police processes
- current Commonwealth, national, state or territory legislation which outlines powers and responsibilities applicable to policing
- offences and the elements which constitute such offences
- Rules of Evidence
- current and relevant case law and legal precedents, as determined by police jurisdictions
- capabilities, powers and authorities of services external to policing
- court and bail procedures and processes
- professional standards

## Assessment Conditions

This unit contains no specific industry-mandated assessment conditions. Guidance on suggested and recommended conditions and methods can be found in the Implementation Guide.

Assessors must satisfy the NVR/AQTF mandatory competency requirements for assessors.

## Links

Companion Volume implementation guides are found in VETNet -

<https://vetnet.gov.au/Pages/TrainingDocs.aspx?q=98c3984e-2cf1-48a8-8ed1-85e4b92e7351>

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