



Australian Government

DEFLAW001 Provide advice on service discipline law

Release: 1

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Modification History

Release	Comments
1	<p>This unit was released in DEF Defence Training Package release 1.0 and meets the Standards for Training Packages.</p> <p>This unit supersedes and is equivalent to DEFCM116C Provide advice on service discipline law.</p> <ul style="list-style-type: none"> • Unit code updated • Content and formatting updated to comply with new standards • All PC transitioned from passive to active voice

Application

This unit describes the skills required to provide advice to subordinates on the procedural aspects and practical application of service discipline law (SDL) as it relates to the Defence Force Discipline Act (DFDA) in the Australian Defence Force (ADF).

This unit applies to those working as members of the ADF.

The skills and knowledge described in this unit must be applied within the legislative, regulatory and policy environment in which they are carried out. Organisational policies and procedures must be consulted and adhered to.

Those undertaking this unit must have authority to act independently, have or will have responsibility for subordinates, and would work under the commander's direction, while performing complex tasks in a broad range of contexts.

No licensing, legislative or certification requirements apply to unit at the time of publication.

Competency Field

Military Justice

Elements and Performance Criteria

ELEMENTS	PERFORMANCE CRITERIA
Elements describe the	Performance criteria describe the performance needed to demonstrate

essential outcomes	achievement of the element. Where bold italicised text is used, further information is detailed in the range of conditions section.
1. Plan and prepare for the provision of advice on service discipline law	<p>1.1 Identify circumstances that require the provision of advice on service discipline law.</p> <p>1.2 Analyse circumstances and conduct research within scope of own responsibility.</p>
2. Provide information on service discipline law	<p>2.1 Identify words or actions constituting common service offences against the DFDA for which a service member may be charged and convicted by a service tribunal.</p> <p>2.2 Explain privileges of witnesses.</p> <p>2.3 Advise subordinates of the judicial process, documentation requirements and the legal rights of a service member.</p> <p>2.4 Explain procedures applying to offenders in custody to subordinates.</p> <p>2.5 Explain professional standards to be applied in the administration of a summary proceeding to subordinates.</p> <p>2.6 Explain post-tribunal procedures to subordinates.</p> <p>2.7 Inform subordinates of the role and jurisdiction of a discipline officer, disciplinary infringements and/or punishments available to a discipline officer and the rights of an accused.</p>
3. Demonstrate procedural aspects related to the administration of a service tribunal	<p>3.1 Show subordinates how to prepare for proceedings including the preparation of personal statements.</p> <p>3.2 Explain and demonstrate duties of a recorder to subordinates.</p>

Foundation Skills

The foundation skills demands of this unit have been mapped for alignment with the Australian Core Skills Framework (ACSF). The following tables outline the performance levels indicated for successful attainment of the unit.

ACSF levels indicative of performance:

1	2	3	4	5	1	2	3	4	5	1	2	3	4	5	1	2	3	4	5					
Learning N/A					Reading					Writing					Oral communication					Numeracy N/A				
Performance variables																								
1	2	3	4	5	1	2	3	4	5	1	2	3	4	5	1	2	3	4	5					
Support					Context					Text complexity					Task complexity									

Further information on ACSF and the foundation skills underpinning this unit can be found in the Foundation Skills Guide on the GSA website.

Unit Mapping Information

This unit supersedes and is equivalent to DEFCM116C Provide advice on service discipline law.

Links

Companion Volume implementation guides are found in VETNet -

<https://vetnet.gov.au/Pages/TrainingDocs.aspx?q=6bdbab1e-11ed-4bc9-9cba-9e1a55d4e4a9>

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