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PSPREG037 Conduct search and seizure

Release: 1

PSPREG037 Conduct search and seizure

Modification History

Supersedes and is not equivalent to PSPREG009 Conduct search and seizure.

Application

This unit describes the performance outcomes, skills and knowledge required to conduct search and seizure activities.

This unit applies to those working in public sector roles conducting regulatory activities.

The skills in this unit must be applied in accordance with Commonwealth and State or Territory legislation, Australian standards and industry codes of practice.

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

Pre-requisite Unit

Nil

Competency Field

Regulatory

Elements and Performance Criteria

ELEMENTS	PERFORMANCE CRITERIA
Elements describe the essential outcomes	*Performance criteria describe the performance needed to demonstrate achievement of the element.*
1. Prepare for search and seizure.	1.1. Identify the purpose of the search and confirm powers under legislation, policies and procedures relating to the search.
	1.2. Make assessments of where evidence might be obtained.
	1.3. Verify or obtain authority to search and seize and advise of intention to search.
	1.4. Carry out operational planning to address the range of requirements for a search and seizure.
	1.5. Perform risk assessment to ensure the search and seizure can be conducted safely.
	1.6. Identify the need for assistance with the search and seizure and organise.

2. Implement search.	2.1. Conduct search in accordance with standard operating procedures to ensure thorough and systematic process is used.
	2.2. Use equipment, technology and other resources.
	2.3. Undertake search in accordance with lead agency requirements, where assistance is obtained.
	2.4. Make records of the search process, items and evidence uncovered in the search, and subsequent action.
3. Conduct seizure.	3.1. Consider alternatives to seizure and record and justify subsequent action.
	3.2. Seize or deal with evidence and any related information in accordance with legal requirements and standard operating procedures.
	3.3. Appraise, seize, record and receipt evidence in accordance with the rules of evidence.
	3.4. Remove, secure, and dispose of, if required, evidence in accordance with the rules of evidence.
	3.5. Protect the safety of self and others.
	3.6. Conduct seizure process, complying with the rules of evidence.
4. Complete post search activities.	4.1. Record and disseminate outcomes of search and seizure activities to required personnel.
	4.2. Identify, record and implement required follow up actions.
	4.3. Address any third-party claims to title of seized items or property.
	4.4. Report damage to property during the search in accordance with organisational procedures.
5. Debrief search and seizure.	5.1. Seek feedback on own role in search and seizure for continuous improvement.
	5.2. Evaluate search and seizure outcomes, processes and procedures and recommend and action improvements.
	5.3. Assess the value of assistance and joint operation relationships and teamwork and recommend and action improvements.

Foundation Skills

Foundation skills essential to performance in this unit, but not explicit in the performance

criteria are listed here, along with a brief context statement.

SKILLS	DESCRIPTION
Writing skills to:	• write with accuracy of expression and formality in structure and format in accordance with organisational requirements.
Oral communication skills to:	• exchange often complex information in a form to suit diverse audiences.

Unit Mapping Information

Supersedes and is not equivalent to PSPREG009 Conduct search and seizure.

Links

Companion Volume implementation guides are found in VETNet - https://vetnet.gov.au/Pages/TrainingDocs.aspx?q=bebbece7-ff48-4d2c-8876-405679019623