



Australian Government

BSBLEG524 Apply principles of evidence law in matters under litigation

Release: 1

BSBLEG524 Apply principles of evidence law in matters under litigation

Modification History

Release	Comments
Release 1	This version first released with BSB Business Services Training Package Version 7.0.

Application

This unit describes the skills and knowledge required to analyse and evaluate key issues associated with evidence law for matters under litigation.

The unit applies to individuals who provide support in a range of legal service settings with a degree of responsibility to plan and complete investigations.

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

Unit Sector

Technical Skills – Legal Services

Elements and Performance Criteria

ELEMENT	PERFORMANCE CRITERIA
<i>Elements describe the essential outcomes.</i>	<i>Performance criteria describe the performance needed to demonstrate achievement of the element.</i>
1. Prepare to apply evidence law	1.1 Access sources of legal information on nature and meaning of evidence law 1.2 Distinguish between case law and legislation related to evidence 1.3 Assess significance of evidence law in various contexts in a legal environment
2. Employ principles of evidence law	2.1 Apply principles of evidence to relevant legal matters arising in the workplace 2.2 Analyse and evaluate key issues 2.3 Review analysis with designated person
3. Finalise application of principles of evidence	3.1 Distinguish relevant and admissible evidence in context of a legal matter

ELEMENT	PERFORMANCE CRITERIA
law	3.2 Identify consequence of evidence not being relevant and/or admissible

Foundation Skills

This section describes language, literacy, numeracy and employment skills incorporated in the performance criteria that are required for competent performance.

Skill	Description
Reading	Identifies, reviews and interprets complex legal text from a range of sources and determines how content may be applied in the application of evidence law
Writing	Prepares documentation that incorporates an evaluation of information using specialised and cohesive language in a format and style appropriate to a specific audience
Oral Communication	- Uses questioning and listening techniques to elicit information - Presents results and findings clearly and concisely using appropriate language, terminology and tone
Enterprise and initiative	Identifies implications of legal responsibilities related to own work and recognises specific legal principles applicable in evidence law
Planning and organising	- Plans and organises data collection tasks - Uses systematic analytical process to access, investigate and compare information about legal matters

Unit Mapping Information

Supersedes and is equivalent to BSBLEG417 Apply the principles of evidence law.

Links

Companion Volume Implementation Guide is found on VETNet -

<https://vetnet.gov.au/Pages/TrainingDocs.aspx?q=11ef6853-ceed-4ba7-9d87-4da407e23c10>

Assessment Requirements for BSBLEG524 Apply principles of evidence law in matters under litigation

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Performance Evidence

The candidate must demonstrate the ability to complete the tasks outlined in the elements, performance criteria and foundation skills of this unit, including evidence of the ability to:

- apply principles of evidence law in relation to at least four different matters.

Knowledge Evidence

The candidate must be able to demonstrate knowledge to complete the tasks outlined in the elements, performance criteria and foundation skills of this unit, including knowledge of:

- commonly used legal terminology, institutions and main features of Australian legal system
- methods used to identify appropriate information about sources of Australian law
- nature and meaning of evidence law, including:
 - standard and burden of proof
 - relevance of evidence
 - hearsay evidence
 - competence and compellability of witnesses
 - opinion evidence
 - evidence of character.

Assessment Conditions

Skills in this unit must be demonstrated in a workplace or simulated environment where the conditions are typical of those in a working environment in this industry.

This includes access to:

- legislation and regulations about evidence law
- sources of information on evidence law.

Assessors of this unit must satisfy the requirements for assessors in applicable vocational education and training legislation, frameworks and/or standards.

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