



Australian Government

CHCPRT038 Interact with the legal system to protect children

Release: 1

CHCPRT038 Interact with the legal system to protect children

Modification History

Not applicable.

Application

This unit describes the performance outcomes, skills and knowledge required to protect children and young people, and to assist children, young people and their families to negotiate the legal system.

This unit applies to a range of child protection work where it is necessary to understand the differing roles and responsibilities of key legal bodies in the child protection context.

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

Child Protection

Unit Sector

Community Services

Elements and Performance Criteria

ELEMENTS

Elements describe the essential outcomes

1. Analyse and evaluate the legal options available to protect children and young people.

PERFORMANCE CRITERIA

Performance criteria describe the performance needed to demonstrate achievement of the element.

- 1.1. Assess and evaluate the risks and benefits of legal options according to the needs of the individual child or young person and family, including diversion programs and alternatives to the courts process.
- 1.2. Consult with agencies according to organisational policies and relevant interagency guidelines regarding legal matter for a child or young person and their family.
- 1.3. Identify options to support child or young person's and their

- family's needs.
2. Liaise with key agencies to ensure children and young people are supported to negotiate the legal system.
 - 2.1. Identify support agencies and associated referral processes for children and young people involved in the legal system.
 - 2.2. Liaise with support agencies in consultation with child or young person and their family and significant others, and other key agencies.
 - 2.3. Consult with and inform child or young person and their family of other available support systems.

Foundation Skills

Foundation skills essential to performance are explicit in the performance criteria of this unit of competency.

Unit Mapping Information

Supersedes and is equivalent to CHCPRT014 Interact with the legal system to protect children.

Links

Companion Volume implementation guides are found in VETNet -

<https://vetnet.gov.au/Pages/TrainingDocs.aspx?q=5e0c25cc-3d9d-4b43-80d3-bd22cc4f1e53>

Assessment Requirements for CHCPRT038 Interact with the legal system to protect children

Modification History

Not applicable.

Performance Evidence

Evidence of the ability to complete tasks outlined in elements and performance criteria of this unit in the context of the job role, and:

- evaluate legal options for one child or young person and their family in consultation with other agencies
- liaise with support agencies in identifying support options for one child or young person and their family
- consult with one child or young person and their family or those identified by the child to identify legal options and support systems.

Knowledge Evidence

Demonstrated knowledge required to complete the tasks outlined in elements and performance criteria of this unit:

- roles and responsibilities of key legal bodies within child protection systems
- legislation relevant to child protection work and support systems
- powers, orders and processes relating to key legal bodies in child protection
- legal options available to children, young people and families
- issues children and young people may have within the legal system
- roles and functions of support agencies and processes
- organisational standards, policies and procedures.

Assessment Conditions

Skills must be demonstrated in the workplace, with the addition of simulations and scenarios where the full range of contexts and situations have not been provided in the workplace.

Assessment must ensure:

- access to facilities, equipment and resources that reflect real working conditions and model industry operating conditions and contingencies
- access to organisational standards, policies and procedures
- opportunities for engagement with children, young people and families.

Assessors must satisfy the Standards for Registered Training Organisations' requirements for assessors.

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