



Australian Government

DEFDPL007 Provide high-level support on legal assistance matters

Release: 1

DEFDPL007 Provide high-level support on legal assistance matters

Modification History

Release 1. This is the first release of this unit of competency in the DEF Defence Training Package.

Application

This unit specifies the skills and knowledge required to provide high-level support on legal assistance matters within a Defence legal environment. This includes knowledge of Defence military law.

It includes planning and preparing to provide support, clarifying complex legal issues and performing legal research. It also includes preparing complex legal documents and finalising matters.

This unit applies to Defence personnel who are required to provide highlevel paralegal support services.

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.

Persons undertaking this unit work mostly independently while part of a team, and perform routine and complex tasks. They work with limited supervision, with identified approval authorities. They apply solutions to a variety of predictable and complex problems, in familiar and unfamiliar contexts.

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

Pre-requisite Unit

Not applicable

Competency Field

Defence Paralegal Operations

Unit Sector

Not applicable.

Elements and Performance Criteria

ELEMENTS

Elements describe the essential outcomes.

1 Plan and prepare to provide high-level support on legal assistance support

2 Clarify legal issues

3 Perform legal research

4 Prepare legal documents

5 Finalise matter

PERFORMANCE CRITERIA

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

1.1 Receive high-level task instructions

1.2 Analyse task requirements and identify task legal issues

2.1 Review and clarify task legal issues with instructing legal officer

2.2 Obtain additional information as required to address task requirements

2.3 Clearly outline paralegal legal limits of responsibility to stakeholders and establish clear responsibilities with client in accordance with operational procedures

3.1 Conduct legal research to meet task requirements

3.2 Analyse and document information gathered in accordance with task requirements

4.1 Prepare required legal documents for task consultation with instructing legal officer

4.2 Review prepared legal documents with instructing legal officer and amend as required

5.1 Finalise legal documents in accordance with task and organisational requirements

5.2 Communicate task outcomes to stakeholders, as required

5.3 Update file notes and place outcomes on file in accordance with operating guidelines

5.4 Appropriately store and secure task file

Foundation Skills

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

Range of Conditions

Range is restricted to essential operating conditions and any other variables essential to the work environment.

Non-essential conditions may be found in the Companion Volume Implementation Guide.

Unit Mapping Information

This unit replaces but is not equivalent to DEFPL020 Provide high-level support on legal assistance matters.

Links

Companion Volume implementation guides are found in VETNet -

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

Assessment Requirements for DEFDPL007 Provide high-level support on legal assistance matters

Modification History

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Performance Evidence

Evidence required to demonstrate competence in this unit must be relevant to and satisfy all of the requirements of the elements and performance criteria on at least one occasion and include:

- communicating effectively on complex legal matters
- coordinating with instructing legal officer to prepare for complex trial or service discipline proceedings
- ensuring trial/tribunal and post-trial/tribunal administration is completed in accordance with legal and operational procedures
- implementing written and oral instructions to prepare effective complex briefs
- preparing and processing documents involved in complex criminal law matters
- preparing legal documents to support legal assistance matters
- preparing summaries of cases in complex legal matters
- providing appropriate support on complex legal assistance matters
- undertaking analysis of information to determine status and value
- undertaking complex research to support instructing legal officer.

Knowledge Evidence

Evidence required to demonstrate competence in this unit must be relevant to and satisfy all of the requirements of the elements and performance criteria and include knowledge of:

- complex legal practices and procedures
- criminal law matters, legal assistance matters and service discipline proceedings
- Defence Force Discipline Act (DFDA) and related legislation
- legal terminology relevant to both simple and complex legal matters
- relationship between trials and tribunals, and potential impacts on legal proceedings
- relevant legal practices and procedures
- relevant legal process, documents and exhibits, legislation and sections, and stages involved in the legal process
- summary hearing/court/tribunal processes and their relevance to paralegal operational procedures
- trials and service discipline proceedings and their relevance to paralegal operational procedures.

Assessment Conditions

As a minimum, assessors must satisfy applicable regulatory requirements, which include requirements in the Standards for Registered Training Organisations current at the time of assessment.

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Assessment must occur in workplace operational situations where it is appropriate to do so; where this is not appropriate, assessment must occur in simulated workplace operational situations that replicate workplace conditions.

Assessment processes and techniques must be appropriate to the language, literacy and numeracy requirements of the work being performed and the needs of the candidate.

Resources for assessment must include access to:

- a range of relevant exercises, case studies and/or other simulations
- relevant and appropriate materials, tools and equipment currently used in industry
- applicable documentation including operational procedures, regulations, codes of practice and operation manuals.

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