



Australian Government

MSFFDT5014 Investigate legal requirements for design

Release: 1

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Modification History

Release 1 - New unit of competency

Application

This unit of competency covers investigating legal requirements for design, including procurement, business legalities, contractual obligations and operational issues. It applies to an industry workplace or design studio environment and involves application of skills and knowledge at a managerial level.

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

Pre-requisite Unit

Competency Field

Unit Sector

Furniture design and technology

Elements and Performance Criteria

Elements describe the essential outcomes.

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

1	Research legal requirements	1.1	Applicable work health and safety (WHS), legislative and organisational requirements relevant to investigating legal requirements for design are verified and complied with
		1.2	Communication with others is established and maintained in accordance with WHS requirements
		1.3	Legal requirements affecting the enterprise are detected and researched
		1.4	Enterprise legal requirements are analysed and procedures developed and implemented to ensure full compliance

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| 2 | Comply with legal requirements | 2.1 | Business registration and government procedures are adhered to |
| | | 2.2 | Suitable employment conditions, including industrial relations, are abided by |
| | | 2.3 | Contracts and invoices used comply with legal requirements |
| | | 2.4 | Operational codes of practice are researched and applied to day-to-day procedures |
| | | 2.5 | Essential insurances are obtained and are regularly updated |
| | | 2.6 | Procurement rights are adhered to and applied for own products |
| | | 2.7 | WHS regulations are stringently applied and followed |
| | | 2.8 | Import and export regulations are adhered to |
| | | 2.9 | Risk management policies are applied, updated and maintained |

Foundation Skills

Foundation skills essential to performance are explicit in the performance criteria of this unit of competency. Detail on appropriate performance levels for each furnishing unit of competency in reading, writing, oral communication and numeracy utilising the Australian Core Skills Framework (ACSF) are provided in the Furnishing Training Package Implementation Guide.

Range of Conditions

Specifies different work environments and conditions that may affect performance. Essential operating conditions that may be present (depending on the work situation, needs of the candidate, accessibility of the item, and local industry and regional contexts) are included. Range is restricted to essential operating conditions and any other variables essential to the work environment.

Organisational requirements include:

- policies and procedures relating to own role and responsibility
- quality assurance
- procedural manuals
- quality and continuous improvement processes and standards
- WHS, emergency and evacuation requirements
- ethical standards
- recording and reporting
- access and equity principles and practices

Legal requirements include:

- laws, regulations or policies which affect the operating systems of an enterprise

Enterprises include:

- sole traders
- partnerships
- trusts
- franchises
- agencies
- companies
- consortiums

Business registration includes:

- business name registration
- achievement of an Australian Business Number (ABN)
- ownership transfer arrangements and licensing

Government procedures include:

- taxation and accounting requirements
- superannuation provisions

	• business activity statements and the Goods and Services Tax (GST) • tax file number • Pay As You Go (PAYG) • withholding tax
Employment conditions include:	• industrial relations • award rates • employment conditions • unfair dismissal laws • equal employment opportunities (EEO) • anti-discrimination • enterprise agreements • privacy • confidentially • duty of care
Contracts and invoices include:	• contracts deemed legal by authorities with: • suppliers • owners • employees • landlords • agents • distributors • customers
Operational codes of practice include:	• Australian Standards • industry codes of practice • equipment operating standards or regulations • resource access regulations
Insurances include:	• professional indemnity • public liability • income protection • third party • comprehensive • building and contents insurance • workers compensation • any other legally prescribed insurance
Procurement rights include:	• royalties • copyright • patents • trademarks • design registration • intellectual property

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| Import and export regulations include: | <ul style="list-style-type: none">• software licences• duties• tariffs• customs• immigration• any countries relevant import and export laws |
| Risk management includes: | <ul style="list-style-type: none">• provisions for ensuring all potential legal possibilities have been investigated and evaluated to minimise threats to continuing efficiency, profitability and success of its operations |

Unit Mapping Information

Supersedes and is equivalent to LMFFDT6004A Investigate legal requirements for design networks

Links

Companion Volume implementation guides are found in VETNet -
<https://vetnet.education.gov.au/Pages/TrainingDocs.aspx?q=0601ab95-583a-4e93-b2d4-cfb27b03ed73>