



Australian Government

Assessment Requirements for PSPREG038

Give evidence

Release: 1

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Modification History

Supersedes and is not equivalent to PSPREG011 Give evidence.

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 on at least two occasions:

- present evidence clearly and concisely
- take notes on court proceedings
- communicate with people from diverse backgrounds
- write reports using formal structures and language.

Knowledge Evidence

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

- legislation applicable to giving evidence in legal proceedings
- organisational policies, procedures and guidelines for giving evidence
- court prosecution processes
- common law versus judicial precedent versus legislation
- specific powers of the organisation
- structures and related jurisdiction of:
 - court
 - tribunal
 - commission
- appeals systems
- role of legal personnel in judicial or quasi-judicial systems
- procedures and protocols in different judicial or quasi-judicial systems
- types of offences
- general principles of criminal liability
- exemptions and defences
- types of evidence admissible in judicial or quasi-judicial systems
- legislative requirements of presenting evidence
- use of notes in:
 - court
 - tribunal
 - commission.

Assessment Conditions

Skills must be demonstrated in the workplace or in a simulated environment that reflects workplace conditions.

Assessment must ensure access to:

- legislation applicable to giving evidence in legal proceedings
- organisational policies, procedures and guidelines for presentation of evidence
- information on relevant court proceedings
- resources and equipment of the court environment.

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

Links

Companion Volume implementation guides are found in VETNet -

<https://vetnet.gov.au/Pages/TrainingDocs.aspx?q=bebbece7-ff48-4d2c-8876-405679019623>