



Australian Government

TLIX5058 Review decisions of regulatory bodies

Release: 1

TLIX5058 Review decisions of regulatory bodies

Modification History

Release 1. This is the first release of this unit of competency in the TLI Transport and Logistics Training Package.

Application

This unit involves the skills and knowledge required to review the decisions of regulatory bodies including current Australian Government departments with the responsibility for customs issues. It includes evaluating the need to initiate and/or respond to a dispute, developing and submitting a response and initiating further action.

This unit applies to individuals who work in the role of Customs Broker in an on-the-job environment.

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

Pre-requisite Unit

Not applicable.

Competency Field

X – Logistics

Unit Sector

Not applicable.

Elements and Performance Criteria

ELEMENTS

Elements describe the essential outcomes.

1 Determine review options

PERFORMANCE CRITERIA

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

1.1 Regulatory body decision is evaluated

1.2 Available internal appeal procedures are explained and exhausted

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| | 1.3 Available review mechanisms are outlined |
| | 1.4 Consultation is held with client |
| 2 Develop dispute response | 2.1 Appropriate dispute resolution protocols are followed |
| | 2.2 Stakeholders are engaged and consulted in response to development process |
| | 2.3 Response is drafted and feedback is sought from stakeholders to refine response as required |
| 3 Submit dispute response | 3.1 Import declaration is paid under protest in accordance with Customs Act Section 167 as required |
| | 3.2 Dispute response documentation is forwarded to relevant regulatory authority in accordance with workplace procedures |
| 4 Initiate further action | 4.1 Dispute response is read and outcomes are evaluated to determine appropriateness of further action |
| | 4.2 Stakeholders are consulted about appropriateness of further action and advice about escalating and/or retreating is provided |
| | 4.3 Appropriate action is taken based on stakeholder consultation, in accordance with workplace procedures |

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 can be found in the Companion Volume Implementation Guide.

Unit Mapping Information

This unit replaces and is equivalent to TLIX5058A Review decisions of regulatory bodies.

Links

Companion Volume implementation guides are found in VETNet -

<https://vetnet.gov.au/Pages/TrainingDocs.aspx?q=df441c6e-213d-43e3-874c-0b3f7036d851>

Assessment Requirements for TLIX5058 Review decisions of regulatory bodies

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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:

- applying escalation and/or retreat processes as required
- communicating with clients to outline further actions to be taken
- determining action for the effective resolution of outstanding issues
- engaging and consulting with clients and stakeholders
- ensuring currency of relevant legislative and regulatory knowledge
- following procedures
- reading and interpreting legislation
- sequencing a submission in logical order.

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:

- clearance advice procedures in accordance with border control policy sections of the Customs Act dealing with payments under protest
- customs prosecutions
- forfeiture, seizure and condemnation provisions of the Customs Act
- internal and external appeal processes for reviewing decisions
- monitoring and export examination powers under the relevant and current Customs Act, and related infringement notice guidelines and infringement notice regulations.

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 include:

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

Links

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