

AUSTRALIAN DEFENCE FORCE LEGAL SERVICES

LEGAL TASK JOURNAL

OPERATIONS LAW

LEVEL – ADVANCED AND SPECIALIST

**AUSTRALIAN DEFENCE FORCE LEGAL SERVICES
LEGAL TASK JOURNAL
OPERATIONS LAW
LEVEL – ADVANCED AND SPECIALIST**

Qualification

1. In order to satisfy the Legal Task Journal qualification criteria in Operations law at the Advanced and Specialist level ADF legal officers are to have assessed as satisfactory completion of the Task criteria set out below.

Advanced Level Criterion

2. Within the Operations Law Task Journal - Advanced and Specialist Level, 69 tasks provided there is a minimum of:

- a. 22 tasks from Part A; and
- b. 42 tasks from Part B.

3. Assessment is to be by self-assessment, assessment by an assessor of each completed task and further assessment by a senior assessor of four (4) such assessed tasks from Part B.

Specialist Level Criterion

4. Within the Operations Law Task Journal - Advanced and Specialist Level, 69 tasks (further to those tasks completed for the Advanced level) provided there is a minimum of:

- a. 22 tasks from Part A; and
- b. 42 tasks from Part B.

and further provided that a Legal Officer who has satisfied both the Advanced and Specialist task qualification criteria will have completed 138 tasks with a minimum of 40 percent of tasks in each section completed. There are three (3) sections in Part A and seven (7) sections in Part B.

5. Assessment is to be by self-assessment, assessment by an assessor of each completed task and further assessment by a senior assessor of another such assessed task from each of the seven (7) sections in Part B.

**AUSTRALIAN DEFENCE FORCE LEGAL SERVICES
LEGAL TASK JOURNAL
OPERATIONS LAW
LEVELS – ADVANCED AND SPECIALIST**

PART A – OPERATIONS LAW- GENERAL

Section 1: Operations Law Policy -Application

1. Demonstrate knowledge of the law and policy applicable to international law and its sources.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

2. Demonstrate knowledge of the law and policy applicable to military operations law and its sources.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

3. Demonstrate knowledge of the law and policy on the impact of military operations law on ADF activities.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

4. Provide advice or training on the provision of legal advice, including the formulation of options, related to Military Operations and International Law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

5. Demonstrate knowledge of the law and policy applicable to the Laws of Armed Conflict (LOAC).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

6. Demonstrate knowledge of the legislative and policy framework of international law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

7. Demonstrate knowledge of the law applicable to the principles of operations law as they relate to general international law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

8. Demonstrate knowledge of the law and policy on how domestic law impacts on ADF activities.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

9. Demonstrate knowledge of the law and policy in relation to the deployment of the ADF in a domestic context. Where relevant, the demonstration of knowledge should include an explanation of:
- the Executive/prerogative powers provided by the Constitution;
 - the Defence power provided by the Constitution; and
 - the policy applicable to Defence Force Aid to the Civil Authorities (DFACA).

and include specific reference to case law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

10. Demonstrate the provision of legal advice in relation to the drafting and/or review of legal aspects of ADF operational doctrine.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Section 2: International Law: The Law of Armed Conflict

11. Develop a LOAC training continuum on LOAC. Where relevant, the demonstration of knowledge should include an explanation of:
- sources of international law,
 - historical development of international law,
 - basic principles of international law.

	Member	Assessor
Signature		
Name		
Date		

LOAC/IHL -General Application

12. Demonstrate knowledge of the law and policy on war crimes and crimes against humanity.

	Member	Assessor
Signature		
Name		
Date		

13. Demonstrate knowledge of the law and policy on inhumane and degrading treatment or punishment.

	Member	Assessor
Signature		
Name		
Date		

14. Demonstrate knowledge of the law and policy on the prohibition against torture.

	Member	Assessor
Signature		
Name		
Date		

15. Demonstrate knowledge of the law and policy on mercenaries.

	Member	Assessor
Signature		
Name		
Date		

16. Demonstrate knowledge of the law and policy on spies.

	Member	Assessor
Signature		
Name		
Date		

17. Demonstrate knowledge of the law and policy on looting.

	Member	Assessor
Signature		
Name		
Date		

18. Demonstrate knowledge on the aspects of LOAC including the land, sea and air environments during the conduct of operations. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the legal division of the oceans including baselines, territorial sea, contiguous zone, exclusive economic zone, and/or high seas,
- b. navigation rights including innocent passage, international straits, transit passage, and/or archipelagic sea-lane passage,
- c. environmental issues,
- d. reprisals,
- e. perfidy,

- f. neutrality,
- g. terrorism,
- h. graves and the dead.

	Member	Assessor
Signature		
Name		
Date		

19. Demonstrate knowledge on the duties and rights under LOAC in relation to the treatment of detainees. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the collection of information from detainees,
- b. the status and categorisation of detainees,
- c. the conditions and siting of housing for detainees,
- d. retention of captured medical personnel,
- e. property of detainees,
- f. reporting requirements,
- g. access to detainees,
- h. distinction in treatment between PWs and captive civilians,
- i. requirements in the event of death serious injury of a detainee.

	Member	Assessor
Signature		
Name		
Date		

20. Demonstrate knowledge on the duties and rights under LOAC in relation to the treatment of wounded and sick. Where relevant, the demonstration of knowledge should include an explanation of the:

- a. collection and search for wounded and sick,
- b. care of wounded and sick,
- c. protection of wounded and sick from pillage and ill-treatment,
- d. search for, collection of and treatment of bodies,
- e. arrangements for the recording of details of the wounded, sick or dead,
- f. procedures for disposal/burial/cremation of the dead.

	Member	Assessor
Signature		
Name		
Date		

21. Demonstrate knowledge of the law and policy on the restrictions upon siting of military objectives in the vicinity of civilian and other protected objects.

	Member	Assessor
Signature		
Name		
Date		

22. Demonstrate knowledge of the law and policy on medical and religious personnel. Where relevant, the demonstration of knowledge should include an explanation of:

- a. status under LOAC upon capture,
- b. right to protection and respect,
- c. permissible roles,
- d. carriage of weapons,
- e. identity cards.

	Member	Assessor
Signature		
Name		
Date		

23. Demonstrate knowledge of the law and policy on the employment of civilians and civilian contractors in an area of operations.

	Member	Assessor
Signature		
Name		
Date		

24. Demonstrate knowledge of the law and policy on the conduct of operations against an enemy. Where relevant, the demonstration of knowledge should include an explanation of:

- a. limitations on the employment of weapons, projectiles and materials and means of warfare,
- b. the distinction between perfidy and ruses of war,
- c. limitations on the use of the UN emblem and/or other nation's flags/emblems/uniforms,
- d. the use of, and restrictions upon use of the Red Cross emblems,
- e. the requirement to give quarter,

- f. restrictions on attack upon those who are hors de combat,
- g. the existence of any relevant demilitarised zone and limitations on military operations imposed by any demilitarised zone,
- h. limitations with regard to actions involving civil defence organisations.

	Member	Assessor
Signature		
Name		
Date		

International LOAC Agreements and their Application

25. Demonstrate knowledge of the law and policy on the application of the Geneva Convention for the Amelioration of the Condition of the Wounded and Sick in Armed Forces in the Field 1949.

	Member	Assessor
Signature		
Name		
Date		

26. Demonstrate knowledge of the law and policy on the application of the Geneva Convention for the Amelioration of the Condition of Wounded, Sick, and Shipwrecked Members of Armed Forces at Sea 1949.

	Member	Assessor
Signature		
Name		
Date		

27. Demonstrate knowledge of the law and policy on the application of the Geneva Convention, Relative to the Treatment of Prisoners of War 1949.

	Member	Assessor
Signature		
Name		
Date		

28. Demonstrate knowledge of the law and policy on the application of the Geneva Convention, Relative to the Treatment of Civilian Persons in Time of War 1949.

	Member	Assessor
Signature		
Name		
Date		

29. Demonstrate knowledge of the law and policy on the application of the Protocol Additional to the Geneva Conventions of 1949 and Relating to the Protection of Victims of International Armed Conflicts.

	Member	Assessor
Signature		
Name		
Date		

30. Demonstrate knowledge of the law and policy on the application of the Protocol Additional to the Geneva Conventions of 1949 and Relating to the Protection of Victims of Non-International Armed Conflicts.

	Member	Assessor
Signature		
Name		
Date		

31. Demonstrate knowledge of the law and policy on the application of the Protocol for the Prohibition of the Use of Asphyxiating, Poisonous or Other Gases, and of Bacteriological Methods of Warfare 1925.

	Member	Assessor
Signature		
Name		
Date		

32. Demonstrate knowledge of the law and policy on the application of the Convention for the Protection of Cultural Property in the Event of Armed Conflict 1954.

	Member	Assessor
Signature		
Name		
Date		

33. Demonstrate knowledge of the law and policy associated with cultural property. Where relevant, the demonstration of knowledge should include an explanation of:
- Australian obligations, and/or
 - the consequences for breaches of obligations.

	Member	Assessor
Signature		
Name		
Date		

34. Demonstrate knowledge of the law and policy on the application of the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on their Destruction 1972.

	Member	Assessor
Signature		
Name		
Date		

35. Demonstrate knowledge of the law and policy on the application of the Convention on the Prohibition of Military or Any Hostile Use of Environmental Modification Techniques 1976.

	Member	Assessor
Signature		
Name		
Date		

36. Demonstrate knowledge of the law and policy on the application of the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects 1980.

	Member	Assessor
Signature		
Name		
Date		

37. Demonstrate knowledge of the law and policy on the application of Protocol I (Non-Detectable Fragments) to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects 1980.

	Member	Assessor
Signature		
Name		
Date		

38. Demonstrate knowledge of the law and policy on the application of the Protocol II (Mines, Booby-Traps and Other Devices) to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects 1980.

	Member	Assessor
Signature		
Name		
Date		

39. Demonstrate knowledge of the law and policy on the application of Protocol III (Incendiary Weapons) to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects 1980.

	Member	Assessor
Signature		
Name		
Date		

40. Demonstrate knowledge of the law and policy on the application of Protocol IV (Blinding Laser Weapons) to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects 1980.

	Member	Assessor
Signature		
Name		
Date		

41. Demonstrate knowledge of the law and policy on the application of Protocol V (Explosive Remnants of War) to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May be Deemed to be Excessively Injurious or to Have Indiscriminate Effects 1980.

	Member	Assessor
Signature		
Name		
Date		

42. Demonstrate knowledge of the law and policy on the application of the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on their Destruction 1993.

	Member	Assessor
Signature		
Name		
Date		

43. Demonstrate knowledge of the law and policy on the application of the Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on their Destruction 1997 ('Ottawa Treaty').

	Member	Assessor
Signature		
Name		
Date		

44. Demonstrate knowledge of the law and policy on the application of the Convention for the Marking of Plastic Explosives (MARPLEX).

	Member	Assessor
Signature		
Name		
Date		

45. Demonstrate knowledge of the law and policy on the general principles associated with the lawfulness of weapons.

	Member	Assessor
Signature		
Name		
Date		

46. Demonstrate knowledge of the law and policy on applicable conventions and customary international law in Australian declarations and foreign state declarations.

	Member	Assessor
Signature		
Name		
Date		

47. Demonstrate knowledge of the law and policy on the issues specific to particular weapons systems/platforms presently employed, and proposed.

	Member	Assessor
Signature		
Name		
Date		

48. Demonstrate knowledge on State obligations regarding the review of new weapons (AP1, A. 36).

	Member	Assessor
Signature		
Name		
Date		

49. Demonstrate knowledge of the law and policy on the application of the Rome Statute of the International Criminal Court 1998.

	Member	Assessor
Signature		
Name		
Date		

50. Demonstrate knowledge of the law and policy on the International Criminal Court (ICC). Where relevant, the demonstration of knowledge should include an explanation of:

- a. Australia's position,
- b. the position of other states including the United States, and/or
- c. jurisdiction of the ICC.

	Member	Assessor
Signature		
Name		
Date		

51. Demonstrate knowledge of the law and policy on the application of other relevant international Conventions, Protocols or Covenants not specified above.

	Member	Assessor
Signature		
Name		
Date		

Section 3: United Nations, Human Rights & Other Law

United Nations and Human Rights

52. Demonstrate knowledge of the law and policy associated with the UN Charter.

	Member	Assessor
Signature		
Name		
Date		

53. Demonstrate knowledge of the law and policy associated with Security Council Resolutions.

	Member	Assessor
Signature		
Name		
Date		

54. Demonstrate knowledge of the law and policy associated with Mandate Implementation Plans.

	Member	Assessor
Signature		
Name		
Date		

55. Demonstrate knowledge of the law and policy associated with Internal UN Mission agreements.

	Member	Assessor
Signature		
Name		
Date		

56. Demonstrate knowledge of the law and policy on international civil and political rights.

	Member	Assessor
Signature		
Name		
Date		

57. Demonstrate knowledge of the law and policy on the recruitment of minors for use in armed conflict.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

58. Demonstrate knowledge of the law and policy on the circumstances where a state may lawfully resort to the use of force. Where relevant, the demonstration of knowledge should include an explanation of:

- a. Article 51 of the UN Charter,
- b. customary international law,
- c. the Caroline principles, and
- d. Chapter 6 and 7 missions

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

59. Demonstrate knowledge of the law and policy associated with the doctrine of pre-emption.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

60. Demonstrate knowledge of the law and policy associated with UN mission ROE.

	Member	Assessor
Signature		
Name		
Date		

61. Demonstrate knowledge of the law and policy on Protection of UN personnel during operations and the application of the UN Convention for the Safety of UN and Associated Personnel.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

62. Demonstrate knowledge of the law and policy on the scope of search of UN premises and vehicles during operations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Information and Intellectual Property Law

63. Demonstrate knowledge of the law and policy in relation to information operations. Where relevant, the demonstration of knowledge should include an explanation of:
- the application of domestic telecommunications laws,
 - the application of LOAC to non-kinetic attacks on C3I,
 - the domestic and international legal implications of surveillance operations,
 - computer crime under domestic and international laws,
 - space law and treaties governing the use of satellites.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Environmental Law

64. Demonstrate knowledge of the law and policy on the operation of environmental law domestically.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

65. Demonstrate knowledge of the law and policy in relation to environmental law affecting operations. Where relevant, the demonstration of knowledge should include an explanation of:
- a. the legal obligations relating to pollution under national and international law (by materials, by noise etc),
 - b. Defence's relationship to the *Environment Protection and Biodiversity Conservation Act 1999* and under what circumstances exemptions may be sought and granted,
 - c. Environmental Compliance Certificates for exercises/operations,
 - d. constraints on dropping certain non-explosive devices (such as sonar buoys), with particular reference to legal and policy considerations,
 - e. dumping at sea.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

**AUSTRALIAN DEFENCE FORCE LEGAL SERVICES
LEGAL TASK JOURNAL
OPERATIONS LAW
LEVELS – ADVANCED AND SPECIALIST**

PART B: PLANNING AND CONDUCT OF OPERATIONS

Section 1: Operations/Exercise Planning -General

66. Demonstrate knowledge of a legal review of the legal basis for a specific operation or exercise.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

67. Demonstrate knowledge of a legal review of the legal framework applicable to a specific the operation or exercise.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

68. Demonstrate the provision of legal advice to an Operational Planning Group (OPG).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

69. Demonstrate the provision of legal advice to an Administrative Planning Group (APG).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

70. Demonstrate the provision of legal advice to a Theatre Legal Planning Group (TLPG).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

71. Demonstrate knowledge of a legal review of operational documents, in particular:

- a. CDF's execute order (EXECUTO) and amplifications (AMPs),
- b. Targeting Directive (and amplifications).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

72. Demonstrate knowledge of a legal review concerning DCJOP's/Component Command's:

- a. Concept of Operations (CONOPS),
- b. Operational Instruction (OPINST),
- c. Fragmentary Orders (FRAGOs),
- d. Administrative Instruction (ADMININST).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

73. Demonstrate knowledge of a legal review of decision criteria and options including, for example, advice on coordinating strategic and tactical level decisions to avoid duplication and/or contrary legal advice during the mission planning phase.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

74. Demonstrate knowledge of a legal review of command and control arrangements between ADF elements, and between ADF and coalition elements.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

75. Demonstrate knowledge of the law and policy considering Australia's legal obligations with those of a coalition partner in an operation with respect to Additional Protocol I to the Geneva Conventions, the Ottawa Treaty on Anti-Personnel Landmines, the Certain Conventional Weapons Convention, the Rome Statute of the International Criminal Court.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Section 2: Operations Planning: Rules of Engagement and Targeting Directives and the Impact on the Conduct of ADF operations

ROE

76. Demonstrate knowledge of the purpose of Rules of Engagement (ROE).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

77. Demonstrate knowledge of a legal review of the principle of self-defence and its implications on the conduct of an operation including relationship with ROE.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

78. Demonstrate knowledge on the processes applicable to ROE in the ADF.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

79. Demonstrate knowledge on selection of the appropriate ROE for a current operation.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

80. Demonstrate knowledge of the interpretation and limitations of ROE.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

81. Demonstrate knowledge of ROE specifically through a legal review or drafting of:

- a. ROEREQ, or
- b. ROEAUTH.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

82. Demonstrate knowledge at unit level of the law and policy relevant to a practical application of ROE in a scenario based exercise.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

83. Demonstrate the provision of advice on ROE to operational planners during the planning for or conduct of operations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

84. Demonstrate knowledge of a legal review of ROE dealing with:

- a. adequacy of the ROE,
- b. jurisdictional aspects of ROE,
- c. interoperability of ROE in a coalition environment, and/or
- d. ROE doctrine and development.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

85. Demonstrate knowledge of the law and policy on Standing ROE.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

86. Demonstrate the drafting of an OFOF card.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

87. Demonstrate knowledge of the law and policy on OFOF.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

88. Demonstrate knowledge of an analysis of ROE for command relating to the adequacy of the ROE to cover specified tasks.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

89. Demonstrate knowledge of a legal review of an ROE request dealing specifically with:
- whether the ROE requested are in accordance with the law,
 - whether the ROE request from DCJOPS to CDF appropriately considers Component Command perspectives,
 - whether the ROE requested take into account tactical perspectives, including platform, weapon, and function specific characteristics (achieved through consultation with tactical level), and/or
 - whether the request contains adequate justification.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

90. Demonstrate knowledge of a legal review specifically dealing with whether ROE issued from operational level and higher can be effectively implemented at tactical level and identifying the need for further ROE request if applicable.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

91. Demonstrate knowledge on the processes applicable to ROE in the context of the UN.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Advising Command: Targeting Military Objectives

92. Demonstrate knowledge of the law and policy on the targeting application of Additional Protocol 1.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

93. Demonstrate knowledge of the law and policy applicable to the legal basis for targeting and targeting operations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

94. Demonstrate knowledge of the law and policy on dual use targets.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

95. Demonstrate knowledge of the law and policy applicable to the planning for strike missions with specific regard to the basic LOAC principles of:

- a. proportionality,
- b. necessity,
- c. distinction, and/or
- d. humanity.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

96. Demonstrate knowledge of a legal review of military objectives (for example: status of civilian leadership targets, status of para-military and security elements as targets, status of dual use infrastructure).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

97. Demonstrate knowledge of a legal review dealing with collateral damage specifically referring to matters including a determination of the military advantage of a particular target, an assessment of the legal status of human shields, an assessment of collateral damage where secondary effects are likely (such as a fuel store or WMD delivery system), an assessment of which parts of the target should be regarded as collateral damage.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

98. Demonstrate knowledge of a legal review of the precautionary principles required in planning an attack to include a review that the methods and means of attack proposed in the particular situation comply with international law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

99. Demonstrate knowledge at the strategic level of compliance of a proposed targeting action with ROE.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

100. Demonstrate knowledge at the operational level of the law and policy regarding weaponry processes.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

101. Demonstrate knowledge of a legal review of authorised target identification in accordance with ROE, Targeting Directives and international law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

102. Demonstrate knowledge of a legal review of the six-step targeting process.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

103. Demonstrate knowledge of a legal review on use of third party target intelligence.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

104. Demonstrate knowledge of a legal review third party target designation and/or assessments required by LOAC.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

105. Demonstrate knowledge at the strategic level of a legal review concerning changes to strategic-level directions on targeting including changes to a Targeting Directive.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

106. Demonstrate the provision of legal advice command and staff involved in the targeting process on LOAC obligations relating to targeting.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

107. Demonstrate the provision of legal advice in relation to potential friendly fire and excessive collateral damage incidents including support to evidence gathering procedures.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

108. Demonstrate the provision of legal advice to targeting elements such as the Joint Targeting Coordination Board (JTCCB).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

109. Demonstrate knowledge of the law and policy on the application of the Statute of the International Criminal Court to breaches of LOAC.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Conduct of Exercises

110. Demonstrate the provision of legal advice during the conduct of an exercise. Where relevant, this involvement should include:

- a. advice, input and participation as for operations,
- b. drafting and insertion of legal exercise scenarios,
- c. reviewing exercise scenarios.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Section 3: Operations Planning: Status, Privileges, Immunities; Claims, Contracts and Jurisdiction

Status of Forces Agreement (SOFA) issues

111. Demonstrate knowledge of the law and policy associated with the application of SOFAs, Memoranda of Understanding (MOU) and other Arrangements.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

112. Demonstrate knowledge of the law and policy associated with investigations and prosecutions of military personnel under a SOFA.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

113. Demonstrate knowledge of a legal review of associated with the application of a MOU.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

114. Demonstrate knowledge of a legal review of the application of a Status of Mission Arrangement (SOMA).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

115. Demonstrate knowledge of a legal review of the application of a Security Council Resolution (SCR).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

116. Demonstrate knowledge of a legal review of the application of a Military Technical Agreement (MTA).

	Member	Assessor	Senior Assessor
Signature			
Name			
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117. Demonstrate knowledge of the law and policy in relation to status of forces agreements/arrangements and interaction with host nation laws. Where relevant, the demonstration of knowledge should include an explanation of:

- a. entry and exit requirements for equipment and personnel,
- b. import and export requirements,
- c. use of facilities and services by non-ADF/AS personnel, and
- d. disciplinary offences committed in host country,
- e. criminal offences committed in host country,
- f. civil claims against the deployed force and personnel,
- g. legal aspects of Force Protection issues including guarding ADF assets, arming guards, protection of convoys, arming personnel, and information security,
- h. access to ADF assets within host nation base confines including security procedures implemented by host nation,
- i. use of ADF vehicles within host country,
- j. host nation logistics support including financial arrangements,
- k. the application of Australian domestic legislation (for example, OH&S applicability),
- l. sub-leasing of ADF buildings to contractors.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Contracting Issues

118. Demonstrate the provision of legal advice on contracting issues (for example, determining applicable law and legal framework, drafting of contracts, and contract management issues).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Civil Claims

119. Demonstrate the provision of legal advice with respect to civil claims against deployed forces and personnel. Where relevant, the advice should be provided by way of the following:

- a. assistance to force elements involved in accidents / incidents with the conduct of investigations, and the preparation of reports and other documents,
- b. liaison with the Defence Insurance office,
- c. finalising claims with claimants and defendants,
- d. developing SOPs/claims forms for specific scenarios (for example, motor vehicle accidents);
- e. Act of Grace/Solatia payments.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Foreign jurisdiction

120. Demonstrate knowledge of the law and policy concerning the application of foreign jurisdiction to ADF personnel.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

121. Demonstrate knowledge of the law and policy associated with the jurisdiction of the International Criminal Court over ADF personnel whilst on operations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

122. Demonstrate knowledge of the law and policy on the application of foreign civil law to ADF operations overseas.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

123. Demonstrate knowledge of the law and policy associated with the application of Australian customs and quarantine laws to foreign forces.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Refugees/asylum seekers

124. Demonstrate knowledge of the law and policy associated with Australia's obligations under the Refugee Convention.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

125. Demonstrate knowledge of the law and policy associated with Australia's obligations in relation to political asylum seekers/defectors.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Section 4: Land Based Operations

LOAC and its Impact on Land Operations

126. Draft and provide a LOAC profile containing appropriate information regarding the enemy and the environment. Where relevant, this should include:
- a. concentrations of civilians located in the area of planned operations,
 - b. identification of civilian cities, towns or villages located in the area of planned operations,
 - c. identification of important civilian cultural objects located in the area of planned operations,
 - d. identification of sites of dangerous or hazardous forces or compounds located in the planned area of operations,
 - e. identification of applicable LOAC considerations to be taken into account by a military commander within the area of planned operations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

127. Demonstrate knowledge of the legal considerations to be considered when planning the conduct of an attack. Where relevant, the demonstration of knowledge should include an explanation of:
- a. the requirement that an attack may only be directed at a specific military objective which must be identified as such,
 - b. the requirement that when a choice is possible between several military objectives for obtaining a similar military advantage, the objective to be selected shall be that attack which would cause the least danger to civilian persons and objects,
 - c. the prohibition of an attack on a single military objective which contains a number of clearly separate and distinct military objectives located in a city, town, or village containing civilians and civilian objects.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

128. Provide LOAC advice to a Commander's Planning Group. Where relevant, this should include:
- a. concentrations of civilians located in the area of planned operations,
 - b. identification of civilian cities, towns or villages located in the area of planned operations,
 - c. identification of important civilian cultural objects located in the area of planned operations,
 - d. identification of sites of dangerous or hazardous forces or compounds located in the planned area of operations,
 - e. identification of applicable LOAC considerations to be taken into account by a military commander within the area of planned operations,
 - f. the fact that the attack may only be directed at a specific military objective,
 - g. the fact that when a choice is possible between several military objectives for obtaining a similar military advantage, the objective to be selected shall be that objective on which attack would cause the least danger to civilian persons and objects,
 - h. the fact that an attack is prohibited which treats as a single military objective a number of clearly separate and distinct military objectives located in a city, town, or village containing civilians and civilian objects.

	Member	Assessor	Senior Assessor
Signature			
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129. Demonstrate knowledge of the law and policy concerning medical and religious personnel. Where relevant, the demonstration of knowledge should include an explanation of:

- a. whether or not the medical personnel are assigned exclusively to medical and/or religious duties or to the administration of medical or religious organisations,
- b. whether such personnel have been trained in their special rights, duties and obligations according to LOAC.

	Member	Assessor	Senior Assessor
Signature			
Name			
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130. Demonstrate knowledge of LOAC issues involved in the preparation of target lists for land based forces. Where relevant, the demonstration of knowledge should include an explanation of:

- a. any restriction or prohibition on potential targets because of an erroneous interpretation of the requirements of LOAC,
- b. whether the target list is consistent with LOAC,
- c. whether the plan provides for the giving of an appropriate warning where it contemplates the bombardment of a defended place containing a concentration of civilians,
- d. whether the target list is consistent with the restrictions on intentional attack or bombardment of buildings dedicated to religion, art, science, or charitable purposes, historic monuments, hospitals, hospital zones, and places where the sick and wounded are collected,
- e. whether the target list identifies appropriate protective symbols,
- f. whether the plan identifies the requirement for warnings.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

131. Demonstrate knowledge of LOAC issues involved in the preparation of fire support plans. Where relevant, the demonstration of knowledge should include an explanation of:

- a. whether the plan is consistent with LOAC governing attack or bombardment of defended places only,
- b. whether the plan provides for the giving of an appropriate warning where it contemplates the bombardment of a defended place containing a concentration of civilians,
- c. whether the plan is consistent with the restrictions on intentional attack or bombardment of buildings dedicated to religion, art, science, or charitable

- purposes, historic monuments, hospitals, hospital zones, and places where the sick and wounded are collected,
- d. whether the plan identifies the requirement for warnings,
 - e. whether the plan is consistent with the fundamental right of self-defence in situations where protective emblems and protected areas are misused.

	Member	Assessor	Senior Assessor
Signature			
Name			
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132. Demonstrate knowledge of the law and policy on captured persons and objects. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the establishment or confirmation of the entitlement to protective status,
- b. the entitlement to specific treatment such as searching, protection, caring for and evacuation,
- c. disarming including the taking away of equipment and documents of military value,
- d. the retention of certain objects by the captured person,
- e. in cases of unconfirmed status, treatment of those persons as POWs.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

133. Demonstrate knowledge of the law and policy on enemy POW. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the procedures for ascertaining whether various persons who fall into the hands of Australian forces are entitled to specific treatment,
- b. where there is **any doubt** as to the status of a person who has committed a belligerent act, and is in the hands of Australian forces, for that person to be treated as a prisoner of war until such time as status is determined by a competent tribunal,
- c. the procedures for establishing and operating Article 5 tribunals,
- d. the appropriate instructions for the proper treatment of POW, criminal detainees, civilians, refugees and other detained/retained persons at the point of capture and subsequent interrogation
- e. prohibitions against killing, torture, inhumane and degrading treatment of such persons effective from their time of capture or surrender,

- f. limitations on the interrogation of such persons,
- g. the requirements for the safe evacuation of such persons, and for the inventorying and safeguarding of such person's personal property.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

134. Demonstrate knowledge of the law and policy on criminal detainees, civilians or other detained persons. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the procedures for ascertaining whether various persons who fall into the hands of Australian forces are entitled to specific treatment,
- b. where there is **any doubt** as to the status of a person who has committed a belligerent act, and is in the hands of Australian forces, for that person to be treated as a prisoner of war until such time as status is determined by a competent tribunal,
- c. the procedures for establishing and operating status tribunals,
- d. the appropriate instructions for the proper treatment of POW, criminal detainees, civilians, refugees and other detained/retained persons at the point of capture and subsequent interrogation
- e. prohibitions against killing, torture, inhumane and degrading treatment of such persons effective from their time of capture or surrender,
- f. limitations on the interrogation of such persons,
- g. the requirements for the safe evacuation of such persons, and for the inventorying and safeguarding of such person's personal property.

135. Demonstrate knowledge of the law and policy on establishing a detention facility.

	Member	Assessor	Senior Assessor
Signature			
Name			
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136. Demonstrate knowledge of the law and policy on the composition of, and the circumstances in which 'Article 5' tribunals can be held.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

137. Demonstrate knowledge of detention policies.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Domestic Law: Land Operations

138. Demonstrate knowledge of the law and policy in relation to the deployment of the ADF in a domestic context as Defence Force Aid to the Civil Authorities (DFACA).

	Member	Assessor	Senior Assessor
Signature			
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139. Demonstrate knowledge of the law and policy in relation to the deployment of the ADF in a domestic context in Defence Aid to the Civil Community (DACC).

	Member	Assessor	Senior Assessor
Signature			
Name			
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140. Demonstrate knowledge of the law and policy in relation to the use of force and the status of ADF personnel in domestic operations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

141. Demonstrate knowledge of the law and policy in relation to the authority and powers of ADF personnel on military operations in Australia (Not DFACA).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Defence Practice Areas

142. Demonstrate knowledge of the law and policy in relation to defence practice areas (DPAs). Where relevant, the demonstration of knowledge should include:
- staffing ExCo paperwork to declare DPAs,
 - an explanation of the powers to declare DPAs and delegations,
 - an explanation of the powers to exclude members of the public from DPAs,
 - specific reference to relevant legislation and regulations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Section 5: Maritime Law and its Impact on ADF Operations

General principles on the law of the sea

143. Demonstrate knowledge of the law and policy on the legal status of the territorial sea, which should include an explanation of the application of national laws within the territorial sea.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

144. Demonstrate knowledge of the law and policy on the legal status of the contiguous zone, which should include an explanation the application of national laws within (specifically customs, fiscal, immigration or sanitary)

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

145. Demonstrate knowledge of the law and policy on the legal status of the Exclusive Economic Zone. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the specific legal regime of the EEZ,
- b. the rights, jurisdiction and duties of the coastal State in the EEZ,
- c. excessive claims by foreign states in relation to activities in EEZ,
- d. the breadth of EEZ,
- e. the rights and duties of other states in the EEZ.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

146. Demonstrate knowledge of the law and policy on the basic principles of maritime navigation. Where relevant, the demonstration of knowledge should include an explanation of:

- a. innocent passage,
- b. transit passage,
- a. archipelagic sea-lane passage.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

147. Demonstrate knowledge of the law and policy on the delimitation of zones.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

148. Demonstrate knowledge of the law and policy on the sourcing of coordinates for claims made by coastal states from strategic level.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

149. Demonstrate knowledge of the law and policy on the sourcing of coordinates for claims recognised by Australia from strategic level.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

150. Demonstrate knowledge of the law and policy on the consequences of establishing customary patterns of operation.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Laws of maritime warfare

151. Demonstrate knowledge of the law applicable to anti-submarine warfare.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

152. Demonstrate knowledge of the law relating to the use of beyond-visual-range weapons.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

153. Demonstrate knowledge of the law relating to the interception of enemy and neutral merchant vessels.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

154. Demonstrate knowledge of the law associated with the air aspects of blockade.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Domestic Law of the Sea issues

155. Demonstrate knowledge of the law and policy on the incorporation of the Law of the Sea into Australian domestic law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

156. Demonstrate knowledge of the law and policy on the impact of Naval Waters on Navy activities.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

157. Demonstrate knowledge of the law and policy on the doctrine of sovereign immunity.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

158. Demonstrate knowledge of the law and policy on the Offshore Constitutional Settlement and how this impacts on ADF activities offshore.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

159. Demonstrate knowledge of the law and policy applicable to the ADF contribution to Coastwatch.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

160. Demonstrate knowledge of the law and policy applicable to ADF contribution to maritime law enforcement.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

161. Demonstrate knowledge of the law and policy on the protection of warships in foreign ports.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

162. Demonstrate knowledge of the law and policy on the protection of foreign warships in Australian ports.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

163. Demonstrate knowledge of the content and effect of the Commonwealth Crimes at Sea and/or the Commonwealth Crimes Overseas legislation.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

164. Demonstrate knowledge of the law and policy on the exclusion zones around oil platforms in Australia's EEZ.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

165. Demonstrate knowledge of the ADF's role under one of the following Commonwealth Acts:

- a. *Fisheries Management Act 1991*,
- b. *Customs Act 1901*, or
- c. *Migration Act 1958*.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

166. Demonstrate knowledge of the law and policy applicable to the territorial sea baseline proclamations for the Australian mainland and territories.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

167. Demonstrate knowledge of the law and policy on the territorial sea baselines for Australia's offshore territories.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

168. Demonstrate knowledge of the law and policy on Australia's maritime boundaries with other countries.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

169. Demonstrate knowledge of the law and policy on Australia's fisheries treaties with other countries.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

170. Demonstrate knowledge of the law and policy relating to the International Maritime Organisation.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

171. Demonstrate knowledge of the law and policy on hot pursuit.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

172. Demonstrate knowledge of the law and policy on piracy.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Section 6: Air and Space Law and its Impact on ADF Operations

Status of Aircraft and Aircrew

173. Demonstrate knowledge of the law and policy on the principle of sovereign immunity of state aircraft and issues associated with aircraft operations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

174. Demonstrate knowledge of the law and policy on the distinction between civil and state aircraft and the applicable regulatory regime. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the marking of civil and state aircraft,
- b. boarding and search by foreign government officials,
- c. compliance with quarantine, customs and immigration requirements, and
- d. use of civil aircraft for military tasks both in and outside armed conflict.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

175. Demonstrate knowledge of the law and policy on the uniform and identification requirements of aircrew.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

176. Demonstrate knowledge of the law and policy on the role and responsibilities of the captain of an aircraft.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Air operations

177. Demonstrate knowledge of the law and policy on the delimitation of national airspace. Where relevant, the demonstration of knowledge should include an explanation of the:

- a. basis for delimitation,
- b. sourcing and briefing specific coordinates/claims,
- c. division of national airspace,
- d. navigation regime applicable in national airspace.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

178. Demonstrate knowledge of the law and policy on the operation in Australian national airspace of:

- a. Australian civil and/or state aircraft, and
- b. foreign civil and/or state aircraft.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

179. Demonstrate knowledge of the requirements upon entry into national airspace. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the consent for civil aircraft and/or State aircraft (diplomatic clearances),
- b. distress entry,
- c. transit passage through straits used for international navigation,
- d. archipelagic sea-lane passage, and
- e. the non-application of 'innocent passage' for aircraft.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

180. Demonstrate knowledge of the law and policy applicable to the enforcement of national laws in national airspace.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

181. Demonstrate knowledge of the law and policy on the interception of aircraft in national airspace. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the legal basis for interception,
- b. the requirements when conducting interception (ICAO procedures),
- c. interception of civil aircraft,
- d. interception of foreign state aircraft,
- e. control of airspace/interception of aircraft as a response to domestic violence and threats to Commonwealth interests/law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

182. Demonstrate knowledge of the law and policy applicable to escape and evasion protocols in relation to landing in foreign territory.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

183. Demonstrate knowledge of the law and policy applicable to the roles and/or responsibilities of organisations relevant to Australian national airspace. Where relevant, the demonstration of knowledge should address:

- a. Airservices Australia,
- b. Civil Aviation Safety Authority,
- c. Bureau of Air Safety Investigations,
- d. Directorate of Flying Safety and other ADF elements and agencies,
- e. International Civil Aviation Organisation.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

184. Demonstrate knowledge of the law and policy applicable to the delimitation of, and navigation regime in international airspace. Where relevant, the demonstration of knowledge should include an explanation of the:

- a. basis for delimitation;
- b. specific coordinates/claims;
- c. jurisdictional issues; and
- a. navigation regime applicable including the basic principle of freedom of overflight, principles of 'due regard' (for State aircraft), and Rules of the Air (for civil aircraft).

	Member	Assessor	Senior Assessor
Signature			
Name			
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185. Demonstrate knowledge of the law and policy on the effect of prohibited, restricted, security, warning or danger zones.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

186. Demonstrate knowledge of the law and policy applicable to the law and order requirements of international airspace. Where relevant, the demonstration of knowledge should include an explanation of the:

- a. responses to interference, interception and challenges in international airspace;
- b. legal basis for interception; and
- c. requirements when conducting interception, rules of engagement and other orders affecting interception.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

187. Demonstrate knowledge of the law and policy applicable to the activation and operation of an ADIZ (Air Defence Identification Zone). Where relevant, the demonstration of knowledge should include an explanation of:

- a. the validity and scope at international law,
- b. the domestic legal basis.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

188. Demonstrate knowledge of the law and policy applicable to the flight information regions (FIRs).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

189. Demonstrate knowledge of the law and policy applicable to intelligence, surveillance and reconnaissance activities in international airspace.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

190. Demonstrate knowledge of the law and policy applicable to Australia's search and rescue obligations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Air Defence and Air Traffic Control

191. Demonstrate knowledge of the law and policy applicable to the development and implementation of air space control regimes.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

192. Demonstrate knowledge of the law and policy applicable to ICAO procedures in the context of air space control regimes.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

193. Demonstrate knowledge of the law and policy on the air defence/air traffic control incidents, and providing support to procedure and processes.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

194. Demonstrate knowledge of the control of airspace as a response to domestic violence and threats to Commonwealth interests/law. Where relevant, the demonstration of knowledge should include an explanation of:

- a. call out of the ADF under Part IIIAAA of the *Defence Act 1903*, and/or
- b. use of the ADF under the executive power of the Commonwealth.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Law of aerial warfare

195. Demonstrate knowledge of the law and policy on the concept of 'hors de combat' in the context of air combat operations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

196. Demonstrate knowledge of the law and policy on the status and protection of civil aircraft and circumstances in which protection could be lost.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

197. Demonstrate knowledge of the law and policy applicable to warning and diversion of civil, medical and neutral aircraft.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

198. Demonstrate knowledge of the law and policy on the use of exclusion, warning and other zones.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

199. Demonstrate knowledge of the law and policy on the precautions to minimise unintended engagement of civil, medical and neutral aircraft.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

200. Demonstrate knowledge of the law and policy applicable to the entry requirements into neutral airspace.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

201. Demonstrate knowledge of the law and policy on the use of civil aircraft for military tasks during armed conflict.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

202. Demonstrate knowledge of the law and policy applicable to combat search and rescue (CSAR).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

Section 7: Operations Outside Armed Conflict

203. Demonstrate knowledge of the law and policy on the interrelationship between State/Territory and Commonwealth legislation, taking into consideration the *Commonwealth Places (Application of Laws) Act 1970* and/or case law where relevant.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

204. Demonstrate knowledge of the law and policy on the nature, scope and limitations of powers in relation to search and seizure, detention and/or arrest of persons interfering with ADF activities (for example, by trespass) that may arise under Commonwealth or State/Territory legislation, or the common law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

205. Demonstrate knowledge of the law and policy on the nature, scope and limitations in relation to entry/exit procedures to ADF establishments and other locations (for example, search of persons and vehicles).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

206. Demonstrate knowledge of the law and policy on the roles and responsibilities of the State and Territory police/authorities.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

207. Demonstrate knowledge of the law and policy associated with the extra-territorial application of relevant Australian legislation.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

208. Demonstrate knowledge of the content and effect of Commonwealth or State/Territory legislation, or the common law, on the conduct of ADF operations. Where relevant, the demonstration of knowledge should include an explanation of and/or reference to:

- a. anti-terrorist provisions,
- b. WMD contingencies,
- c. other emergencies/disasters,
- d. Aboriginal land and sites,
- e. preservation of the environment,
- f. coronial powers and inquiries,
- g. firearms/weapons,
- h. dangerous goods/explosives,
- i. motor vehicles,
- j. licensing (for example, operation of certain equipment and vehicles),
- k. occupational health and safety and other workplace law,
- l. criminal law,
- m. telecommunications/radio communications legislation,

- n. privacy laws,
- o. any law applicable to the Australian Intelligence Community.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

209. Demonstrate knowledge of the law and policy on the content and effect of internal ADF general orders (including DIs) on operations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

210. Demonstrate knowledge of the law and policy associated with conscription. Where relevant, the demonstration of knowledge should include an explanation of:

- a. the legislative basis,
- b. exemptions available from compulsory military service (for example, conscientious objection).

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

211. Demonstrate knowledge of the law and policy in relation to ROE applicable outside of armed conflict. Where relevant, the demonstration of knowledge should include an explanation of:

- a. Rules of engagement (ROE) for operations and exercises,
- b. Orders for Opening Fire for operations and exercises, and/or
- c. SOPs dealing with search and seizure, arrest/detention, persons interfering with ADF activities, protection of property.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

212. Demonstrate knowledge of planning functions. Where relevant, the demonstration of knowledge should include an explanation of:
- a. operational/exercise planning with specific reference to the requirement that tactical orders/plans/SOPs for possible scenarios are drafted IAW applicable legal constraints,
 - b. the siting of remote air defence assets (such as radar heads and mobile control and reporting units), including land use arrangements, and environmental law.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

213. Demonstrate knowledge of the law and policy in relation to the planning and conduct of operations abroad to rescue Australian nationals such as Service Protected Evacuations and Service Assisted Evacuations.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			

214. Demonstrate knowledge of the law and policy in relation to civil affairs. Where relevant, the demonstration of knowledge should include an explanation of:
- a. participation in civil/military interface committee meetings,
 - b. liaison with civil authorities,
 - c. planning and advice regarding law and order restoration activities,
 - d. disasters,
 - e. claims against the ADF.

	Member	Assessor	Senior Assessor
Signature			
Name			
Date			