

Title	Explain litigation and dispute resolution processes		
Level	2	Credits	4

Purpose	People credited with this unit standard are able to explain litigation and dispute resolution processes.
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Classification	Social Science Studies > Legal Studies
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Available grade	Achieved, Merit, and Excellence
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Criteria for Merit	<p>The explanation of the litigation and dispute resolution processes is demonstrated by:</p> <ul style="list-style-type: none"> • describing one strength and one weakness for each process; • selecting and applying relevant supporting detail that may include but is not limited to any one of: <ul style="list-style-type: none"> - particular facts and legislation; - past or present events; - case studies, actual examples, statistics; - news media reports.
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Criteria for Excellence	<p>The fully developed explanation of each litigation and/or dispute resolution process is demonstrated by:</p> <ul style="list-style-type: none"> • discussing a strength and weakness in relation to an actual example; • selecting and applying a range of relevant supporting detail; • communicating clear conclusions.
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Guidance Information

- Teaching and learning guidelines that inform legal studies as it is taught in New Zealand can be found at <http://seniorsecondary.tki.org.nz/Social-sciences/Legal-studies>. Assessment support material for these standards can be found at <http://www.nzqa.govt.nz/legalstudies>.

This unit standard can be awarded with an Achieved, Merit, or Excellence grade. For the Achieved grade to be awarded, all outcomes must be achieved as specified in the outcome statement(s). For Merit or Excellence grades to be awarded, the candidate must meet the Merit or Excellence criteria specified above.

For the purposes of this unit standard, it is recognised that the distinction between litigation and dispute resolution processes may vary depending on the legal systems chosen.

2 Definitions

Actual example refers to actual events from New Zealand or overseas, past or present.

Fully developed refers to being accurate, detailed, and well researched.

News media refers to factual reporting and journalistic narratives in print media, broadcast media and the Internet.

Key element(s) is (are) the generally accepted components of litigation and dispute resolution processes.

Tikanga is the right or correct way of doing things within Māori society. It is a system comprised of practice, principles, process and procedures, and traditional knowledge. Tikanga encompasses Māori law. It provides processes for dispute resolution, prescribes authority for decision-making (and constraints on that authority) and has distinctive mechanisms for enforcement and remedy.

Outcomes and performance criteria

Outcome 1

Explain litigation and dispute resolution processes.

Range one litigation and one dispute resolution process from the same, or from two different, legal system(s).

Performance criteria

1.1 Litigation and dispute resolution processes are explained, with supporting detail, in terms of the key element(s) of selected legal system(s).

Range legal system(s) may include – national, tikanga Māori, international, historical, traditional;
supporting detail includes – participants, methods, outcomes and underlying principles.

Replacement information	This unit standard replaced unit standard 10338 and unit standard 10349.
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Planned review date	31 December 2027
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Status information and last date for assessment for superseded versions

Process	Version	Date	Last Date for Assessment
Registration	1	14 December 2012	31 December 2019
Review	2	23 November 2017	31 December 2024
Review	3	2 March 2023	N/A

Consent and Moderation Requirements (CMR) reference

0226

This CMR can be accessed at <http://www.nzqa.govt.nz/framework/search/index.do>.

Comments on this unit standard

Please contact NZQA National Qualifications Services nqs@nzqa.govt.nz if you wish to suggest changes to the content of this unit standard.