

<b>Title</b>	<b>Seize property as an enforcement action</b>		
<b>Level</b>	<b>4</b>	<b>Credits</b>	<b>4</b>

<b>Purpose</b>	This unit standard is for people who work, or intend to work as compliance inspectors, investigating officers, or enforcement officers. People credited with this unit standard are able to: identify legislative or regulatory power, and seek permission, to seize; remove property from possession of owner; and secure seized property and advise property owner.
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<b>Classification</b>	Compliance and Law Enforcement > Compliance and Regulatory Control
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<b>Available grade</b>	Achieved
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### Guidance Information

- 1 Assessment will be in relation to those laws, regulations, bylaws, activities, procedures, and policies defined by the compliance and/or regulatory organisation relevant to the performance context.
- 2 Definitions  
*Organisational requirements* refer to instructions to staff on policy and procedures which are documented in memo or manual format and are available in the workplace. These include the application of legislation;  
*Property* may include but is not limited to – documentation, plant and equipment, vehicles, household possessions, animals and plants. *Owner* may also refer to the user or holder of the property.

### Outcomes and performance criteria

#### Outcome 1

Identify legislative or regulatory power, and seek permission, to seize.

#### Performance criteria

- 1.1 Legal grounds for power to seize are identified.
- 1.2 Provisions of legislation that give power to seize are identified.
- 1.3 Person with power to approve seizure of property is identified.
- 1.4 Permission is sought in accordance with legal and organisational requirements.

**Outcome 2**

Remove property from possession of owner.

**Performance criteria**

- 2.1 Property owner is advised of their rights.
- 2.2 Property is seized in accordance with organisational and legislative requirements.
- 2.3 Receipt is supplied to property owner for seized property.
- 2.4 Duty of care is exercised over stored property upon its removal.

**Outcome 3**

Secure seized property and advise property owner.

**Performance criteria**

- 3.1 Property is secured and stored in accordance with organisational and legislative requirements.
- 3.2 Property owner is advised of obligations regarding secured property.
- 3.3 Property owner is advised of the action necessary to resume possession and use of property.

**This unit standard is expiring. Assessment against the standard must take place by the last date for assessment set out below.**

**Status information and last date for assessment for superseded versions**

Process	Version	Date	Last Date for Assessment
Registration	1	27 April 1995	31 December 2023
Revision	2	25 November 1997	31 December 2023
Revision	3	17 July 2002	31 December 2023
Revision	4	19 May 2004	31 December 2023
Review	5	25 July 2007	31 December 2023
Review	6	25 March 2021	31 December 2023

<b>Consent and Moderation Requirements (CMR) reference</b>	0046
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This CMR can be accessed at <http://www.nzqa.govt.nz/framework/search/index.do>.