

Answers to Student Review Problems

Dealing with Consumers Part A: General Protections

1. Why do consumers deserve extra legal protection?

- Consumers are at a disadvantage when dealing with a business
- Business knows more about their products than the consumer
- Business has more business experience and greater access to resources
- Traditional rules of contract law are generally based on 'caveat emptor' and therefore offer little assistance to consumers.
- There is no real equality of bargaining power between business and consumer
- So, legislation seeks to protect consumers

2. What needs to be proved in an action for breach of ACLs 18 (prohibiting misleading and deceptive conduct)?

- Business has 'engaged in conduct': this includes acts, statements, promises, the failure to do or say something. It also includes silence (*Henjo Investments v Collins Marrickville*)
- The conduct was 'in trade or commerce'. The conduct must therefore be in a commercial context, and does not cover political or academic statements
- The conduct was 'misleading or deceptive or likely to mislead or deceive'. For this it is necessary to use the objective test which is done by reference to the target audience. Statements that are literally true may be misleading. Exaggerations may or may not be misleading or deceptive depending on the context

3. Can ACLs 18 be enforced by persons other than consumers?

Apart from consumers, interested members of the public and other businesses, including competitors, may seek to enforce ACLs 18.

4. What are the consequences of contravening ACLs 18?

- There are no criminal penalties
- However, the ACCC may issue notices or warnings

Answers For Acl Problem Audit

LL Leslie

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explains the proven approaches and essential procedures to perform risk based operational audits. It shows how to effectively evaluate the relevant dynamics associated with programs and processes including operational strategic technological financial and compliance objectives and risks. This book merges traditional internal audit concepts and practices with contemporary quality control methodologies tips tools and techniques. It explains how internal auditors can perform operational audits that result in meaningful findings and useful recommendations to help organizations meet objectives and improve the perception of internal auditors as high value contributors appropriate change agents and trusted advisors. The 2nd edition introduces or expands the previous coverage of Control self assessments The 7 Es framework for operational quality Linkages to ISO 9000 Flowcharting techniques and value stream analysis Continuous monitoring The use of Key Performance Indicators KPIs and Key Risk Indicators KRIs Robotic process automation RPA artificial intelligence AI and machine learning ML and Adds a new chapter that will examine the role of organizational structure and its impact on effective communications task allocation coordination and operational resiliency to more effectively respond to market demands

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The fifth edition of this book has been written with a perspective to enable the taxpayers to ensure compliance with the applicable provisions of GST related to filing of annual returns and self certified Form GSTR 9C. The vast experience of the four authors totaling about one hundred years in consulting adjudicating judging and implementation of indirect taxes would immensely help the professionals implement GST provisions and conduct of audit in an easier way while providing value to their clients employers. The book is divided into 6 parts as follows Part 1 Overview of GST law and insights on good accounting practices record maintenance and documentation to facilitate returns filing reconciliation and professional opportunities from the perspective of GST Audit Part 2 Background of the Annual returns role of professionals and a detailed clause by clause analysis with Practical FAQ's for filing the Annual Returns in Form GSTR 9 Part 3 Background of the GST Audit role of professionals and a detailed clause by clause analysis with practical FAQ's for filing the Reconciliation statement in Form GSTR 9C Part 4 Checklists formats ICQ's templates and practical methodology of conducting GST Audit verification of documents transactions after evaluation of internal control reconciliations with tips to mitigate demand common errors to avoid Part 5 Customs Audit year end action points for taxpayers other GST certifications and Departmental Audit and some useful decisions Part 6 Appendices containing the gist of important notifications guidance notes standards forms of audit under GST and important templates for ready reference of professionals. **KEY FEATURES** Includes practical tables giving Step by Step approach with internal control questionnaires checklists templates Good accounting practices

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