

What's new with
LexisNexis® *Practical Guidance*

LOOKBOOK

2021



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LexisNexis Practical Guidance Overview



Jenny Moreland

Executive Manager – Content

Almost exactly ten years ago we launched our first two Practical Guidance modules in Australia, providing expert guidance at the point of need for lawyers in generalist and commercial practices.

I've been reflecting on how far we've come since then. We've completed our set of modules for general and commercial firms; we've created content specifically for in-house lawyers; we've created a Social Justice module that is freely available to all our customers; and we've created modules designed to provide task-oriented efficiencies for large firms. We've expanded our content to include decision support and other tools; fortnightly current awareness round-ups; training materials; and improved precedents with detailed drafting notes.

Importantly, we've just launched our new Dispute Resolution module. While standing alone to cover mechanisms of dispute resolution across federal, state and territory courts and tribunals, the module complements other modules in the portfolio, and is also a practical companion to our civil procedure looseleaf suite.

With 24 modules in the Practical Guidance portfolio, LexisNexis offers the most extensive practical law solution in Australia.

LexisNexis Practical Guidance

A refresher



Start your research journey with clear direction on a wide variety of subjects

LexisNexis Practical Guidance is an online solution available via our Lexis Advance® platform. It covers practically-focused content designed to align with your workflow and curates links to all the related material you need to apply the law – precedents, checklists, deeper research links – at the point in your workflow that it is needed. Each module works alongside LexisNexis' research solutions, providing an efficient gateway to deeper research.

Our author model is the 'best of both worlds' in that we find the best legal experts. Our external authors are supported by practice area advisors, experts in their field, and an in-house team of Legal Writers all with specialist practice experience and dedicated to ensuring our content reflects latest developments in law and practice.

LexisNexis Practical Guidance allows you to focus on your client strategy and value add, while we help bed down the foundational work:

- An ideal starting point and research roadmap for less experienced lawyers operating in unfamiliar areas of law, Practical Guidance provides the necessary context and understanding of where your work fits in the broader workflow for a matter.
- For mid-level lawyers, quickly identify the relevant Practical Guidance resources to complete the necessary steps and documentation for all stages of your matter.
- For senior lawyers, transact faster by using our efficiency and decision support tools. Use Practical Guidance to get your juniors up-to-speed on areas of law, legal issues and tasks, freeing up your time to spend on in-depth legal analysis and business development. Practical Guidance aligns with your workflow and provides curated links to all the related material you need – precedents, checklists and deeper research links.
- For in-house lawyers, gain clear direction on a wide variety of subjects to reduce and better manage outsourced work; gain an understanding of the matters you should expect your external counsel to attend to; and use our specially-created white label training materials to conduct compliance training for your organisation.





Start on point

Roadmap your matter with concise guidance notes to ensure you start (and stay) on the right track.



Stay informed

Get expert guidance, precedents, checklists, tools, commentary and primary law.



Save time

Get straight to the answer with relevant information structured to align with your workflow.



Delve deeper

Direct links to LexisNexis commentary and primary law products.



Choose from 24 Practice Areas

Offering 24 Practice Area modules, we have the most extensive practical law solution in Australia.

Meet the authors

Explore our
module listings

What else
is included?

New module

Practical Guidance Dispute Resolution

now available

This new offering covers informal and formal mechanisms of dispute resolution, including aspects of ADR and litigation practice across Australian federal, state and territory courts and tribunals. The content addresses the fundamentals and procedural steps of the dispute process, structured by jurisdiction and court. Intended for lawyers in large and mid-sized law firms dealing with disputes as well as barristers conducting matters across different levels of courts, the Dispute Resolution module in Australia fills a gap in our practical content offering that we have long aimed to fill, and is designed as a practical companion to our existing civil procedure analytical works including such flagship titles as *Ritchie's Uniform Civil Procedure New South Wales*, *Civil Procedure Queensland*, and *Civil Procedure Victoria*.

Our Product Developer spent over 12 months seeking expert contributors and collaborating closely with a team of specialist advisors and practising authors to create the best content. Meet our specialist author team [here](#). In-house Legal Writer Michael Kontoudis and Content Manager Peggy Wong, both former commercial litigators, have written and augmented material ensuring consistent inclusion of best practice guidance, practice tips, checklists and precedents. And our Tool Developer has applied LexisNexis Smart software to create a Simple Interest Calculator, to make the process of calculating the simple interest on the repayment of judgement debts for courts, well, for want of a better description, simple.

Key Features

- Task-oriented guidance supported by on-point cases, legislation, checklist, precedents and links to trusted LexisNexis deeper research materials
- Regular "Latest Legal Updates" highlighting practice area developments
- Dispute Resolution glossary – to aid understanding of key terminology
- Simple Interest Calculator – to aid in the process of calculating simple interest on repayment of judgment debts for courts in NSW and Qld

Topics Covered

- Fundamentals of dispute resolution
- Pre-action
- Cth Federal Court
- Cth Federal Circuit Court
- NSW Supreme Court
- NSW District Court
- NSW Local Court
- NSW Civil and Administrative Tribunal
- Qld Supreme Court
- Qld District Court
- Qld Magistrates Court
- Qld Civil and Administrative Tribunal

Download module flyer

Request a Trial

You asked, we listened

Recent platform enhancements

Check out our checklists!

Substantial overhaul of Practical Guidance checklists has now been completed, introducing improved formats available for customer download. These are accompanied by introductory notes to guide the customer to ensure adherence to best practice in their workflow.



Action Point Checklists

know you are carrying out all necessary steps in a matter.



Workflow Checklists

ensure you are carrying out processes efficiently.



Decision Checklists

when a matter can take one of several paths, determine which is correct.



Client Checklists

know what client details you need to capture or provide.

Action Point Checklist

Action Point Checklist: Cartel conduct — Checklist for dealings with competitors

The following checklist contains a list of what to do/not do in any dealings with competitors.

Do		Don't	
Ensure there is a legitimate business purpose for any meeting or discussion with a competitor and that no anti-competitive conduct is contemplated		Don't exchange any competitively sensitive information with a competitor including recent, current or future pricing, product development plans, marketing initiatives or sales promotions, costs, margins or rebates, market shares, customer lists, bidding behaviour, supply or marketing schedules	
Seek competition law advice before entering into discussions/meetings/dialogues with competitors		Don't jointly set prices or other sale terms (eg discounts, rebates or credit terms)	
Ensure any competitor law advice is from a lawyer to ensure communications are privileged		Don't agree to allocate markets or customers or share information about customers	

Decision Checklist

Decision Checklist: Checklist for whether an employee is casual, long-term casual or ongoing at law

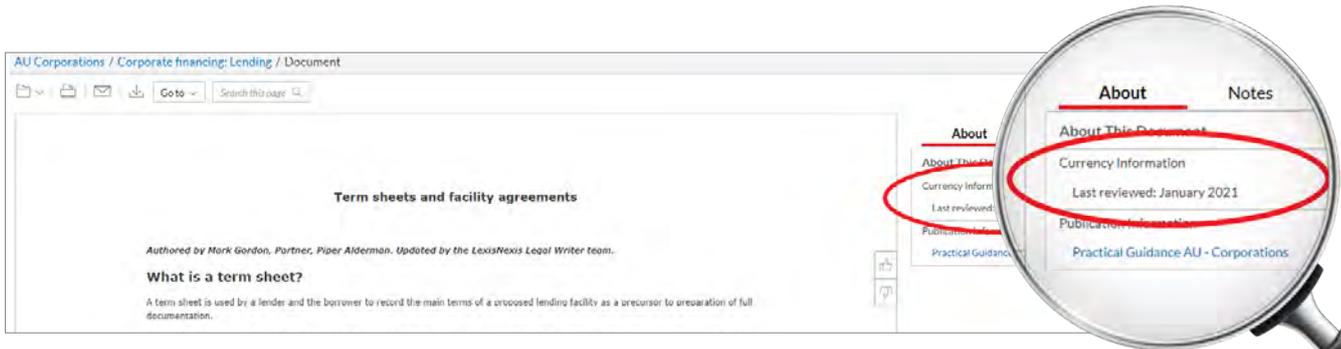
Indicators	Yes	No
<p>➤ Does the employee have irregular work patterns? For example, the employee's work is irregular, discontinuous, intermittent and unpredictable — no roster. If yes, an indicator of casual employment. <i>Note: Regular work does not require regular hours.</i></p>	<input type="checkbox"/>	<input type="checkbox"/>
<p>➤ Does the employee provide services only in response to a specific demand that a specific period of time be worked? For example, an 'on demand' based work. If yes, an indicator of casual employment.</p>	<input type="checkbox"/>	<input type="checkbox"/>
<p>➤ Can the employee as a matter of practice choose whether to work a period of working time? If yes, an indicator of casual employment. <i>Note: A court will look beyond a contractual form that states this and assesses the circumstances to identify whether the employee is able to choose not to work a shift without facing any penalty or adverse outcome.</i></p>	<input type="checkbox"/>	<input type="checkbox"/>
<p>➤ Does the employment contract have a short notice of termination period? For example, does a say in the contract that the employment begins and ends at the end of each shift? If yes, an indicator of casual employment.</p>	<input type="checkbox"/>	<input type="checkbox"/>

Currency statements added to Practical Guidance documents

Currency statements have been added to overview, guidance and checklist documents for all Australian modules.

This enhancement is designed to provide users with confidence that the content they are relying on has been reviewed and confirmed as current by our practising specialist authors and dedicated in-house writers. Be certain that the guidance you rely on is in line with the latest changes to law and practice.

Currency indicators are located in the right-hand 'About This Document' pod on the Lexis Advance platform:



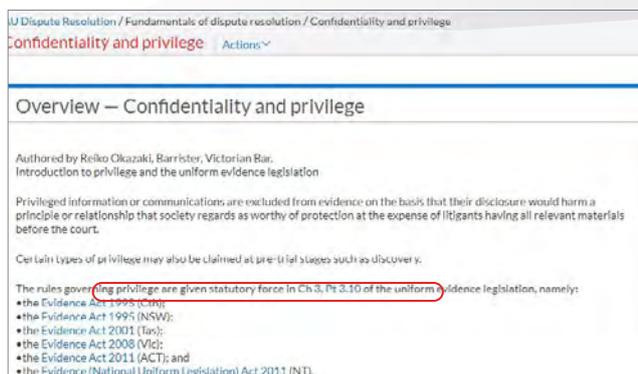
New PG Signing Tool

An easy-to-use step-by-step tool for lawyers to create the execution blocks they need to ensure a valid contract, this new tool launched in Practical Guidance Corporations in December 2020, and has since been tailored for inclusion in the Banking & Finance, Business, Insolvency & Restructuring and Mergers & Acquisitions modules. With over 100 different signing blocks to choose from, and more being added in the coming months, lawyers can be sure to access the correct execution block for their transaction.

New jurisdiction added to Practical Guidance Criminal: Western Australia

The coverage of Practical Guidance Criminal has been expanded to Western Australia, adding to the three existing jurisdictions: New South Wales, Victoria and Queensland. Over 70 new guidance notes and checklists have been added to the module covering all aspects of criminal procedure in Western Australia from arrest through to sentencing and appeals.

AU Dispute Resolution / Fundamentals of dispute resolution / Confidentiality and privilege



Locked breadcrumb trail

To improve our users' awareness of where in the Practical Guidance topic tree they are, the breadcrumb trail that appears in the platform header at document level now remains locked in position, for navigational ease.

New subtopic view

This enhancement on Lexis Advance aims to improve the browse experience when a user clicks into a subtopic from a Practical Guidance module homepage. The new design better surfaces core Practical Guidance content that users need: overview documents, guidance notes, precedents, forms, and key cases.

The screenshot shows the LexisNexis Practical Guidance interface for 'Legal requirements'. Callout boxes highlight the following features:

- Preview of Overview document:** Points to the 'Overview – Legal requirements' section.
- Key resources to assist practitioners with transacting/executing:** Points to the 'Precedents' section.
- Full list of Guidance Notes with dropdown document subheading list:** Points to the 'Guidance' section.
- Key resources to assist practitioners with transacting/executing:** Points to a list of resources including:
 - Precedents
 - Forms
 - Curated list of cases

Practice Area Round-ups

Our new Practice Area Round-ups are a fortnightly newsletter providing current awareness to subscribers on practice area news highlights and key calendar dates, delivered directly to their inbox.

Now available for:

- Banking & Finance
- Business
- Competition
- Consumer
- Corporations
- Cybersecurity, Data Protection & Privacy
- Dispute Resolution
- Employment
- Insolvency & Restructuring
- Intellectual Property

- Mergers & Acquisitions
- Property

Dispute Resolution Round-Up

22 April 2021

This edition of the Dispute Resolution Round-up includes: (1) NSW — Strict compliance with the rules regarding formal Offers of Compromise may be necessary to obtain indemnity costs; (2) Victorian Parliament passes legislation aimed at improving and the safety and efficiency of the courts; (3) The Federal Court considers whether evidence should be given by audio visual link where the evidence would not otherwise be received; and (4) NSW — Applicants in ex parte applications must vigorously comply with their duty of candour.

Latest Legal Updates

NSW — Strict compliance with the rules regarding formal Offers of Compromise may be necessary to obtain indemnity costs

In *Mount Arthur Coal Pty Ltd v Duffin* [2021] NSWCA 49, the New South

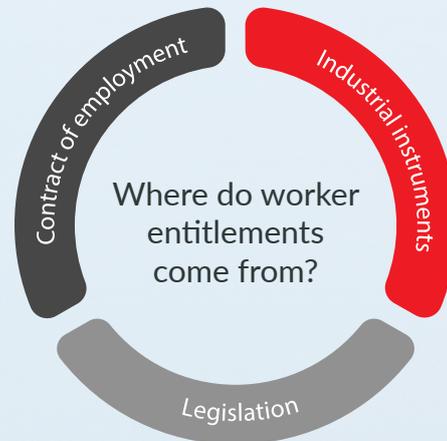
Upcoming calendar dates

26 April 2021 – [Victorian COVID-19 regulations for electronic signing of deeds and remote witnessing expires](#)

Key enhancements

Corporate training materials

New white label training materials for in-house counsel and governance, risk and compliance specialists to deliver to their staff on a range of workplace issues, including Modern Slavery, and Wage Theft (launched Oct 2020) and Competition Law Compliance (launched April 2021). Specifically developed to support in-house counsel or risk and compliance specialists to deliver essential training to their organisation.



Practical Guidance Competition Mergers Case Tracker

Planned for delivery later in 2021, this will be an easy-to-use case tracker summarising recent mergers and acquisitions notified to the ACCC. This should save practitioners valuable research time enabling them to advise clients on prospects of proposed M&A activity.

Practical Guidance Employment Guide and comparative table

Guidance on how to navigate material in the Employment module easily, in response to customer need to surface information more efficiently. Comparative table of rights and obligations of employees and independent contractors. Published in May 2021.

New precedents

In response to large and mid-sized law firms' expressed need for more tailored and market-fit precedent documents, we are continuing our program of creating new and enhanced precedents accompanied by detailed drafting notes to be published solely for Practical Guidance subscribers for the Banking & Finance, Business, Corporations, Employment, Mergers & Acquisitions, and Commercial Property practice areas.

New and updated guidance

- Practical Guidance Employment – new guidance on Intellectual Property, improving clarity on these rights within the worker relationship and how to manage IP risks. Guidance on different rights and obligations between independent contractors and employees. Substantial revisions to relevant documents to reflect the recent legislative definition of “Casual employee”. Published in May 2021.
- Practical Guidance Property – overhaul of residential tenancies guidance for Victoria to reflect wholesale reforms, published in May 2021.
- Practical Guidance Mergers & Acquisitions – new topic on Incorporated Joint Ventures is being prepared by specialist authors at Mills Oakley, providing guidance on setting up, managing and exiting a corporate joint venture, to be published August 2021.

Resources available

Stay connected

Subscribe to KeyNews

This quarterly newsletter covers recent and forthcoming enhancements across our platforms and topical blog articles written by experts in their practice area. KeyNews is designed to keep you and your team up to date.

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For more information about anything covered here, please contact your Relationship Manager or our **Practical Guidance website**.



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more information**

Customer Experience and Learning Sessions

Tailored in-person training and dial-in webinars built around your annual plans, allowing you to map out your training strategy over a 12 to 24-month period. These sessions cover at the point-of-need learning and best practice workflow to ensure you get the most out of your subscription. Contact your CEL consultant for more information and to know more about how to earn CPD points.

[View our webinar calendar here](#)