

ASQA Training Provider Briefing 2019



Australian Government
Australian Skills Quality Authority



@asqagovau
#ASQAbriefing2019



Event overview

Presentation

- Understanding ASQA's work
- Recent reviews of the VET sector
- Recognising and supporting quality
- Regulatory strategy and strategic reviews

Event overview

Panel discussion

- What can be learnt from audits
- Common compliance issues

Q and A

Networking and tea/coffee

Understanding ASQA's work

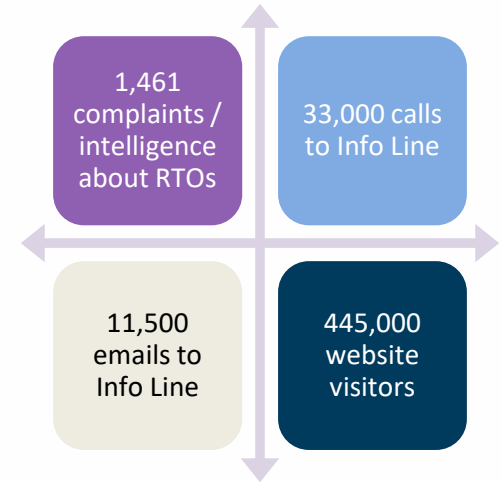
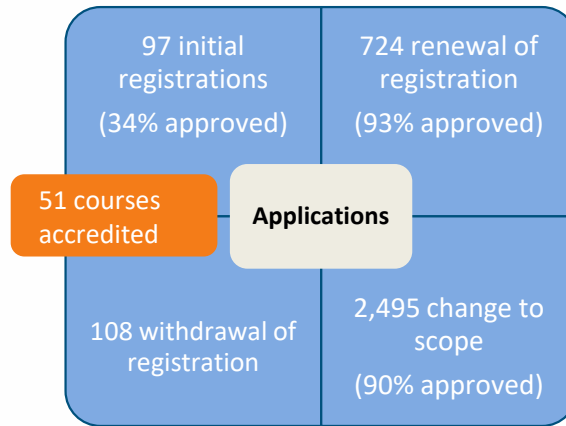
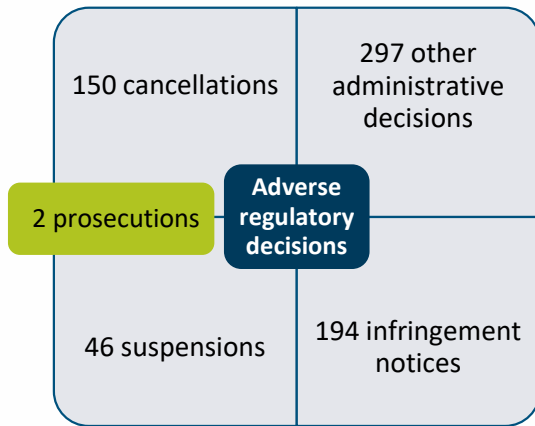
ASQA's purpose

To provide nationally consistent, risk-based regulation of vocational education and training (VET) that contributes to an **informed, quality VET sector** that meets Australia's needs.

Understanding ASQA's work

Activity 1 July 2018 to 31 March 2019

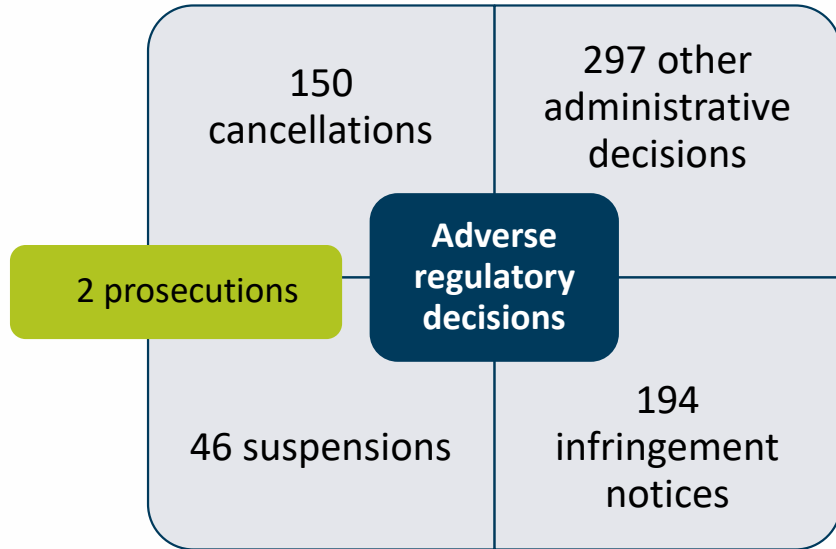
1,295 audits, 9 investigations



All figures approximate

Understanding ASQA's work

Audits and investigations



All figures approximate 1 July 2018 to 31 March 2019

MEDIA RELEASE

Issuance of false qualifications leads to \$31,400 penalty

9 July 2018

A Queensland man who misled three individuals into believing that he held a qualification has been ordered to pay a \$31,400 penalty.

On 5 July 2018, the Australian Skills Quality Authority (ASQA) issued a declaration from the Federal Court of Australia regarding the issuance of false qualifications concerning "Engineering" to three different people, and provided a \$31,400 penalty.

The court found that Mr Jones falsely represented himself as a registered vocational education and training (VET) provider to three different people, and provided false qualifications to them.

ASQA Chief Commissioner Mark Paterson welcomed the Court's decision.

"The investigation identified that Mr Jones sought recognition of his qualifications from three individuals and then copied a legitimate qualification from TAFE Queensland, to his colleagues and issued it to them.

As a result of its investigation, ASQA issued a declaration from the Federal Court of Australia regarding the issuance of false qualifications concerning "Engineering" to three different people, and provided a \$31,400 penalty.

"As the national regulator for VET, ASQA is committed to ensuring that nationally recognised qualifications are issued only to those who are registered providers.

"ASQA uses the full range of powers available to it to ensure the qualifications they issue are of high quality and ensure the qualifications they issue are of high quality and ensure the qualifications they issue are of high quality.

MEDIA RELEASE

Federal court issues significant penalties for false claim to hold RTO registration, issuance of qualifications

23 October 2018

The Federal Court has ordered a Queensland training company and its director to pay significant penalties for continuing to represent itself as a registered training organisation (RTO)—and issue qualifications—after the Australian Skills Quality Authority (ASQA) did not renew its registration.

On 18 October 2018, the Federal Court found that Jason Richard Wright, and the company of which he was sole director, Wright Solution QLD Pty Ltd, had committed multiple contraventions of the *National Vocational Education and Training Regulator Act 2011* (the *NVR Act*).

ASQA made a decision to not renew Wright Solution QLD Pty Ltd's registration as an RTO from April 2014, in response to critical non-compliance with the *Standards for NVR Registered Training Organisations 2012* found at an audit in 2013.

The Court found that Wright Solution QLD Pty Ltd contravened the *NVR Act* by continuing to offer vocational education and training (VET) courses after the non-renewal of its registration. The court also found Mr Wright allowed Wright Solution QLD Pty Ltd to issue 11 statements of attainment, despite no longer holding RTO registration.

The court ordered Wright Solution to pay a total of \$180,000 in pecuniary penalties with Mr Wright ordered to pay a further \$69,750.

ASQA Chief Commissioner Mark Paterson welcomed the Court's decision.

"False claims to hold RTO registration, and issuance of fraudulent qualifications, are significant and serious breaches of the laws governing training provision in Australia," Mr Paterson said.

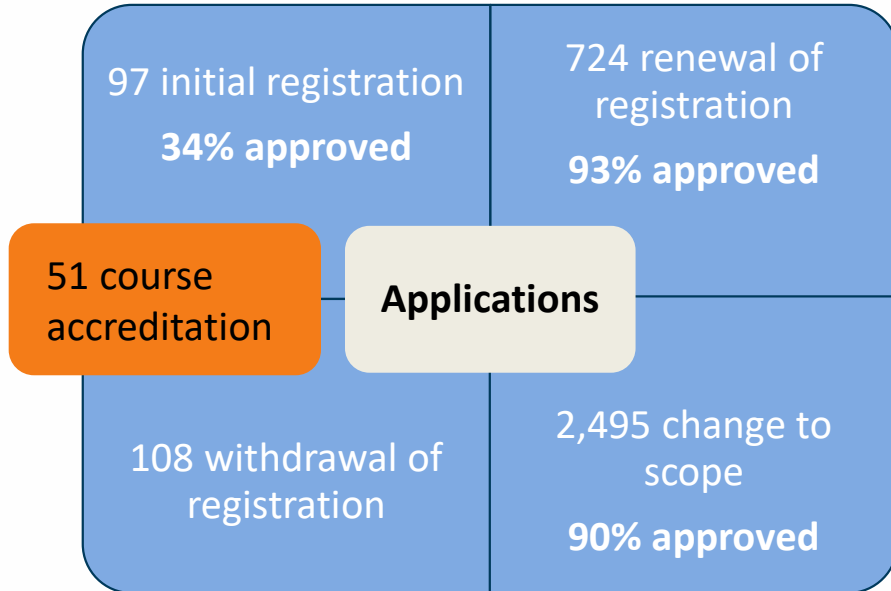
"In order to protect students, and maintain the integrity of Australia's VET sector, ASQA strongly pursues those who misrepresent their status as registered providers and provide qualifications without holding the necessary registration."

Media contact

media@asqa.gov.au

Understanding ASQA's work

Applications and accreditation



ASQA is increasing scrutiny on new applications for registration from 1 July 2018



ASQA's aim as the national VET regulator is for providers to deliver high-quality training and assessment so that all VET students can receive the training experiences they expect and deserve.

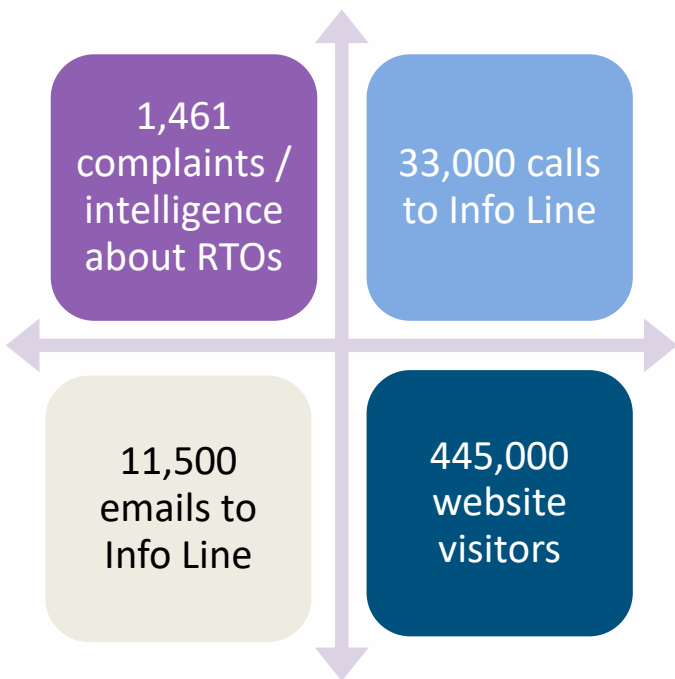
ASQA also seeks to support good-quality training providers through protecting the integrity and reputation of the training sector. This includes requiring all applicants to meet stringent requirements to enter the market. To further protect the quality and reputation of the VET and international education sectors, from 1 July 2018, ASQA will apply even greater scrutiny to all applications to establish new training providers.

[Read more](#)


All figures approximate 1 July 2018 to 31 March 2019

Understanding ASQA's work

Education and engagement



All figures approximate 1 July 2018 to 31 March 2019


Australian Government
Australian Skills Quality Authority

ASQA Update

Issue 57, April 2019


Message from ASQA's Chief Commissioner

Welcome to our second *ASQA Update* for 2019.

ASQA recently consulted across the sector to see new ways to recognise quality RTOs and training. We surveyed and held discussions with key stakeholders across the sector to understand how you would like to see good practices recognised and supported in your area. We received an excellent response rate to the voluntary survey and thank all of you who provided considered and informed feedback. Further updates on the results of the survey and consultation will come in coming months.





This consultation project was driven in part by our recent *Quality Report* by Professor Valerie Braithwaite to include an increased focus on recognising quality RTOs. The Hon Steven Joyce also recommends expert advice from the sector and with industry. We will continue to work with you to drive improvement and ensure quality.

I am also pleased to confirm that I and my fellow Commissioners will be attending annual training provider briefings this year. More details will be in future issues of the *ASQA Update*. I look forward to our briefings.


Mark Paterson AO
Chief Commissioner and Chief Executive Officer
Australian Skills Quality Authority

RTO obligations checklist 2019

Keep track of key dates for your training provider this year

ASAP	<p>Check that ASQA can contact you in 2019</p> <ul style="list-style-type: none"> • Do you know your asqanet login details? If you can't log in to asqanet.asqa.gov.au email enquiries@asqa.gov.au <input type="checkbox"/> • Make sure your Chief Executive Officer's email address is up to date at asqanet.asqa.gov.au <input type="checkbox"/> • Provide a mobile phone number for your Chief Executive Officer so you can receive SMS reminders for urgent matters <input type="checkbox"/>
 COB 28 FEB 2019	<p>Report your RTO's Total VET Activity (AVETMISS) data for 2018 to NCVET—every RTO has to report, even if no training was provided. Check your requirements <input type="checkbox"/></p>
 COB 31 MAR 2019	<p>Submit your 2019 declaration of compliance with the <i>Standards for Registered Training Organisations (RTOs) 2015</i> <input type="checkbox"/></p>
 COB 30 JUNE 2019	<p>Submit your 2018 quality indicator data to qidata@asqa.gov.au <input type="checkbox"/></p>
 COB 31 JULY 2019	<p>Pay ASQA your annual registration charge <input type="checkbox"/></p>
AT LEAST 90 DAYS BEFORE	<p>Submit a complete application and pay the lodgement fee to renew your RTO registration at least 90 days before the end of your RTO's registration period (Check when your RTO registration expires at asqanet.asqa.gov.au or training.gov.au) <input type="checkbox"/></p>

MORE DETAILS ▶

Understanding ASQA's work

Common myths about ASQA explained

Common myths about ASQA's regulatory work

- ❌ Audits focus on minor administrative non-compliances
- ❌ Audits are inconsistent
- ❌ Audit timeframes are always different
- ❌ ASQA sets the Standards
- ❌ ASQA decisions are usually 'overturned' by the AAT

Understanding ASQA's work

446 applications to Tribunals or Courts seeking review of an ASQA decision were finalised between 1 July 2011 and 31 March 2019

Outcome	Number	Percentage
Resolved between applicant and ASQA	232	52.0%
Withdrawn by applicant	132	29.6%
Dismissed by the Court or Tribunal	51	11.4%
ASQA's decision affirmed	20	4.5%
ASQA's decision set aside	8	1.8%
ASQA's decision varied	3	0.7%
Total finalised	446	100%

Review of the VET sector

Recent VET reviews recommend an increase in ASQA's role to provide more education and work more closely with industry.



Review of the VET sector

All eyes on quality – Prof Valerie Braithwaite

The NVR Act Review made 23 recommendations aimed at continuous **improvement in quality** and **protecting the rights of students**.

ASQA is working to promote a partnership approach to regulation focusing on:

- raising providers' awareness of opportunities for continuous performance improvement
- motivating providers to strive to meet compliance requirements
- providing pathways for providers to develop quality practice.

Review of the VET sector

Strengthening Skills – The Honourable Steven Joyce

Independent review conducted by the Honourable Steven Joyce includes recommendations across six areas

Strengthening
quality
assurance

Speeding up
qualification
development

Simpler
funding and
skills matching

Better careers
information

Clearer
secondary
school
pathways

Greater access
for
disadvantaged
Australians

Recognising and supporting quality

Phase 1

- **benchmarking** national and international regulatory practice

Phase 2

- **consulting** on what action we might take to recognise and support quality

Findings

- support for risk-based regulation
- education and information valued
- more recognition and support of quality practices

Recognising and supporting quality

Key findings

Most common understanding of how ASQA recognises and supports quality

- ✓ ASQA focuses on areas that present the highest risks to the sector
- ✓ Quality providers are subject to less regulatory intervention and therefore lower costs
- ✓ Education products highly valued

Regulatory strategy and strategic reviews

Regulatory strategy update

ASQA Regulatory Strategy 2018-20

- Australia's international education sector
- Trainer and assessor capability

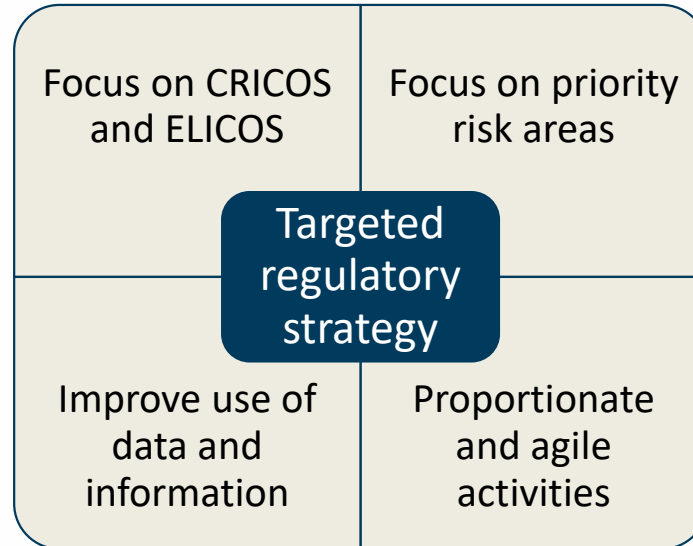
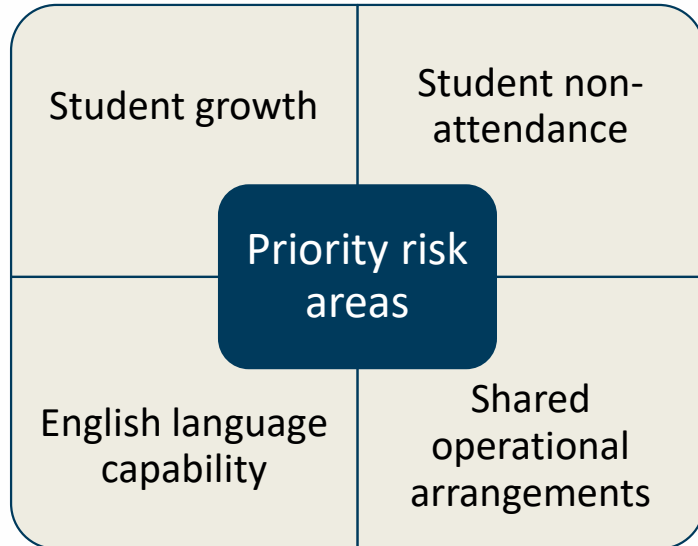
Government response
to NVR Act Review

'Raising the bar'
project

Training products
of concern

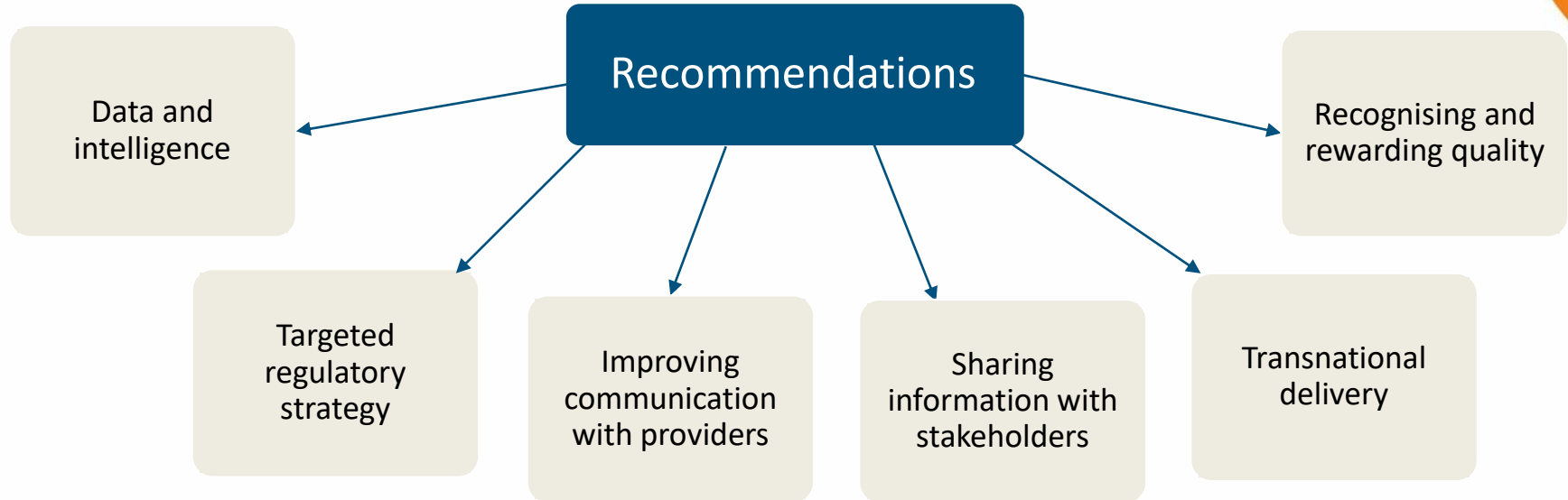
Regulatory strategy and strategic reviews

Strategic review into international education



Regulatory strategy and strategic reviews

Strategic review into international education



Panel discussion

You are invited to submit questions during the panel discussion.

Go to: **Slido.com**

Enter code: #

Panel discussion

What can be learnt from audits

Audits give providers and ASQA an independent view of compliance

- ✓ Identify opportunities to improve
- ✓ Understand management view of compliance in practice
- ✓ Receive, analyse and action feedback from learners

Slido.com Enter code: #

Panel discussion

Common compliance issues

Training and assessment

Clauses:
1.1, 1.2, 1.8.

Validation

Clauses:
1.9, 1.10.

Trainers and assessors

Clauses:
1.13–1.20.

Slido.com Enter code: #

Q and A

Go to: **Slido.com**
Enter code: #

Short survey

Please give us your feedback.

Go to: **Slido.com**

Enter code: #

More information

ASQA Info Line—1300 701 801

Email—enquiries@asqa.gov.au

Website—asqa.gov.au

 [@asqagovau](https://twitter.com/asqagovau)

[#ASQAbriefing2019](https://twitter.com/ASQAbriefing2019)

