

ASQA Training Provider Briefing 2019

Webinar



Australian Government
Australian Skills Quality Authority



@asqagovau
#ASQAbriefing2019



Overview

Presentation

- Understanding ASQA's work
- Recent reviews of the VET sector
- Recognising and supporting quality
- Regulatory strategy and strategic reviews
- What can be learnt from audits
- Common compliance issues
- Q and A

Understanding ASQA's work

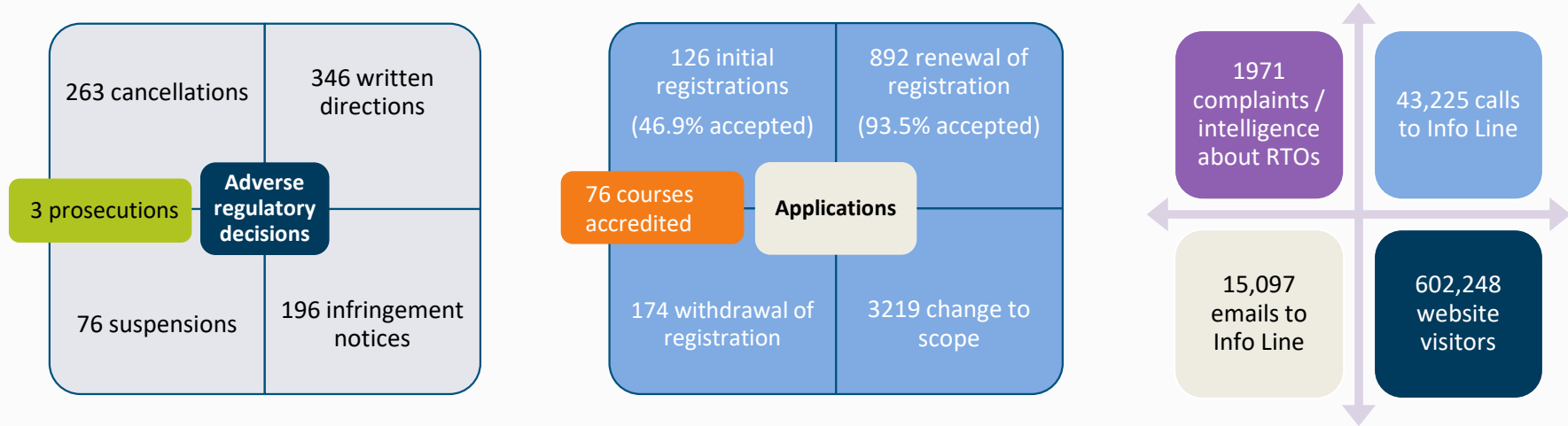
ASQA's purpose

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

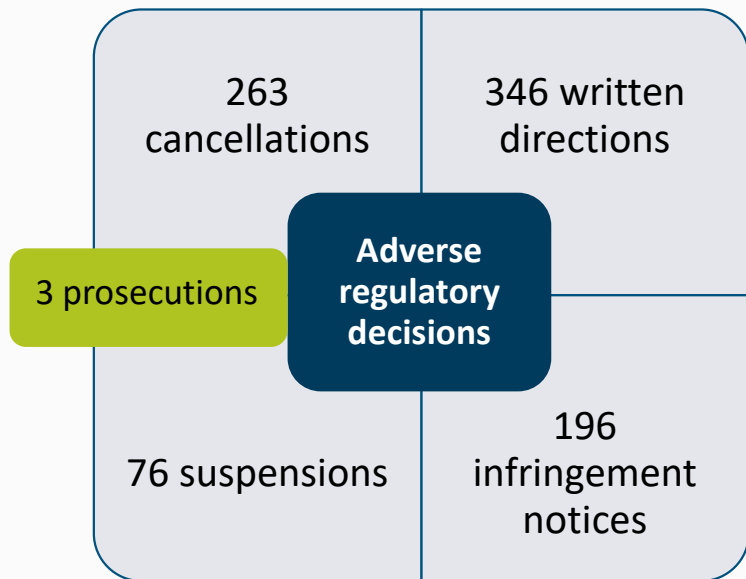
Activity 1 July 2018 to 30 June 2019

1685 audits, 19 investigations



Understanding ASQA's work

Audits and investigations



MEDIA RELEASE

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

9 July 2018

A Queensland man who misled three qualifications has been ordered to pay

On 5 July 2018, the Australian Skills Quality Authority (ASQA) issued a written direction to a man who obtained a declaration from the Federal Skills Quality Authority (FSQA) concerning 'English' three different people, and provided

The court found that Mr Jones false vocational education and training (VET)

ASQA Chief Commissioner Mark Paterson

"The investigation identified that Mr Jones sought recognition of his qualifications in Queensland and then copied a legitimate TAFE Queensland, to his colleagues

As a result of its investigation, ASQA issued a written direction to Mr Jones to ensure the qualifications they are

"As the national regulator for VET, ASQA is nationally recognised qualifications.

"ASQA uses the full range of powers available to it to ensure the qualifications they are

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.

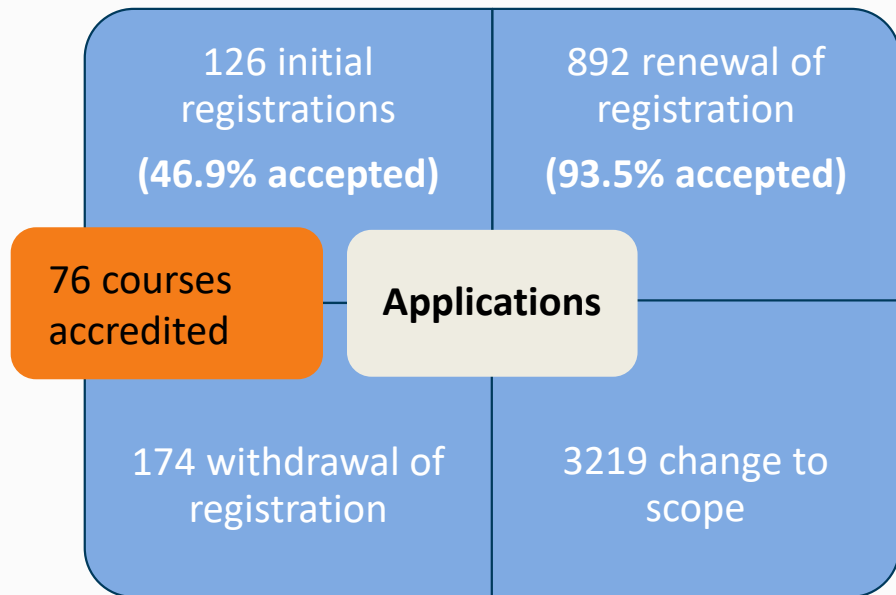
"In order to protect students, and maintain the integrity of Australia's VET sector, ASQA strongly pursues those who misrepresent their status as registered providers and provide qualifications without holding the necessary registration."

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



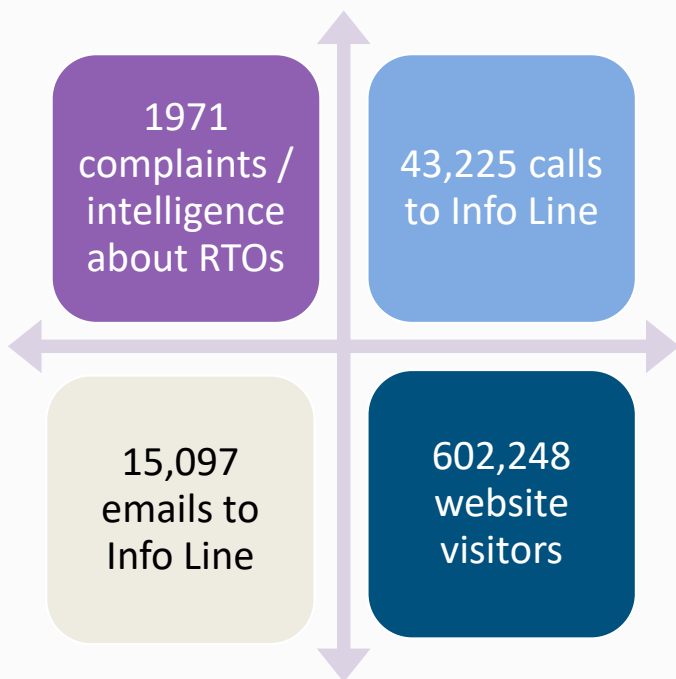
ASQA's aim as the national VET regulator is for providers to deliver high-quality training and assessment so that all VET students can receive the training experiences they expect and deserve.

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](#)

Understanding ASQA's work

Education and engagement



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 held discussions with key stakeholders in 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 some of the findings of the eyes on quality report by Professor Valerie Braithwaite to include an increased focus on recognising quality RTOs. The Hon Steven Joyce also recommends that the report suggests a roadmap of actions that would improve 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 on future issues of the ASQA Update. I look forward to our briefings.

Mark Paterson
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	Check that ASQA can contact you in 2019	
28 FEB 2019	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"/>
31 MAR 2019	Make sure your Chief Executive Officer's email address is up to date at asqanet.asqa.gov.au	<input type="checkbox"/>
30 JUNE 2019	Provide a mobile phone number for your Chief Executive Officer so you can receive SMS reminders for urgent matters	<input type="checkbox"/>
31 JULY 2019	Report your RTO's Total VET Activity AVEHMS5 data for 2018 to NVQIR—every RTO has to report, even if no training was provided. Check your requirements	<input type="checkbox"/>
31 JULY 2019	Submit your 2019 declaration on compliance with the Standards for Registered Training Organisations (RTOs) 2015	<input type="checkbox"/>
31 JULY 2019	Submit your 2018 quality indicator data to qidata@asqa.gov.au	<input type="checkbox"/>
31 JULY 2019	Pay ASQA your annual registration charge	<input type="checkbox"/>
AT LEAST 90 DAYS BEFORE	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"/>

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

484 applications to Tribunals or Courts seeking review of an ASQA decision were finalised between 1 July 2011 and 30 June 2019

Outcome	Number	Percentage
Resolved between applicant and ASQA	257	53.1%
Withdrawn by applicant	142	29.3%
Dismissed by the Court or Tribunal	53	11.0%
ASQA's decision affirmed	21	4.3%
ASQA's decision set aside	8	1.7%
ASQA's decision varied	3	0.6%
Total finalised	484	100%

Reviews of the VET sector

Recent VET reviews recommend an increase in ASQA's role to provide more education and to 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 2019-21

- Trainer and assessor capability
- VET in schools

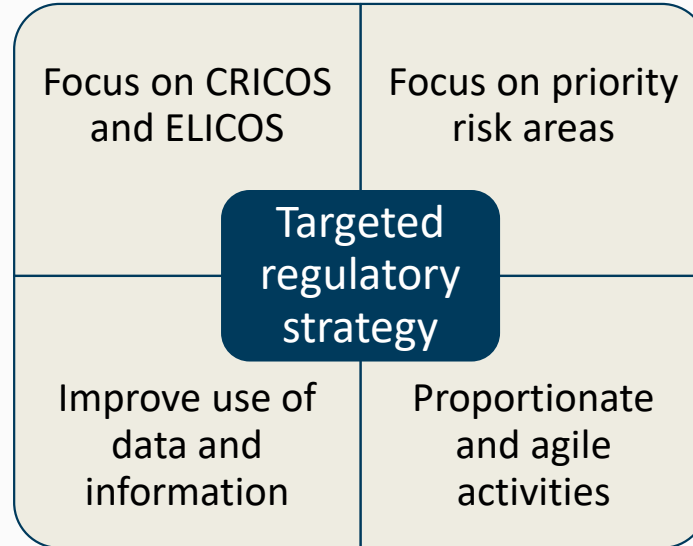
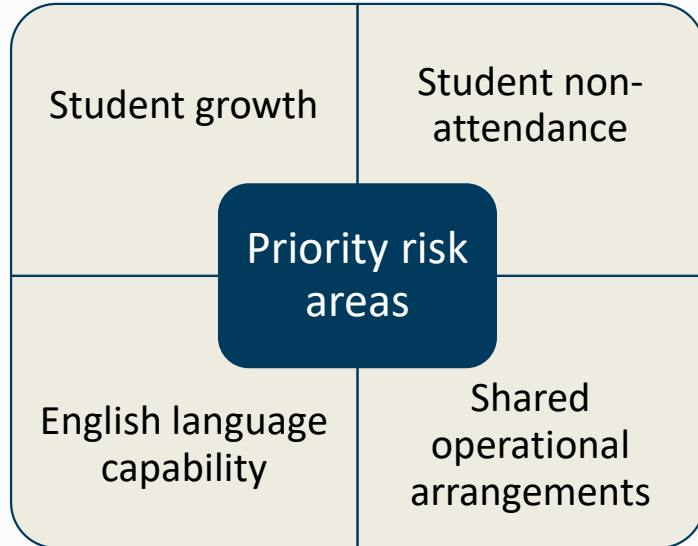
Recognising and
supporting quality

International
education

Training products
of concern

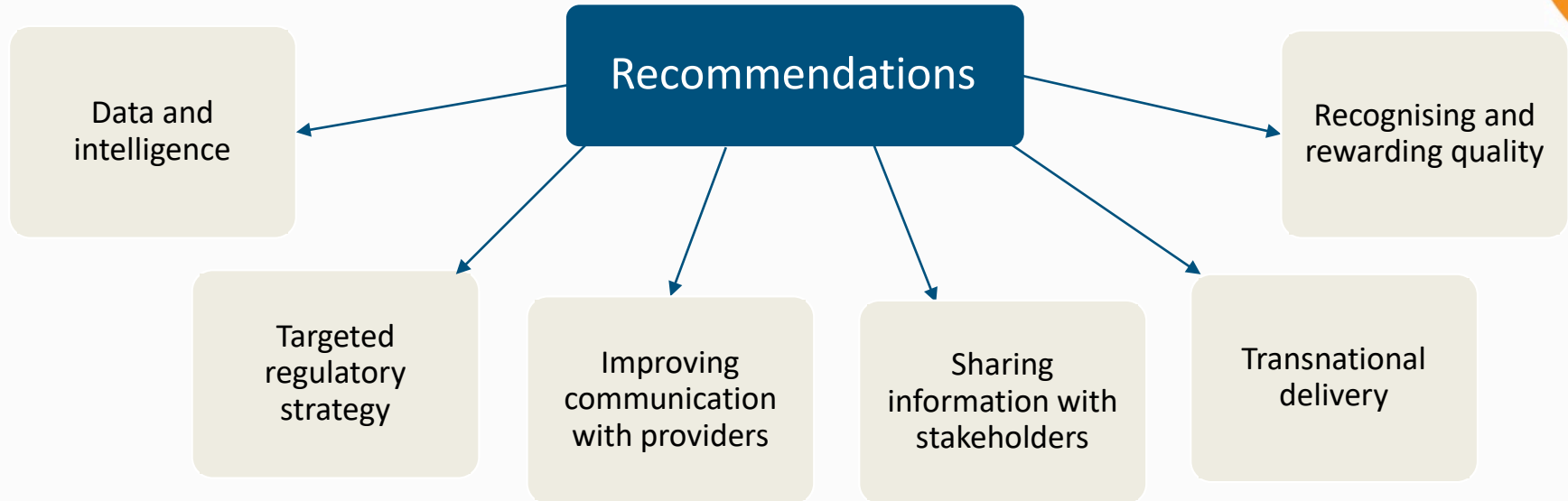
Regulatory strategy and strategic reviews

Strategic review into international education



Regulatory strategy and strategic reviews

Strategic review into international education



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

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.



Questions

More information

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Website—asqa.gov.au

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