

EDUCATION AND TRAINING REFORM ACT 2006

**MINISTERIAL DIRECTION MD142 – STANDING APPLICATION TO  
AMEND AN RTO’S SCOPE OF REGISTRATION**

Instrument No. MD142

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**TITLE**

1. This Direction may be cited as Ministerial Direction MD142 –Standing Application to Amend an RTO’s Scope of Registration.

**AUTHORISING PROVISIONS**

2. This Direction is made under sections 5.2.1(1) and (3) of the *Education and Training Reform Act 2006 (the Act)*.

**APPLICATION**

3. This Direction applies to the Victorian Registration and Qualifications Authority (**VRQA**) established under Part 4.2 of the Act.

**DEFINITIONS**

4. In this Direction:
  - 4.1 **equivalent training package product** means a unit of competency or qualification that has been determined by the relevant Industry Skills Council to be equivalent to a current unit of competency or qualification it is superseding;
  - 4.2 **National Register and RTO** have the same meaning as in the Act; and
  - 4.3 **Training Package** means a package comprising a set of nationally endorsed competency standards, assessment guidelines and qualifications for recognising and assessing skills in a specific industry, industry sector or enterprise.

**STANDING APPLICATION**

5. The VRQA is directed to make available to an RTO that is registered by the VRQA on the National Register the ability to make a Standing Application to amend the RTO’s scope of registration in the circumstances specified below.
6. A Standing Application referred to in clause 5 must:
  - 6.1 be for the purpose of requesting and authorising the VRQA to amend the applicant RTO’s scope of registration from time to time in accordance with section 4.3.19 of the Act;
  - 6.2 be for the purpose of amending the scope of registration that arises or would arise because a Training Package qualification or unit of competency that relates to the RTO’s scope of registration has been, or will be, updated with an equivalent training package product;

- 6.3 contain a requirement for a declaration by the RTO that it will ensure that it meets and continues to meet its obligations under the Act and other applicable laws; and
- 6.4 be valid for a period of up to five (5) years.
7. The VRQA may receive and determine a Standing Application in the same way as it would any other application made under section 4.3.19 of the Act.
8. The VRQA may otherwise implement this Direction in whatever manner it sees fit, including issuing forms and guidelines.

**DATE OF EFFECT**

9. This instrument takes effect on 1 October 2014.

**SIGNED:**



**THE HON NICK WAKELING, MP**  
Minister for Higher Education and Skills

Dated: 18<sup>th</sup> day of AUGUST 2014