MINISTERIAL INSTRUCTION

NO 10 APPLICATION FOR EXEMPTION FROM PARTICIPATION IN AN APPROVED LEARNING PROGRAM

Statement

This Ministerial Instruction specifies the requirements for a parent or independent youth to apply for an exemption from participation in an Approved Learning Program.

Date published: 24 February 2020
Ministerial Instruction No 10 for Application for Exemption from Participation in an Approved Learning Program

1. Jeremy Rockliff, being the Minister for Education and Training, make the following instruction, for the purposes of Section 26 of the Education Act 2016.

1. Purpose

1.1 The purpose of this Ministerial Instruction is to specify the requirements for a parent of a youth or an independent youth to apply for an exemption from participation in an Approved Learning Program.

2. Scope

2.2 This Ministerial Instruction applies to a youth who is participating in an Approved Learning Program or intends to participate in an Approved Learning Program.

2.3 This Instruction comes into effect on 3 February 2020.

3. Instructions

3.1. Applications for an exemption from participating in an Approved Learning Program can be undertaken by:
   a) A parent of a youth; or
   b) A youth who is living independently from their parents.

3.2. Applications will be considered where the youth has secured full time employment of 35 or more hours, or where exemption from participation in an Approved Learning Program is in the best interests of the youth.

3.3. Applications must be made in writing, in a form approved by the Minister for Education and Training or delegate and include the following information outlining why the exemption is in the best interests of the youth:
   a) Statement from the parent/s of the youth or a youth who is living independently of his or her parents;
   b) A letter from the Principal of a school, or the provider of an Approved Learning Program as applicable.

3.4. Applicants seeking an exemption based on full-time employment must provide written evidence of ongoing employment of 35 or more hours per week (e.g. signed letter or contract from employer);

3.5. Applicants seeking an exemption based on the best interests of the youth are encouraged to include further information including:
   a) Medical certificate, psychologist report or mental health plan;
   b) Social Worker report.
   c) Evidence the youth has secured ongoing employment (e.g. signed letter from employer).
3.6. The Minister for Education and Training or delegate may request further information or evidence to support a determination.

3.7. A youth must participate in an Approved Learning Program until an application for exemption has been granted by the Minister for Education and Training or delegate.

3. Definitions

As per the *Education Act 2016*.

4. Details

<table>
<thead>
<tr>
<th>Minister Authorisation:</th>
<th>Jeremy Rockliff</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date authorised:</td>
<td>February 2020</td>
</tr>
<tr>
<td>Contact Business Unit:</td>
<td>Office of the Secretary</td>
</tr>
<tr>
<td>Contact Business Unit email:</td>
<td><a href="mailto:edact@education.tas.gov.au">edact@education.tas.gov.au</a></td>
</tr>
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5. History of Changes

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<tr>
<td>10 July 2017</td>
<td>-</td>
<td>1</td>
<td>New <em>Education Act 2016</em>.</td>
</tr>
<tr>
<td>24 February 2020</td>
<td>10 July 2017</td>
<td>2</td>
<td>Updated to reflect changes to the minimum leaving requirements and Approved Learning Program Requirements and Guidelines.</td>
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