



Social Security (Youth Allowance — Satisfactory Study Progress) Guidelines 2024

I, AMANDA RISHWORTH, Minister for Social Services, make the following guidelines.

Dated 6 September 2024

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Minister for Social Services

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Part 1—Preliminary

1 Name

This instrument is the *Social Security (Youth Allowance — Satisfactory Study Progress) Guidelines 2024*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered	

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under subsection 541B(3B) of the *Social Security Act 1991*.

4 Definitions

Note: A number of terms used in this instrument are defined in the Act (see subsection 23(1)), including:

- educational institution; and
- Secretary.

In this instrument:

accelerator program course has the same meaning as in the *Higher Education Support Act 2003*.

Act means the *Social Security Act 1991*.

articulated course means a course of education (other than an honours course or a Masters qualifying course) comprising 2 or more courses of education that, when linked, result in a successful student receiving an award separate from the awards received for the component courses.

level for a course, has the same meaning as it has in relation to that course, or in relation to a course of that kind, in subsection 569H(8A), (9), (10), (11) or (12) of the Act, as applicable.

long course means a course of education (including an articulated course) that has a standard minimum length of longer than 1 year, but does not include an honours course or a Masters course.

Masters qualifying course means an intermediate course required to be completed before a person commences study for a Masters degree.

semester subject means a subject that has a standard minimum length equal to 1 semester.

short course means a course of education (including an articulated course) that has a standard minimum length of less than 1 year, but does not include an honours course, a Masters qualifying course or a Masters course.

standard minimum length, for a course, means the period of time taken to complete the course by a student who completes successive stages of the course:

- (a) without intervals of absence; and
- (b) without a study workload higher than the normal amount of full-time study, within the meaning of subsection 541B(2) of the Act, for the course.

Youth Allowance Activity Agreement means an administrative agreement between a person and the Secretary known as a Youth Allowance Activity Agreement.

5 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

6 Circumstances beyond the person's control

In considering whether a person is affected by circumstances beyond the person's control, the Secretary may have regard to whether:

- (a) the person is, or has been, disabled by an illness or other medical condition;
- (b) the person has suffered family trauma;
- (c) the person has experienced a natural disaster;
- (d) the person must repeat or restart a course of study (because of the requirements of the educational institution concerned) after the person was required to relocate their place of residence;
- (e) the person has caring responsibilities for another member of the person's family;
- (f) there are any other exceptional circumstances that interfere with the person's ability to complete a course of education or study within the standard minimum length of time.

7 Effect of part-time study

In forming an opinion under a guideline in Part 2 about satisfactory progress in a course, some part of which has been undertaken otherwise than as full-time study, within the meaning of subsection 541B(1) of the Act, the Secretary must take account of the part-time study progress as if it were undertaken as full-time study.

Example

A full-time year of a course, comprising 4 units, was completed by a person as part-time study at the rate of 1 unit a year over four years. In forming an opinion about the person's satisfactory progress at the end of the four years, the person is taken to have completed 1 year of the course.

Part 2—Guidelines

Division 1—Kinds of full-time study

8 Long courses

- (1) Satisfactory progress in a long course is completion of the course within a period of time comprising:
 - (a) the standard minimum length of the course; and
 - (b) an additional period for completion of 1 uncompleted subject or unit that is a part of the course.

Examples

1. If the course is a 3 year course and includes semester units, one of which has been failed, or not completed—satisfactory progress is completion in 3 years and 1 further semester; or
 2. If the course is a 3 year course and includes yearly units, one of which has been failed, or not completed—satisfactory progress is completion in 3 years and 1 further year.
- (2) Despite subsection (1), the Secretary could form the opinion that a person is making satisfactory progress towards completing a long course if the person is, or has been, affected by circumstances beyond the person's control.

9 Short courses

- (1) Satisfactory progress in a short course is completion of the course within a period of time that enables the course, or any part of the course, to be attempted twice.
- (2) Despite subsection (1), the Secretary could form the opinion that a person is making satisfactory progress towards completing a short course if the person is, or has been, affected by circumstances beyond the person's control.

10 Honours courses

- (1) Satisfactory progress in an honours course is completion of the course within the period of time comprising the standard minimum length of the course (including the honours component) and an additional period for completion of 1 uncompleted subject or unit (in either the undergraduate or the honours component).
- (2) Subsection (1) applies regardless of whether the honours component of the course is attempted immediately after the undergraduate component, or at some later time.
- (3) Despite subsection (1), the Secretary could form the opinion that a person is making satisfactory progress towards completing an honours course if the person is, or has been, affected by circumstances beyond the person's control.

Note: This section may be irrelevant to honours study additional to a successfully completed honours course attached to another particular course of study. Its relevance will depend on whether or not the additional honours course is an approved course of education or study within the meaning of subsection 541B(5) of the Act.

11 Masters qualifying courses

- (1) Satisfactory progress in a Masters qualifying course is completion of the course within the period of time comprising the standard minimum length of the course (including an honours component and the Masters qualifying component) and an additional period for completion of 1 uncompleted subject or unit (in any of the components of the course).
- (2) Subsection (1) applies regardless of whether the Masters qualifying component of the course is attempted immediately after the honours component, or at some later time.
- (3) Despite subsection (1), the Secretary could form the opinion that a person is making satisfactory progress towards completing a Masters qualifying course if the person is, or has been, affected by circumstances beyond the person's control.

Note: This section may be irrelevant to qualifying study additional to a successfully completed honours course attached to another particular course of study. Its relevance will depend on whether or not the additional course is an approved course of education or study within the meaning of subsection 541B(5) of the Act.

12 Masters courses

- (1) Satisfactory progress in a Masters course is completion of the course within a period of time comprising:
 - (a) the standard minimum length of the course; and
 - (b) an additional period for completion of 1 uncompleted subject or unit that is a part of the course.
- (2) Despite subsection (1), the Secretary could form the opinion that a person is making satisfactory progress towards completing a Masters course if the person is, or has been, affected by circumstances beyond the person's control.

13 Combined course option

- (1) Subject to section 14, satisfactory progress in a course (the *later course*) by a person that follows completion of another course by the same person, at the same educational institution, is completion of the later course within:
 - (a) if paragraph (b) does not apply—the applicable period mentioned in section 8, 9, 10, 11 or 12, as appropriate; or
 - (b) if the institution offers students a combined course comprising the earlier and later courses studied by the person—the period of time that is the sum of:
 - (i) the standard minimum length of the combined course; and
 - (ii) an additional period for completion of 1 uncompleted subject or unit that is a part of the course.
- (2) Despite subsection (1), the Secretary could form the opinion that the person is making satisfactory progress towards completing the later course if the person is, or has been, affected by circumstances beyond the person's control.

14 Combined course that includes accelerator program course

- (1) This section applies to a combined course that combines an accelerator program course with another course.

Note: For combined courses that include an accelerator program course, see the legislative instrument made under section 5D of the *Student Assistance Act 1973*.

- (2) Satisfactory progress in the combined course by a person is completion of the course within the period of time that is the sum of:
 - (a) the standard minimum length of the combined course; and
 - (b) an additional period for completion of 1 uncompleted subject or unit that is a part of the course.
- (3) Despite subsection (2), the Secretary could form the opinion that the person is making satisfactory progress towards completing the combined course if the person is, or has been, affected by circumstances beyond the person's control.

15 Competency-based training and self-paced study

Satisfactory progress in competency-based training, or in self-paced study, is completion of the training or study within the period of time that, if the qualification were obtained by a conventional course of study, would, under these guidelines, be regarded as satisfactory progress in that course of study.

Note: This section only has effect where the relevant training or study is part of an approved course of education or study within the meaning of subsection 541B(5) of the Act.

16 Secondary courses

- (1) The Secretary could form the opinion that a person enrolled in a secondary course is not making satisfactory progress towards completing that course if, on five or more days in a school term, the person has been absent from school without a reasonable excuse.
- (2) Despite subsection (1), the Secretary could form the opinion that a person who is enrolled in a secondary course and who, on five or more days in a school term, has been absent from school without a reasonable excuse, is making satisfactory progress towards completing that course if:
 - (a) the person enters into a Youth Allowance Activity Agreement, a term of which is that the person will not be absent from school, without a reasonable excuse, on five or more days in a school term; and
 - (b) at all times throughout the secondary course, the person satisfies the Secretary that they are complying with the terms of the Youth Allowance Activity Agreement.

Division 2—Additional study at same level

17 Study following failure of a previous course

- (1) This section applies to a person who, having once failed to successfully complete a course, undertakes study in another course (the *second course*) at the same level.
- (2) Satisfactory progress in the second course is completion of the course in accordance with the relevant section of Division 1 dealing with study of that kind.
- (3) If the person fails to successfully complete the second course, the Secretary could form the opinion that the person is making satisfactory progress in undertaking a third course at the same level, provided the reason for failing to complete the second course is that the person was affected by circumstances beyond the person's control.
- (4) If a course is a combined course that combines an accelerator program course with a course at a particular level, the references in this section to other courses at the same level is a reference to other courses at that particular level.

Note: For combined courses that include an accelerator program course, see the legislative instrument made under section 5D of the *Student Assistance Act 1973*.

18 Study following withdrawal from a previous course

- (1) This section applies to a person who, having once withdrawn from a course, undertakes study in another course at the same level.
- (2) The Secretary could form the opinion that the person, in undertaking the further course, is making satisfactory progress towards completing a course if any of the following circumstances apply to the person:
 - (a) the reason for withdrawing from the earlier course of study is that the person was affected by circumstances beyond the person's control;
 - (b) the further course of study is a short course; or
 - (c) the person enters into, and at all times throughout the course satisfies the Secretary that they are taking reasonable steps to comply with the terms of, a Youth Allowance Activity Agreement, under which the person agrees they will continue the further course until the earlier of the day on which:
 - (i) the person completes the further course; or
 - (ii) the person is no longer qualified for youth allowance.
- (3) If a course is a combined course that combines an accelerator program course with a course at a particular level, the reference in this section to another course at the same level is a reference to another course at that particular level.

Note: For combined courses that include an accelerator program course, see the legislative instrument made under section 5D of the *Student Assistance Act 1973*.

Schedule 1—Repeals

Youth Allowance (Satisfactory Study Progress) Guidelines 2014

1 The whole of the instrument

Repeal the instrument