



Child Care Subsidy Amendment (Parent Pathways and Other Measures) Minister's Rules 2024

I, Jason Clare, Minister for Education, make the following rules.

Dated 28 October 2024

Jason Clare
Minister for Education

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1 Name

This instrument is the *Child Care Subsidy Amendment (Parent Pathways and Other Measures) Minister's Rules 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. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table	The day after this instrument is registered.	
2. Schedule 1, Part 1, item 1	12 June 2023	12 June 2023
3. Schedule 1, Part 1, other than item 1	1 November 2024	1 November 2024
4. Schedule 1, Part 3, items 8 and 12	26 January 2019	26 January 2019
5. Schedule 1, Part 4	18 August 2020	18 August 2020
7. Schedule 1, Part 5	1 December 2024	1 December 2024

Note: This table relates only to the provisions of this instrument as originally made.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 85GB(1) of the *A New Tax System (Family Assistance) Act 1999*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Part 1—Parent Pathways

Child Care Subsidy Minister’s Rules 2017

1 After section 39

Insert:

39A Individual participating in ParentsNext program

- (1) There is a Minister’s rules result of 100 for an individual, in relation to any child, for a CCS fortnight in the period beginning on 12 June 2023 and ending on 9 June 2024, if, on the first day of the fortnight:
 - (a) the individual is selected in the ParentsNext program; and
 - (b) the individual is a ‘Compulsory Participant’ for the purposes of the *Social Security (Parenting payment participation requirements – class of persons) Instrument 2021* as in force on 12 June 2023; and
 - (c) an exemption code has been applied to the effect that the individual is exempt from employment pathway plan requirements under the *Social Security Administration Act 1999* resulting in a Minister’s rules result of 100.

2 After section 39

Insert:

39B Individual participating in Parent Pathways or transitioning from ParentsNext program

- (1) There is a Minister’s rule result of 36 for an individual for a CCS fortnight, in relation to any child, if, on the first day of the fortnight, the individual:
 - (a) receives one of the following benefits under the *Social Security Act 1991*:
 - (i) a parenting payment; or
 - (ii) a special benefit; and
 - (b) is participating in Parent Pathways.
- (2) There is a Minister’s rule result of 36 for an individual for any CCS fortnight beginning in the period beginning on 11 November 2024 and ending on 11 May 2025, if, on 31 October 2024:
 - (a) there was a Minister’s rule result of 36 for the individual under section 39(1); and
 - (b) the individual was a participant in the ParentsNext program.

Part 2—Provider discounts and third party payments

Child Care Subsidy Minister's Rules 2017

3 Subsection 16A(3C)

Repeal the subsection.

4 Subsection 16A(3D) (note)

Repeal the note, substitute:

Note: Subsection (3D) applies to payments including, but not limited to, payments made under the New South Wales Start Strong Program and the Victorian Best Start, Best Life initiative.

5 Section 54B (at the end of the heading)

Add “or by States or Territories”.

6 Section 54B

Before “For”, insert “(1)”.

7 At the end of section 54B

Add:

- (2) For the purposes of subsection 201BB(1) of the Family Assistance Administration Act, a provider may allow an individual, or the individual's partner, a prescribed circumstances discount if:
 - (a) the session of care is provided on a day between 1 January 2025 to 31 December 2025; and
 - (b) the session of care was provided by a centre-based day care service in a preschool program offered by that service; and
 - (c) the program is aimed at children in the years that are 2 years or 3 years before grade 1 of school; and
 - (c) the provider of the service is a State or Territory, or an authority of a State or Territory.
- (3) In this section, *preschool program* has the meaning given in subsection 16A(4).

Part 3—ACCS (Transition to Work) skills requirements

Child Care Subsidy Minister's Rules 2017

8 Subparagraphs 13(7)(a)(i) and (ii)

Omit “*Student Assistance (Education Institutions and Courses) Determination 2009 (No. 2)*”, substitute “*Student Assistance (Education Institutions and Courses) Determination 2019*”.

9 Subparagraph 13(7)(c)(ii)

Omit “*Ratings Summary—Labour Market Analysis of Skilled Occupations* (prepared by the Department, and as existing from time to time)”, substitute “*Skills Priority List* (prepared by Jobs and Skills Australia, and as existing from time to time)”.

10 Subsection 13(7) (note)

Repeal the note, substitute:

Note: The *Skills Priority List* could in 2024 be viewed on the Jobs and Skills Australia website at www.jobsandskills.gov.au.

11 Subsection 13(9)

Repeal the subsection, substitute:

(9) For this section, the Australian Qualifications Framework is the second edition of the publication of that name (which could in 2024 be viewed on the Australian Qualifications Framework website at www.aqf.edu.au).

12 Subsection 13(12) (table item 1, column headed “The individual is only eligible during the following period:”, paragraph (c))

Omit “*Student Assistance (Education Institutions and Courses) Determination 2009 (No. 2)*”, substitute “*Student Assistance (Education Institutions and Courses) Determination 2019*”.

Part 4—Disability references

Child Care Subsidy Minister’s Rules 2017

13 Paragraph 8C(2)(c)

Omit “*Disability Care Load Assessment (Child) Determination 2010*”, substitute “*Disability Care Load Assessment (Child) Determination 2020*”.

Part 5—Grant purposes supported by standing appropriation

Child Care Subsidy Minister’s Rules 2017

14 After subsection 78(1)

Insert:

(1A) For subsection 233(2) of the Family Assistance Administration Act, payments made for the purposes of an agreement entered into under the Early Childhood Education and Care Worker Retention Payment Grant Opportunity are prescribed.

Note: In 2024, details of the grants available under the Early Childhood Education and Care Worker Retention Payment Grant Opportunity were set out in guidelines published on the GrantConnect website at www.grants.gov.au.

15 Subsection 78(10)

Omit “4 million”, substitute “\$745 million”.

16 After subsection 78(11)

Insert:

- (11A) For subsection 233(5) of the Family Assistance Administration Act, the total amount that may be paid for the purpose specified in subsection (1A) in respect of 2024-25 is \$741 million.