VET Student Loans (VSL Tuition Protection Levy) Bill 2019

(Requests to be moved by Senator Faruqi, on behalf of the Australian Greens, in committee of the whole)

(1) Clause 5, page 3 (lines 1 and 2), omit the definition of leviable provider, substitute:

*leviable provider* means an approved course provider to whom Part 5A of the VET Student Loans Act 2016 applies unless the provider is a registered training organisation that is:

(a) owned by the Commonwealth, a State or a Territory; or

(b) established to provide vocational education or training under one of the following:

(i) the *Technical and Further Education Commission Act 1990* (NSW);

(ii) the *Education and Training Reform Act 2006* (Vic.);

(iii) the *TAFE Queensland Act 2013* (Qld);

(iv) the *Vocational Education and Training Act 1996* (WA);

(v) the *TAFE SA Act 2012* (SA);

(vi) the *Training and Workforce Development Act 2013* (Tas.);

(vii) the *Canberra Institute of Technology Act 1987* (ACT).

[excluding providers]

(2) Clause 7, page 4 (line 7) to page 5 (line 4), omit the clause, substitute:

7 Amount of VSL tuition protection levy

The amount of VSL tuition protection levy for a year for a leviable provider is the sum of the following components:

(a) the provider’s administrative fee component for the year (see section 8);

(b) the provider’s risk rated premium component for the year (see section 11);

(c) the provider’s special tuition protection component for the year (see section 12).

Note: Classes of providers may be exempt from the requirement to pay one or more components of VSL tuition protection levy: see section 14.

[excluding providers]
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(Requests for amendments to be moved by Senator Faruqi on behalf of the Australian Greens in committee of the whole)

Statement pursuant to the order of the Senate of 26 June 2000

These amendments are framed as requests because they are to a bill which imposes taxation within the meaning of section 53 of the Constitution. The Senate may not amend a bill imposing taxation.

Statement by the Clerk of the Senate pursuant to the order of the Senate of 26 June 2000

As this is a bill imposing taxation within the meaning of section 53 of the Constitution, any Senate amendment to the bill must be moved as a request. This is in accordance with the precedents of the Senate.