Higher Education Support Amendment (VET FEE-HELP Assistance) Bill 2008

No.  , 2008

(Education, Employment and Workplace Relations)

A Bill for an Act to amend the Higher Education Support Act 2003, and for related purposes
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Higher Education Support Act 2003

i Higher Education Support Amendment (VET FEE-HELP Assistance) Bill 2008 No. 2008
A Bill for an Act to amend the *Higher Education Support Act 2003*, and for related purposes

The Parliament of Australia enacts:

1 **Short title**

This Act may be cited as the *Higher Education Support Amendment (VET FEE-HELP Assistance) Act 2008*.

2 **Commencement**

This Act commences on the day on which it receives the Royal Assent.

3 **Schedule(s)**

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule
concerned, and any other item in a Schedule to this Act has effect according to its terms.
Schedule 1—Amendments

Higher Education Support Act 2003

1 At the end of clause 6 of Schedule 1A

   Add:
   ; and (g) the body complies with any requirements set out in the "VET Provider Guidelines relating to "VET credit transfer arrangements.

2 After clause 27 of Schedule 1A

   Insert:

   27A Requirements in the VET Provider Guidelines

   A "VET provider must comply with any requirements set out in the "VET Provider Guidelines relating to:

   (a) fees for "VET units of study; or
   (b) fees for "VET courses of study; or
   (c) matters or things for which fees may be charged.

3 Subclause 28(1) of Schedule 1A

   After “provide”, insert “, other than under "VET restricted access arrangements,”.

   Note: The following heading to subclause 28(1) is inserted “General rule”.

4 After subclause 28(2) of Schedule 1A

   Insert:

   Restricted access arrangements

   (2A) A "VET provider must give the Minister a schedule of the "VET tuition fees determined under clause 27 for each "VET unit of study it provides or proposes to provide under a "VET restricted access arrangement during a period ascertained in accordance with the "VET Provider Guidelines. It must give the schedule:

   (a) in a form approved by the Minister; and
Schedule 1 Amendments

(b) in accordance with the requirements that the Minister
determines in writing.

(2B) The provider must:

(a) ensure that the schedule provides sufficient information to
enable a person to work out the person’s *VET tuition fee for
the *VET unit of study the provider provides or is to provide
under the *VET restricted access arrangement; and

(b) ensure that the schedule is available, on request and without
charge, to all students enrolled, or eligible to be enrolled,
under the VET restricted access arrangement.

5 Subparagraph 28(3)(a)(i) of Schedule 1A

After “(1)”, insert “or (2A)”.

6 Subclause 28(4) of Schedule 1A

Omit “and (2)”, substitute “to (2B)”.

7 At the end of clause 43 of Schedule 1A

Add:

; and (i) the student meets any other requirements set out in the *VET

FEH-HELP Guidelines.

8 Subclause 45(1) of Schedule 1A

Repeal the subclause, substitute:

(1) The course requirements for *VET FEE-HELP assistance for a
*VET unit of study are that the unit:

(a) is being undertaken as part of a *VET course of study that
meets any requirements set out in the *VET FEE-HELP
Guidelines relating to *VET credit transfer arrangements; and

(b) is not being undertaken as part of a VET course of study that:

(i) is subject to a determination under subclause (2); or

(ii) is with a *VET provider that is subject to a
determination under subclause (2).

9 Clause 1 of Schedule 1

Insert:

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4 Higher Education Support Amendment (VET FEE-HELP Assistance) Bill 2008 No.
, 2008
VET credit transfer arrangement means an arrangement for
crediting a *VET unit of study or *VET course of study toward a
*higher education award.

10 Clause 1 of Schedule 1

Insert:

VET restricted access arrangement, for a *VET course of study,
means an arrangement:

(a) that was entered into between the *VET provider providing
the course and an employer or industry body; and

(b) that limits or restricts enrolments in some or all of the places
in the course.