



Higher Education Support Amendment Act 2010

No. 6, 2010

**An Act to amend the *Higher Education Support Act
2003*, and for related purposes**

Note: An electronic version of this Act is available in ComLaw (<http://www.comlaw.gov.au/>)

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No. 6, 2010

An Act to amend the *Higher Education Support Act 2003*, and for related purposes

[Assented to 19 February 2010]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Higher Education Support Amendment Act 2010*.

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Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.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 Paragraph 16-25(c)

Omit “fulfilled the *tuition assurance requirements on the date of making an application under section 16-40”, substitute “fulfils the *tuition assurance requirements”.

2 Paragraph 6(d) of Schedule 1A

Omit “fulfilled the *VET tuition assurance requirements on the date of making an application under clause 9”, substitute “fulfils the *VET tuition assurance requirements”.

3 Subclause 11(2) of Schedule 1A

Repeal the subclause, substitute:

(2) For the purposes of paragraph 6(f):

- (a) the Minister may be satisfied that a body corporate is willing and able to meet the *VET quality and accountability requirements if the body gives the Minister such written undertakings as the Minister requires; and
- (b) the Minister may be satisfied that a body corporate is willing and able to meet:
 - (i) the *VET quality and accountability requirements; or
 - (ii) one or more of the requirements referred to in paragraphs 13(1)(a) to (f);

if a body approved under the *VET Provider Guidelines so recommends in accordance with those guidelines.

(2A) Subclause (2) does not limit the circumstances in which the Minister may be satisfied, for the purposes of paragraph 6(f), that a body corporate is willing and able to meet the *VET quality and accountability requirements.

*[Minister's second reading speech made in—
House of Representatives on 24 June 2009
Senate on 17 September 2009]*

(134/09)
