



Education Legislation Amendment (2021 Measures No. 1) Act 2021

No. 39, 2021

**An Act to amend the law relating to education and
research, and for related purposes**

Note: An electronic version of this Act is available on the Federal Register of Legislation
(<https://www.legislation.gov.au/>)

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Education Legislation Amendment (2021 Measures No. 1) Act 2021

No. 39, 2021

An Act to amend the law relating to education and research, and for related purposes

[Assented to 27 May 2021]

The Parliament of Australia enacts:

1 Short title

This Act is the *Education Legislation Amendment (2021 Measures No. 1) Act 2021*.

2 Commencement

- (1) Each provision of this Act 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 Act	The day after this Act receives the Royal Assent.	28 May 2021

Note: This table relates only to the provisions of this Act as originally enacted.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

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

3 Schedules

Legislation that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.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

Australian Research Council Act 2001

1 At the end of subsection 48(2)

Add:

; (t) the financial year starting on 1 July 2023.

2 Paragraph 49(u)

Omit “\$786,212,000”, substitute “\$803,409,000”.

3 Paragraph 49(v)

Omit “\$786,212,000”, substitute “\$804,411,000”.

4 Paragraph 49(w)

Omit “\$786,212,000”, substitute “\$804,442,000”.

5 At the end of section 49

Add:

; and (x) for the financial year starting on 1 July 2023—\$801,410,000.

Schedule 2—Education amendments

Higher Education Support Act 2003

1 Subsection 16-15(1) (table)

After:

The University of Melbourne

insert:

The University of Notre Dame Australia

2 Subsection 16-20(1) (table)

Omit:

The University of Notre Dame Australia

3 Subsection 30-10(1)

Omit “Commonwealth support places”, substitute “Commonwealth supported places”.

4 Application, saving and transitional provisions

- (1) Parts 2-2 and 2-4 of the *Higher Education Support Act 2003* apply on and after the commencement of this item to the University of Notre Dame Australia, in relation to the calendar year 2021, as if it continued to be a Table B provider.
- (2) The amendments made by this Schedule do not affect the validity of a grant to the University of Notre Dame Australia, being a grant that was approved under Part 2-2A or 2-3 of the *Higher Education Support Act 2003* before the commencement of this item.
- (3) If:
 - (a) immediately before the commencement of this item, the University of Notre Dame Australia was providing a unit of study; and
 - (b) at any time, in relation to that unit of study, there is a FEE-HELP debt under subsection 137-10(1) of the *Higher Education Support Act 2003*;

then:

- (c) if the census date for that unit of study was before the commencement of this item—paragraph 137-10(2)(a) of the *Higher Education Support Act 2003* applies in relation to the debt; and
 - (d) if the census date for that unit of study is on or after the commencement of this item—paragraph 137-10(2)(b) or (c) of the *Higher Education Support Act 2003* applies in relation to the debt (as the case requires).
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*[Minister's second reading speech made in—
House of Representatives on 3 February 2021
Senate on 24 February 2021]*

(1/21)
