



Education Services for Overseas Students (Registration Charges) Amendment Act 2003

No. 89, 2003

**An Act to amend the *Education Services for
Overseas Students (Registration Charges) Act 1997*,
and for related purposes**

Note: An electronic version of this Act is available in SCALEplus
(<http://scaleplus.law.gov.au/html/comact/browse/TOCN.htm>)

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**An Act to amend the *Education Services for
Overseas Students (Registration Charges) Act 1997*,
and for related purposes**

[Assented to 23 September 2003]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Education Services for Overseas Students (Registration Charges) Amendment Act 2003*.

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Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

4 Application

The amendments made by Schedule 1 apply:

- (a) to the annual registration charge for the first calendar year after the calendar year in which this Act commences and all later calendar years; and
- (b) to the initial registration charge for registrations on or after 1 January in the first calendar year after the calendar year in which this Act commences.

Schedule 1—Amendments

Education Services for Overseas Students (Registration Charges) Act 1997

1 Subsection 5(2)

Repeal the subsection, substitute:

- (2) The amount of the charge for the provider for the year is the sum of:
 - (a) \$300; and
 - (b) \$25 multiplied by the total enrolments for the provider in the previous year.

Note 1: The dollar amounts are indexed under section 7 for 2005 and later years.

Note 2: A dollar amount may be different if an instrument under section 5A is in force.

2 Subsection 5A(1)

Repeal the subsection, substitute:

- (1) The Governor-General may make a written instrument providing that:
 - (a) a dollar amount specified in paragraph 5(2)(a) or (b) is replaced by the dollar amount specified in the instrument; or
 - (b) the dollar amounts specified in paragraphs 5(2)(a) and (b) are replaced by the dollar amounts specified in the instrument.

3 Subsection 5A(3)

Repeal the subsection, substitute:

- (3) The instrument may provide that a replacement dollar amount or amounts apply to one class of provider only, or may provide different replacement dollar amounts for different classes of provider.

4 Subsection 5A(5)

Omit all the words after “the relevant years is”, substitute “worked out using the replacement dollar amount or amounts specified in the instrument instead of the dollar amount or amounts that would otherwise have applied”.

5 Subsection 7(1)

Omit “1997”, substitute “2004”.

6 Subsection 7(1A)

Omit “2001”, substitute “2004”.

7 Subsection 7(2)

Omit all the words from and including “Each amount of charge” to and including “section 5A”, substitute “The dollar amounts specified in subsection 5(2) or in an instrument in effect under section 5A”.

*[Minister’s second reading speech made in—
House of Representatives on 26 June 2003
Senate on 21 August 2003]*

(91/03)
