

## **EXPLANATORY STATEMENT**

*Guidelines issued under subsection 238-10 of the Higher Education Support Act 2003*

*Amendment No 2 to Other Grants Guidelines (Education) 2010 (DEEWR)*

Issued by the authority of the Minister for Tertiary Education, Skills, Jobs and Workplace Relations

Subject: *Higher Education Support Act 2003*  
*Amendment No. 2 to the Other Grants Guidelines (Education) 2010 (DEEWR)*

### Authority

Section 238-10 of the *Higher Education Support Act 2003* (the Act) provides that the Minister may make guidelines for the purposes of the Act. In particular, item 8 of the table at section 238-10 specifies that the Minister may make the *Other Grants Guidelines* in order to carry out or give effect to the matters set out in Part 2-3 of the Act.

### Purpose and operation

The *Other Grants Guidelines (Education) 2010 (DEEWR)* commenced on 30 April 2010 and are being amended for the second time.

The purpose of this amendment is to include an additional national institute in Chapter 3 of the Guidelines.

### Explanation of Amendment

#### *Item 1 – Amendment to Section 3.5.1*

Section 3.5.1 specifies the national institutes for the purposes of item 4 of the table in subsection 41-10(1) of the Act.

The amendment to include the Victorian College of the Arts at the University of Melbourne is necessary to give effect to the Government's decision to provide funding for the Victorian College of the Arts under the National Institutes Program from 2012.

### Commencement

The amendment to the Guidelines will take effect the day after the day on which it is registered on the Federal Register of Legislative Instruments.

### Consultation

Consultation on Item 1 occurred with the Victorian Government and the University of Melbourne following an election commitment of the current Australian Government.