



# **Financial Management and Accountability Act 1997 Determination 2011/14 – Section 32 (Transfer of Functions from DEEWR to TEQSA)**

## *Financial Management and Accountability Act 1997*

---

I, TIM YOUNGBERRY, First Assistant Secretary, Financial Reporting and Cash Management Division, Department of Finance and Deregulation, make this Determination under subsection 32(2) of the *Financial Management and Accountability Act 1997* (the **FMA Act**).

This Determination is made due to the establishment of a new agency, the Tertiary Education Quality and Standards Agency, within the Education, Employment and Workplace Relations portfolio, effective from 1 July 2011.

Dated 8<sup>th</sup> August 2011

TIM YOUNGBERRY  
First Assistant Secretary  
Financial Reporting and Cash Management Division  
Department of Finance and Deregulation

---

---

## 1 Name of Determination

This Determination is the *Financial Management and Accountability Act 1997 Determination 2011/14 – Section 32 (Transfer of Functions from DEEWR to TEQSA)*.

*Note 1:* This Determination has been made by a delegate of the Secretary of the Department of Finance and Deregulation. The Secretary is a delegate of the Minister for Finance and Deregulation in accordance with section 62 of the FMA Act. The Secretary has delegated his power in accordance with section 53 of the FMA Act.

*Note 2:* Acronyms used in this Determination are as follows:

- (a) “DEEWR” – refers to the Department of Education, Employment and Workplace Relations.
- (b) “TEQSA” – refers to the Tertiary Education Quality and Standards Agency.

*Note 3:* Legislation to establish TEQSA was passed by both Houses on 23 June 2011 and received Royal Assent on 29 June 2011. TEQSA is a new national regulatory and quality assurance agency for higher education, which will combine regulatory functions currently undertaken by states and territories and quality monitoring currently performed by the Australian Universities Quality Agency.

## 2 Commencement

This Determination commences on 1 July 2011.

*Note:* Under subsection 32(8) of the FMA Act, a determination may be expressed to take effect before its making and registration under the *Legislative Instruments Act 2003*.

## 3 Amendment of *Appropriation Act (No. 1) 2011-2012*

Schedule 1 amends *Appropriation Act (No. 1) 2011-2012* to transfer an amount of \$5,000,000 of Outcome 3 under the “Administered” item for DEEWR to the “Departmental” item for TEQSA.

---

## Schedule 1      **Amendment of *Appropriation Act (No. 1) 2011-2012***

(Clause 3)

- [1]      **Schedule 1, Education, Employment and Workplace Relations portfolio, Department of Education, Employment and Workplace Relations table, alongside Outcome 3, under the heading “Administered”**

*omit*

2,061,621

*insert*

2,056,621

- [2]      **Schedule 1, Education, Employment and Workplace Relations portfolio, Department of Employment, Education and Workplace Relations table**

*insert*

*Note 1:* The table has been amended by a determination under the *Financial Management and Accountability Act 1997*. That determination has amended only the actual appropriation items:

- (a) for departmental items, the actual appropriation item is the “Total” amount in relation to an agency under the heading “Departmental”; and
- (b) for administered items, the actual appropriation item is the amount set out opposite an Outcome of an agency under the heading “Administered”.

No other amounts in the table have been amended.

*Note 2:* *Financial Management and Accountability Act 1997 Determination 2011/14 – Section 32 (Transfer of Functions from DEEWR to TEQSA)* amended in this table the amount alongside “Outcome 3” under the heading “Administered”, to transfer an amount to the departmental item for the Tertiary Education Quality and Standards Agency.

**[3] Schedule 1, Education, Employment and Workplace Relations portfolio, immediately after the Safe Work Australia table**

*insert on a new page*

**EDUCATION, EMPLOYMENT AND WORKPLACE RELATIONS  
PORTFOLIO**

Appropriation (plain figures)—2011-2012

|  | Departmental | Administered | Total        |
|--|--------------|--------------|--------------|
|  | \$'000       | \$'000       | \$'000       |
| <b>TERTIARY EDUCATION QUALITY AND STANDARDS AGENCY</b>   |              |              |              |
| <b>Outcome 1 –</b>   |              |              |              |
| Contribute to a high quality higher education sector through streamlined and nationally consistent higher education regulatory arrangements; registration of higher education providers; accreditation of higher education courses; and investigation, quality assurance and dissemination of higher education standards and performance | 5,000        |              | 5,000        |
| <b>Total: Tertiary Education Quality and Standards Agency</b>  | <b>5,000</b> |              | <b>5,000</b> |

*Note: Financial Management and Accountability Act 1997 Determination 2011/14 – Section 32 (Transfer of Functions from DEEWR to TEQSA) added this table and the amount alongside “Total: Tertiary Education Quality and Standards Agency”, under the heading “Departmental”, to transfer an amount from the Department of Education, Employment and Workplace Relations.*

The Tertiary Education Quality and Standards Agency was established as part of the 2009-2010 Budget package of higher education reforms.