



Amendment No. 1 to the Administration Guidelines 2012

Higher Education Support Act 2003

I, CHRIS EVANS, Minister for Tertiary Education, Skills, Science and Research, make the attached amendments to the Administration Guidelines 2012 under section 238-10 of the *Higher Education Support Act 2003*.

Dated this 29th day of January 2013

CHRIS EVANS
Minister for Tertiary Education, Skills, Science and Research

Higher Education Support Act 2003

Amendment No.1 to the Administration Guidelines 2012

(i) Citation

This legislative instrument may be cited as *Amendment No. 1 to the Administration Guidelines 2012*.

(ii) Authority

This legislative instrument is made pursuant to Item 1 of the table in section 238-10 the *Higher Education Support Act 2003* (the Act) to provide for matters set out in sections 19-37, 36-21 and Chapter 5 of the Act.

(iii) Commencement

This legislative instrument commences on the day after registration on the Federal Register of Legislative Instruments.

(iv) Amendment

Schedule 1 of this legislative instrument amends the Administration Guidelines 2012 made on 28 November 2011 and registered on 8 December 2011 (see F2011L02604).

(v) Purpose

The purpose of this legislative instrument is to amend the Administration Guidelines 2012 to set out the requirements for determining a census date under subsection 169-25(2) of the Act.

Schedule 1 Amendments

Item 1 – Table of Contents

(a) Repeal Chapter 6 in the Table of Contents and replace with the following:

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Item 2 – Chapter 6

(a) Repeal paragraph 6.1.1 and substitute:

The purpose of this chapter is to specify the:

- (a) Periods under subsection 169-25(1) of the Act;
- (b) Date by which, and the manner in which, census dates and EFTSL values must be published by a higher education provider under subsection 169-25(3) of the Act;
- (c) Date before which a variation to a published census date or EFTSL value may be made under subparagraph 169-25(4)(a)(i) of the Act;
- (d) Circumstances in which a published census date or EFTSL value may be varied under subparagraph 169-25(4)(a)(ii) of the Act; and
- (e) Date by which, and the manner in which, a varied census date or EFTSL value must be published under subsection 169-25(5) of the Act;
- (f) Requirements for determining a census date under subsection 169-25(2) of the Act.

(b) Insert new section:

6.30 REQUIREMENTS FOR DETERMINING A CENSUS DATE

- 6.30.1 For the purposes of subsection 169-25(2) of the Act, the date determined to be the census date under paragraph 169-25(1)(a) must not occur less than 20% of the way through the period during which the unit is undertaken.