



Child Care Subsidy (Transition of approved child care services) Determination 2018

I, Dr Michele Bruniges AM, Secretary of the Department of Education and Training, make this instrument under subitem 9(2) of Schedule 4 to the *Family Assistance Legislation Amendment (Jobs for Families Child Care Package) Act 2017*.

Dated 9 June 2018

Dr Michele Bruniges AM
Secretary, Department of Education and Training

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Part 1—Preliminary

1 Name

This instrument is the *Child Care Subsidy (Transition of approved child care services) Determination 2018*.

2 Commencement

This instrument commences on 2 July 2018.

3 Authority

This instrument is made under subitem 9(2) of Schedule 4 to the *Family Assistance Legislation Amendment (Jobs for Families Child Care Package) Act 2017*.

4 Definitions

In this instrument:

Act means the *A New Tax System (Family Assistance) (Administration) Act 1999*.

Note 1 The following expressions are defined in the Act immediately before commencement day:

- approved centre based long day care service
- approved child care service
- approved family day care service
- approved in-home care service
- approved occasional care service
- approved outside school hours care service

Note 2 The following expressions are defined in the Act on and from commencement day:

- approved child care service
- approved provider

Note 3 **commencement day** has the same meaning as in Schedule 4 to the *Family Assistance Legislation Amendment (Jobs for Families Child Care Package) Act 2017* (being 2 July 2018).

Part 2—Types of approved child care services

5 Deemed approval for existing services on commencement day

- (1) Subject to subsection (2), the type of approved child care service specified in column 1 of the table, as it was immediately before commencement day, is to be the type of service specified in column 2 of the table on and from commencement day.

Table: Classes of approved child care services

Column 1	Column 2
An approved child care service type before commencement day that is an...	... is taken to be approved from commencement day as a
Approved centre based long day care service	Centre-based day care service
Approved family day care service	Family day care service
Approved in-home care service	In home care service
Approved occasional care service	Centre-based day care service
Approved outside school hours care service	Outside school hours care service

- (2) An approved child care service is not in a class specified in the table in subsection (1) where the Secretary has made a determination in relation to that particular approved child care service as referred to in subitem 9(3) of Schedule 4 to the *Family Assistance Legislation Amendment (Jobs for Families Child Care Package) Act 2017*.

Note 1 Under subitem 9(3) of Schedule 4 to the *Family Assistance Legislation Amendment (Jobs for Families Child Care Package) Act 2017*, the Secretary may, through an administrative instrument, determine a service type in relation to a particular approved child care service.