



Australian Education Amendment (2018 Measures No. 2) Regulations 2018

I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 11 October 2018

Peter Cosgrove
Governor-General

By His Excellency's Command

Dan Tehan
Minister for Education

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1 Name

This instrument is the *Australian Education Amendment (2018 Measures No. 2) Regulations 2018*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information | | |
|---------------------------------|--|-----------------|
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument | The day after this instrument is registered. | 13 October 2018 |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Australian Education Act 2013*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Australian Education Regulation 2013

1 Subsection 21(2)

Repeal the subsection.

2 Subsection 52(1)

Omit “to 58A”, substitute “to 58B”.

3 After subsection 52(3B)

Insert:

(3C) Information mentioned in section 58B must be given:

- (a) to the Department; and
- (b) by the day determined by the Minister; and
- (c) in the way determined by the Minister.

4 At the end of Subdivision F of Division 3 of Part 5

Add:

58B Required information—information about students at certain schools

- (1) The information in subsection (2) must be provided, as mentioned in section 52, in relation to each student at a school unless:
 - (a) the school is:
 - (i) a government school; or
 - (ii) a special school; or
 - (iii) a special assistance school; or
 - (iv) a school that is a majority Aboriginal and Torres Strait Islander school for a year; or
 - (v) a sole provider school; or
 - (b) the student is a distance education student.
- (2) The information is:
 - (a) the name and residential address of each person responsible for the student; and
 - (b) whether the student is a primary student or secondary student; and
 - (c) whether the student boards at the school; and
 - (d) any other information determined by the Minister, by legislative instrument, for the purposes of this paragraph.
- (3) If the school has more than one location, the information must be provided for each location of the school.