



Child Care Subsidy Amendment (Coronavirus Response Measures No. 6) Minister's Rules 2020

I, Dan Tehan, Minister for Education, make the following rules.

Dated 19 August 2020

Dan Tehan
Minister for Education

Contents

1 Name.....	1
2 Commencement	1
3 Authority.....	1
4 Schedules.....	1
Schedule 1—Amendments	2
<i>Child Care Subsidy Minister’s Rules</i>	2

1 Name

This instrument is the *Child Care Subsidy Amendment (Coronavirus Response Measures No. 6) Minister's Rules 2020*.

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 the instrument	The day after the instrument is registered.	

Note: This table relates only to the provisions of this instrument as originally made.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 *A New Tax System (Family Assistance) Act 1999*.

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Child Care Subsidy Minister's Rules

1 Subsection 5AA(3), heading

Repeal the heading, substitute:

Conditions

2 Subsection 5AA(3)

After “the 2019-2020 financial year”, insert “or the 2020-2021 financial year”.

3 After subsection 5AA(3)

Insert:

- (3A) It is also a condition that, for a session of care to be taken to be provided by a service to a child in the 2020-2021 financial year:
- (a) the session of care cannot be taken to be provided to the child under subsection 10(2) of the Family Assistance Act in accordance with subparagraph 10(2)(c)(i) of that Act; and
 - (b) the service must be located in Victoria.

Note: The effect of paragraph (a) is that, for 2020-2021, a child must use all 42 allowable absence days under subparagraph 10(2)(c)(i) of the Family Assistance Act before the child can use allowable absence days under this section of the Rules.

4 At the end of section 5AA

Add:

- (5) The number of days prescribed for the COVID-19 pandemic for the 2020-2021 financial year is 29 days.

Note: As a result of subsection 10(2) of the Family Assistance Act, in the 2020-2021 financial year, because of the COVID-19 pandemic, a child will be able to have up to 30 extra allowable absence days from a child care service located in Victoria (and so will have up to 72 allowable absence days).

5 Paragraph 7(a)

Omit “(under item 110 in Part 4 of Schedule 1AB to the *Financial Framework (Supplementary Powers) Regulations 1997*)”.

6 Paragraph 7(b)

Omit “(under item 109 in Part 4 of Schedule 1AB to the *Financial Framework (Supplementary Powers) Regulations 1997*)”.

7 Paragraph 7(c)

Omit “(under item 108 in Part 4 of Schedule 1AB to the *Financial Framework (Supplementary Powers) Regulations 1997*)”.

8 Paragraph 7(d)

Omit “(under item 267 in Part 4 of Schedule 1AB to the *Financial Framework (Supplementary Powers) Regulations 1997*)”.

9 Subsection 47AB(2)

After “*Coronavirus Economic Response Package (Payments and Benefits) Rules*”, insert “2020”.

10 Subsection 78(2)

Omit “\$584 million”, substitute “\$623 million”.

11 Subsection 78(3)

Omit “\$584 million”, substitute “\$623 million”.