

Australian Education Amendment (South Australia Year 7 Schools) Regulations 2021

I, General the Honourable David Hurley AC DSC (Retd), Governor‑General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 11 November 2021

David Hurley

Governor‑General

By His Excellency’s Command

Alan Tudge

Minister for Education and Youth

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1 Name

This instrument is the *Australian Education Amendment (South Australia Year 7 Schools) Regulations 2021*.

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. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table | The day after this instrument is registered. | 16 November 2021 |
| 2. Schedule 1, Part 1 | The day after this instrument is registered. | 16 November 2021 |
| 3. Schedule 1, Part 2 | 1 January 2022. | 1 January 2022 |

Note: This table relates only to the provisions of this instrument as originally made.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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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

Part 1—Amendments commencing day after registration

Australian Education Regulation 2013

1 Clause 1 of Schedule 3 (after table item 4)

Insert:

|  |  |  |
| --- | --- | --- |
| 4A | Cardijn College Galilee (AGEID: 23695) | 2021 |

2 Clause 1 of Schedule 3 (after table item 11)

Insert:

|  |  |  |
| --- | --- | --- |
| 11A | Edmund Rice Flexi School (AGEID: 87156) | 2021 |

3 Clause 1 of Schedule 3 (after table item 15)

Insert:

|  |  |  |
| --- | --- | --- |
| 15A | FAME (Flexible Accredited Meaningful Engagement) (AGEID: 30223) | 2020 |

4 Clause 1 of Schedule 3 (after table item 38)

Insert:

|  |  |  |
| --- | --- | --- |
| 38A | Pedare Christian College (AGEID: 5532) | 2020 |

Part 2—Amendments commencing 1 January 2022

Division 1—Amendments

Australian Education Regulation 2013

1 Section 7

Repeal the section, substitute:

7 Levels of education that constitute primary and secondary education for schools other than special schools

(1) For the purposes of section 15 of the Act, the levels of education that constitute primary education for a school, other than a special school, are foundation to year 6.

(2) For the purposes of section 15 of the Act, the levels of education that constitute secondary education for a school, other than a special school, are years 7 to 12.

2 Schedule 3

Repeal the Schedule.

Division 2—Application and transitional provisions

Australian Education Regulation 2013

3 In the appropriate position in Part 8

Insert:

76 Application provision for the Australian Education Amendment (South Australia Year 7 Schools) Regulations 2021

Despite the repeal of section 7 of, and Schedule 3 to, this instrument by Part 2 of Schedule 1 to the *Australian Education Amendment (South Australian Year 7 Schools) Regulations 2021*, that section and Schedule, as in force immediately before 1 January 2022, continue to apply on and after 1 January 2022 in relation to financial assistance for the years before 2022.