



Education Services for Overseas Students (TPS Levies) (Administrative and Base Fees) Determination 2021

I, Stuart Robert, Minister for Employment, Workforce, Skills, Small and Family Business, make the following determination.

Dated 10 December 2021

Stuart Robert
Minister for Employment, Workforce, Skills, Small and Family Business

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1 Name

This instrument is the *Education Services for Overseas Students (TPS Levies) (Administrative and Base Fees) Determination 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 7	31 December 2021	31 December 2021
2. Schedule 1	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Note: This table relates only to the provisions of this instrument as originally made.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 section 7A of the *Education Services for Overseas Students (TPS Levies) Act 2012*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is repealed as set out in the applicable items in the Schedule concerned.

5 Definitions

Note: A number of expressions used in this instrument are defined in the Act, including the following:

- (a) administrative fee component;
- (b) base fee component;
- (c) risk rated premium component.

In this instrument:

Act means the *Education Services for Overseas Students (TPS Levies) Act 2012*.

government school has the same meaning as in section 4 of the *Schools Assistance (Learning Together – Achievement Through Choice and Opportunity) Act 2004*.

non-government school has the same meaning as in section 4 of the *Schools Assistance (Learning Together – Achievement Through Choice and Opportunity) Act 2004*.

Registered provider has the same meaning as it has in section 5 of the *Education Services for Overseas Students Act 2000*.

registered school means a non-government school (as defined under the *Schools Assistance (Learning Together – Achievement Through Choice and Opportunity) Act 2004*) registered on CRICOS.

State or Territory VET institution means a vocational education and training institution that is owned or controlled (whether directly or indirectly) by a State or Territory.

Table A provider has the same meaning as in section 16-15 of the *Higher Education Support Act 2003*.

6 Determination of administrative fee component

For the purposes of section 6 of the Act, the following dollar amounts are determined for the calendar year beginning on 1 January 2022:

- (a) the amount for the purposes of paragraph 6(a) is \$0.00; and
- (b) the amount for the purposes of paragraph 6(b) is \$0.00.

7 Determination of base fee component

For the purposes of section 7 of the Act, the following dollar amounts are determined for the calendar year beginning on 1 January 2022:

- (a) the amount for the purposes of paragraph 7(a) is \$0.00; and
- (b) the amount for the purposes of paragraph 7(b) is \$0.00.

Schedule 1—Repeals

Education Services for Overseas Students (TPS Levies) (Administrative and Base Fees) Determination 2020

1 The whole of the instrument

Repeal the instrument

Education Services for Overseas Students (TPS Levies) Act 2012 (Levy exemptions) Determination 2012 (No. 1)

2 The whole of the instrument

Repeal the instrument