

Education Services for Overseas Students (Calls on the OSTF—requirements for payments) Instrument 2022

I, Jason Clare, Minister for Education, make the following instrument.

Dated 29/09/2022

Jason Clare

Minister for Education

Contents

1 Name 1

2 Commencement 1

3 Authority 1

4 Definitions 1

5 Schedules 1

6 Requirements for payment 2

Schedule 1—Repeals 3

Education Services for Overseas Students (Calls on the OSTF – requirements for payments) Determination 2012 (No. 1) 3

1 Name

 This instrument is the *Education Services for Overseas Students (Calls on the OSTF – requirements for payments) Instrument 2022*.

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. |  |

Note: This table relates only to the provisions of this instrument as originally made.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 subsection 50B(5) of the *Education Services for Overseas Students Act 2000*.

4 Definitions

Note: A number of expressions used in this instrument are defined in section 5 of the Act, including the following:

(a) OSTF.

 In this instrument:

***Act*** means the *Education Services for Overseas Students Act 2000*.

***authorised deposit-taking institution*** has the same meaning as in the *Banking Act 1959*.

5 Schedules

 The instrument that is specified in Schedule 1 to this instrument is repealed as set out in the applicable item in that Schedule.

6 Requirements for payment

 (1) If the TPS Director must pay an amount to a registered provider under paragraph 50B(3)(a) of the Act, the payment must be:

 (a) made electronically;

 (b) in Australian dollars paid into a transaction account nominated by, and in the name of, the provider; and

 (c) paid into an account held with an authorised deposit-taking institution.

 (2) If the TPS Director must pay an amount to a person under paragraph 50B(3)(b) of the Act, the payment must be:

 (a) made electronically; and

 (b) in Australian dollars paid into a transaction account nominated by, and in the name of, the person.

 (3) If the TPS Director must pay an amount to a student under paragraph 50B(3)(c) of the Act, the payment must be:

 (a) made electronically; and

 (b) in Australian dollars paid into a transaction account nominated by, and in the name of, the student.

Schedule 1—Repeals

Education Services for Overseas Students (Calls on the OSTF – requirements for payments) Determination 2012 (No. 1)

1 The whole of the instrument

Repeal the instrument.