EXPLANATORY STATEMENT

Instrument of approval pursuant to subsection 16-50(1)
of the Higher Education Support Act 2003

Higher Education Provider Approval (No. 3 of 2007)

Issued by the authority of the Minister for Education, Science and Training

Subject: Higher Education Support Act 2003
Higher Education Provider Approval pursuant to subsection 16-50(1) of the
Higher Education Support Act 2003

Subsection 16-50(1) of the Higher Education Support Act 2003 (‘the HESA’) provides that the
Minister must decide an application for approval as a higher education provider, and must
cause the applicant to be notified in writing regarding whether or not the applicant is approved
as a higher education provider.

The instrument of approval is made pursuant to subsection 16-50(1) of the HESA. The
instrument approves and gives notice of approval of Institute of Counselling Incorporated as a
higher education provider.

Consultation was not undertaken and was not considered necessary in this case because the
instrument confers a benefit on Institute of Counselling Incorporated and Institute of Counselling
Incorporated is the only body affected by the instrument. This instrument will not have a direct
or substantial indirect effect on business, nor will it restrict competition.

Commencement

In accordance with section 16-55 of the HESA and subsection 12(3) of the Legislative
Instruments Act 2003, the approval takes effect on the day after the last day on which a House
of Parliament could have passed a resolution disallowing the notice.