



Education Services for Overseas Students (Designated Authority) Determination 2012 (No.1)

Education Services for Overseas Students Act 2000

I, CHRIS EVANS, Minister for Tertiary Education, Skills, Science and Research, determine in this instrument *designated authorities* in relation to a provider for the purpose of subsection 7A(3) of the *Education Services for Overseas Students Act 2000*.

Dated 18th June 2012

CHRIS EVANS

Minister for Tertiary Education, Skills, Jobs and Workplace Relations

1 Name of determination

This determination is the *Education Services for Overseas Students (Designated Authority) Determination 2012 (No.1)*.

2 Commencement

This determination commences 1 July 2012

3 Revocation

The *Education Services for Overseas Students (Designated Authority) Determination 2011 (No. 2)* made on 8 November 2011 and registered on 17 November 2011 (F2011L02388) is revoked.

4 Definitions

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

Australian Skills Quality Authority means the body established by section 155 of the *NVETR Act*.

ASQA means the Australian Skills Quality Authority

ELICOS has the meaning given to it under the Act.

Entry Arrangement means a pathway arrangement under which an overseas student, who completes an ELICOS with the provider, meets the minimum English proficiency requirements for entry with the higher education provider to study a higher education course or foundation program.

Foundation Program has the meaning given to it under the Act.

NVETR Act means the *National Vocational Education and Training Regulator Act 2011*.

Tertiary Education Quality and Standards Agency means the body established by section 132 of the *TEQSA Act*.

TEQSA means Tertiary Education Quality and Standards Agency.

TEQSA Act means the *Tertiary Education Quality and Standards Agency Act 2011*.

5 Designated authorities

For the purpose of subsection 7A(3) of the Act the *designated authority* in relation to a provider who is providing or seeking to provide ELICOS or Foundation program, is as follows:

Item	For a provider, to the extent that it is:	the designated authority is:
1	a School	the person responsible under the law of the State for approving providers to provide courses to overseas students at locations in the State
2	i. a registered higher education provider (within the meaning of the TEQSA Act); or ii. providing or seeking to provide ELICOS under an Entry Arrangement with at least one registered higher education provider; or iii. providing or seeking to provide a Foundation Program	TEQSA
3	i. an NVR registered training organisation (within the meaning of the NVETR Act) except where item 2(iii) applies; or ii. any other provider not covered by items 1 & 2.	ASQA

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