



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

## *Education Services for Overseas Students Act 2000*

---

I, CHRIS EVANS, Minister for Tertiary Education, Skills, Science and Research, pursuant to subsection 50B(5) of the *Education Services for Overseas Students Act 2000* (the Act), specify the requirements for making payments for the purposes of subsection 50B of the Act.

Dated 18<sup>th</sup> June 2012

CHRIS EVANS

Minister for Tertiary Education, Skills, Science and Research

---

**1 Name of determination**

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

**2 Commencement**

This determination commences at the same time as item 2 of the table under subsection 2(1) of the *Education Services for Overseas Students Legislation Amendment (Tuition Protection Service and Other Measures) Act 2012*.

**3 Definitions**

In this determination:

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

*OSTF* means the Overseas Students Tuition Fund established under section 52A of the Act.

*Course* has the same meaning as it has in section 5 of the Act.

#### **4 The requirements for payments**

For subsection 50B(3) of the Act, if the TPS Director must pay an amount to:

- (a) a registered provider, in accordance with paragraph 50B(3)(a) the payment must comply with the following requirements:
  - (i) the payment must be made electronically;
  - (ii) the payment must be in Australian dollars to a transaction account nominated by and in the name of the provider; and
  - (iii) the account into which the funds are paid must be held with an Australian Authorised Deposit-taking Institution (ADI) as listed on the Australian Prudential Regulation Authority (APRA) website.
- (b) a person (other than the student) who is specified in the agreement (made under section 47B), in accordance with paragraph 50B(3)(b) the payment must comply with the following requirements:
  - (i) the payment must be made electronically; and
  - (ii) the payment must be in Australian dollars to a transaction account nominated by and in the name of the person.
- (c) a student, in accordance with paragraph 50B(3)(c) the payment must comply with the following requirements:
  - (i) the payment must be made electronically; and
  - (ii) the payment must be in Australian dollars to a transaction account nominated by and in the name of the student.