



Education Services for Overseas Students (Assurance Fund Contributions) Act 2000

No. 165, 2000



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**An Act to impose the requirement to pay annual
contributions and special levies to the ESOS
Assurance Fund, and for related purposes**

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An Act to impose the requirement to pay annual contributions and special levies to the ESOS Assurance Fund, and for related purposes

[Assented to 21 December 2000]

The Parliament of Australia enacts:

1 Short title

This Act may be cited as the *Education Services for Overseas Students (Assurance Fund Contributions) Act 2000*.

2 Commencement

- (1) Subject to subsection (2), this Act commences on a day to be fixed by Proclamation.
- (2) If this Act does not commence under subsection (1) within the period of 6 months beginning on the day on which it receives the Royal Assent, it commences on the first day after the end of that period.

3 Interpretation

An expression used in this Act that is also used in the *Education Services for Overseas Students Act 2000* has the same meaning as in that Act.

4 Imposition of requirement to pay annual Fund contributions

The requirement to pay annual Fund contributions under the *Education Services for Overseas Students Act 2000* is imposed by this section.

5 Imposition of requirement to pay special levies

The requirement to pay special levies under the *Education Services for Overseas Students Act 2000* is imposed by this section.

6 Amount of contributions and levy

- (1) The amount of annual Fund contribution payable by a provider under the *Education Services for Overseas Students Act 2000* is as determined by the Fund Manager for that provider under Division 4 of Part 5 of that Act.
- (2) The amount of special levy payable by a registered provider under the *Education Services for Overseas Students Act 2000* is as determined by the Fund Manager for that provider under section 73 of that Act.

7 Section 114 of the Constitution

- (1) If, apart from this section, this Act would purport to operate in a way that would be invalid because of section 114 of the Constitution, this Act does not have that operation.
 - (2) For the purposes of this section, assume that, in section 114 of the Constitution, *State* includes the Australian Capital Territory and the Northern Territory.
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*[Minister's second reading speech made in—
House of Representatives on 30 August 2000
Senate on 10 November 2000]*

(142/00)

Section 7
