

1985

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

COMMONWEALTH EDUCATION INSTITUTIONS (OVERSEAS STUDENTS)  
AMENDMENT BILL 1985

EXPLANATORY MEMORANDUM

(Circulated by authority of the Minister for Education,  
Senator the Hon. Susan Ryan)



COMMONWEALTH EDUCATION INSTITUTIONS  
(OVERSEAS STUDENTS) AMENDMENT BILL 1985

OUTLINE

The purpose of the Commonwealth Education Institutions (Overseas Students) Amendment Bill 1985 is to amend the Australian National University Act 1946 and the Canberra College of Advanced Education Act 1967 in relation to charging fees for overseas students.

FINANCIAL IMPACT

Revenue from fees will be retained by institutions on the basis that after direct costs are met any surplus is applied to the education activities of the institution in accordance with the relevant conditions as set out in the Guidelines for Full Fee Overseas Students in Courses Provided by Commonwealth Funded Higher Education Institutions.

## NOTES ON CLAUSES

Clause 1: Short title

Clause 2: The provisions of the Act are to come into effect on a day to be fixed by Proclamation.

Clause 3: This clause provides for the Australian National University Act 1946 to be referred to as the Principal Act in Part II of the Bill.

Clause 4: This clause amends Section 27 of the Principal Act which provides for the statute-making powers of the University Council.

Paragraph (1) (o) of Section 27 concerns the payment of fees to the University. The Bill provides for the addition of sub-paragraph (vi) to paragraph (1) (o) to enable the University, in effect, to charge course fees for overseas students in accordance with guidelines determined by the Minister for the purposes of paragraph (ca) of the definition of "fees" in sub-section 3(1) of the States Grants (Tertiary Education Assistance) Act 1984.

Paragraph (ca) in sub-section 3(1) of the States Grants (Tertiary Education Assistance) Act 1984 defines "fees" as "fees imposed in accordance with guidelines determined by the Minister, by notice in writing published in the Gazette, for the imposition of fees in respect of overseas students".

Clause 5: This clause provides for the Canberra College of Advanced Education Act 1967 to be referred to as the Principal Act in Part III of the Bill.

Clause 6: This clause amends Section 25 of the Principal Act which empowers the College to determine, subject to any direction of the Minister, the payment of fees in certain categories. The Bill provides for the addition of paragraph (e) to sub-section 25(2) to enable the College, in effect, to charge course fees for overseas students in accordance with guidelines determined by the Minister for the purposes of paragraph (ca) of the definition of "fees" in sub-section 3(1) of the States Grants (Tertiary Education Assistance) Act 1984.