
JUSTICE

JM301*

Consumer Credit (Western Australia) Act 1996

**Consumer Credit Amendment
Regulation (No. 2) 1999**

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Consumer Credit Amendment Regulation (No. 2) 1999*.

2. Commencement

These regulations come into operation on 1 October 1999.

3. Section 6D inserted

After section 6C of the *Consumer Credit Regulation 1996** the following section is inserted —

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6D. Student loans — exemption from certain provisions of Code

- (1) The Code, other than sections 56(1) and 70 to 74, does not apply to the provision of credit by a higher educational institution, or by an association of students of the institution, to a student of the institution on the grounds of hardship or of an emergency.
- (2) However, subsection (1) only applies if the institution or association gives the debtor and any guarantor the following things before the contract for the provision of

credit is entered into by the debtor or the guarantee is signed by the guarantor —

- (a) a statement of the costs of the provision of credit, which must include any fees or charges payable and the interest rate applicable and may include other information; and
 - (b) a copy of the terms and conditions of the contract for the provision of credit.
- (3) In this section —
- “**association of students**”, of a higher educational institution, means a union, guild or other association of students —
 - (a) of the institution; or
 - (b) of the institution and of other higher educational institutions;

“**higher educational institution**” means an institution within the meaning of the *Higher Education Funding Act 1988* (Cwlth), section 4.

Note — This exclusion is made under section 7(10) of the Code.

[* *Published in Gazette 18 October 1996, pp. 5525-5600.*
For amendments to 31 August 1999 see 1998 Index to Legislation of Western Australia, Table 4, pp. 51-2, and Gazette 14 May 1999.]

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.
