

TB301

VOCATIONAL EDUCATION AND TRAINING ACT 1996
VOCATIONAL EDUCATION AND TRAINING AMENDMENT
REGULATIONS 1997

Made by the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Vocational Education and Training Amendment Regulations 1997*.

Principal regulations

2. In these regulations the *Vocational Education and Training Regulations 1996** are referred to as the principal regulations.

[* *Published in Gazette 27 December 1996, pp. 7167-84.*]

Regulation 16A inserted

3. After regulation 16 of the principal regulations the following regulation is inserted —

“

Fee for applications to Council

16A. (1) The fee for making an application to the Council for registration as a training provider is the fee specified in item 7A of Schedule 1.

(2) If an application for registration is not accompanied by a certificate of assessment in a form approved by the Council, the Council may charge the applicant for the costs and expenses incurred by the Council in considering the application.

(3) If a charge imposed under subregulation (2) is not paid within the time specified by the Council when the charge is imposed, the amount of the charge may be recovered in a court of competent jurisdiction as a debt due to the Crown.

”

Regulation 20 amended

4. Regulation 20 (1) and (2) of the principal regulations are repealed and the following subregulations are substituted —

“

(1) The Minister may by notice published in the *Gazette* —

- (a) reduce or waive any fee payable;
- (b) provide for the refund of all or part of any fee paid; or
- (c) allow for the payment by instalments of any fee (including a fee reduced under this regulation) payable;

under these regulations by a person specified in, or within a class of persons specified in, the notice on such conditions as are specified in the notice.

(2) The Minister may by notice in the *Gazette* specify concessional rates of fees payable by persons to whom regulation 21 applies.

(2a) The Minister may amend or revoke a notice under subregulation (1) or (2).

”

Regulation 21 amended

5. Regulation 21 of the principal regulations is amended by deleting “is to apply to that person for that course as if he or she were a person to whom regulation 20 (1) applies.” and substituting the following —

“

specified in a notice in force under regulation 20 (2) is to apply to that person for that course.

”

Regulation 22 amended

6. After regulation 22 (2) of the principal regulations the following subregulations are inserted —

- “
- (3) If a student fails to pay an instalment when it becomes due and payable the governing council of a college may —
 - (a) withdraw the allowance granted under subregulation (1) or (2) and require the student to pay the total unpaid portion of the fee by a date specified by the council; or
 - (b) cancel the enrolment of a student.

 - (4) The governing council of a college may only exercise a power under subregulation (3) if —
 - (a) the council has given the student 21 days written notice of its intention to do so; and
 - (b) any instalment payable before the notice was given remains unpaid at the expiry of those 21 days.

 - (5) If a student fails to pay an instalment, or an amount payable under subregulation (3) (a), when it becomes due and payable the governing council of a college may recover that amount in a court of competent jurisdiction as a debt due to the college.
- ”

Schedule 1 amended

7. (1) Item 3 of Schedule 1 to the principal regulations is deleted and the following item is substituted —

“ 3. Fee for assessing practical experience (reg. 10) \$70.00 ”

(2) Item 5 of Schedule 1 to the principal regulations is deleted and the following item is substituted —

“

5. Tuition fee for a category A course (reg. 12) — 90 cents for each hour, or part of an hour, of tuition in the course.

The maximum fee under this item for all category A courses taken by a person in a semester is \$310.00

”

(3) Item 7 of Schedule 1 to the principal regulations is deleted and the following items are substituted —

“

7. Tuition fee for a category D course (reg. 15) — \$5.00 for each hour, or part of an hour, of tuition in the course.

7A. Fee for application for registration as a training provider (reg. 16A) \$100 ”

By Command of the Governor,

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