

Commonwealth of Australia

Nation-building Funds Act 2008

Specification of Higher Education Institutions, Research Institutions and Vocational Education and Training Providers No. 1 of 2011

We, Chris Evans, Minister for Tertiary Education, Skills, Jobs and Workplace Relations and Kim Carr, Minister for Innovation, Industry, Science and Research hereby,

- (i) pursuant to the definition of *higher education institution* in section 4 of the *Nation-building Funds Act 2008* (the Act), specify the institutions mentioned in this Instrument as *higher education institutions*, for the purposes of that definition;
- (ii) pursuant to the definition of *research institution* in section 4 of the Act, specify the institutions mentioned in this Instrument as *research institutions*, for the purposes of that definition; and
- (iii) pursuant to the definition of *vocational education and training provider* in section 4 of the Act, specify the persons or bodies mentioned in this Instrument as *vocational education and training providers* for the purposes of that definition.

Dated 22.09.11

23.09. 2011

Chris Evans

Kim Carr

Minister for Tertiary Education, Skills,
Jobs and Workplace Relations

Minister for Innovation,
Industry, Science and Research

1. Citation

This Instrument may be cited as Specification of Higher Education Institutions, Research Institutions and Vocational Education and Training Providers No. 1 of 2011.

2. Authority

This Instrument is made pursuant to the definitions of *higher education institution*, *research institution* and *vocational education and training provider* in section 4 of the *Nation-building Funds Act 2008*.

3. Date of Effect

This Instrument takes effect on the day after the day on which it is registered on the Federal Register of Legislative Instruments.

4. Revocation

The Specification of Higher Education Institutions, Research Institutions and Vocational Education and Training Providers No. 2 of 2009, dated 31 July 2009, is revoked.

5. Transitional Arrangements

- (1) The revocation of the Specification of Higher Education Institutions, Research Institutions and Vocational Education and Training Providers No. 2 of 2009, dated 31 July 2009, does not affect the validity of a decision made under that instrument.
- (2) A decision made under that instrument is taken to continue to have effect as if it were made under this Instrument.

Specification of Higher Education Institutions, Research Institutions and Vocational Education and Training Providers No. 1 of 2011

1.1.1 Higher Education Institutions

All Table A, Table B and Table C providers under the *Higher Education Support Act 2003* and all self-accrediting and non self-accrediting entities under the *Higher Education Support Act 2003*.

1.1.2 Research Institutions

All:

- 1.1.2.1 Table A, Table B and Table C providers under the *Higher Education Support Act 2003*;
- 1.1.2.2 Publicly-Funded Research Agencies established by a Commonwealth Act of Parliament; and
- 1.1.2.3 Australian organisations primarily involved in undertaking research or research related activities where a significant Australian public benefit can be demonstrated. State or territory government agencies whose primary function is research may be eligible to apply. State or territory government departments would not be considered to be organisations whose primary function is research.

1.1.3 Vocational Education and Training Providers

All Registered Training Organisations (RTO) as defined in section 3 of the *National Vocational Education and Training Regulator Act 2011*, excluding any school in a State that provides a level of secondary education, where the terms 'school', 'State' and 'secondary education' are as defined in section 4 of the *Schools Assistance Act 2008*.