



AUSTRALIAN CAPITAL TERRITORY

## Vocational Education and Training Amendment Act 2000

No 44 of 2000

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### **An Act to amend the *Vocational Education and Training Act 1995***

*[Notified in ACT Gazette S51: 11 September 2000]*

The Legislative Assembly for the Australian Capital Territory enacts as follows:

**1 Name of Act**

This Act is the *Vocational Education and Training Amendment Act 2000*.

**2 Commencement**

This Act commences on the day it is notified in the Gazette.

**3 Act amended**

This Act amends the *Vocational Education and Training Act 1995*.

**4 Interpretation**

Section 4 is amended—

- (a) by omitting the heading and substituting the following heading:  
“**4 Definitions for Act**”; and

- (b) by omitting from subsection (1) “In this Act, unless the contrary intention appears—” and substituting “In this Act.”; and
- (c) by inserting in subsection (1) the following definition:

“*university* means a higher education institution that is—

- (a) established or recognised as a university under a law of the Commonwealth or a State; or
- (b) established in a foreign country and recognised by the authority in the foreign country that, in the Minister’s opinion, based on reasonable grounds, is the competent authority for the purpose; or
- (c) recognised by the regulations as a university.”.

## **5 Application**

Section 16 is amended by inserting after subsection (1) the following subsection:

“(1A) A person who develops or provides a higher education course may apply to the council for accreditation of the course.”.

## **6 False advertising**

Section 23 is amended by omitting the heading and substituting the following heading:

“**23 False advertising—vocational education and training courses**”.

## **7 Insertion**

After section 23, the following section is inserted:

“**23A False advertising—higher education courses**

“(1) A person must not advertise the provision of a higher education course that is not accredited under Division 1.

Maximum penalty: 30 penalty units.

“(2) Subsection (1) does not apply if the higher education course is provided by a university.

“(3) A person must not hold out a higher education course that is not accredited under Division 1 as being so accredited.

Maximum penalty: 30 penalty units.”.

## **8 Membership of council**

Section 41 is amended by adding at the end the following paragraph:

“(g) not more than 2 persons with expertise in higher education.”.

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### **Endnotes**

#### **Act amended**

1 Republished as in force on 31 January 1998.

#### **Penalty units**

2 Section 33AA of the *Interpretation Act 1967* deals with the meaning of offence penalties that are expressed in penalty units.

*[Presentation speech made in Assembly on 29 August 2000]*