Purpose

The Commonwealth legislative regulatory framework which establishes the minimum requirements for education programs delivered to onshore international students consists of the ESOS Act 2000, the National Code of Practice for Registration Authorities and Providers of Education and Training to Overseas Students 2007 (National Code 2007), the ESOS Regulations 2001, the ESOS (Registration Charges) Act 1997 and the Education Services for Overseas Students (TPS Levies) Act 2012.

The purpose of this Policy is to describe how the University will meet these legislative requirements.

Scope

The ESOS Act 2000 and associated Acts, apply to all international students studying onshore holding a student visa as a student of the University. This is irrespective of where the program is delivered in Australia.

The ESOS Act does NOT apply to:

- University programs taught offshore. These are regulated via University Legislation, contractual and where applicable, AQTF requirements.
- International students holding any other visa than a student visa.
- Students studying entirely online or by distance learning outside of Australia.
- AusAID / Defence student visa holders.

Definitions

<table>
<thead>
<tr>
<th>Term</th>
<th>Definition</th>
</tr>
</thead>
<tbody>
<tr>
<td>CUP</td>
<td>Centre for University Partnerships</td>
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<tr>
<td>ESOS Act 2000</td>
<td>Education Services for Overseas Students Act 2000</td>
</tr>
<tr>
<td>Onshore International Student</td>
<td>A person holding an Australian student visa and is defined as an 'Overseas Student' in the ESOS Act</td>
</tr>
</tbody>
</table>
Term | Definition
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Partner Provider | Educational institution providing programs and courses of the University through an approved Education Agreement.
Teaching Location | A University campus or a Partner Provider teaching site

**Policy Statement**

The [ESOS Compliance Framework Manual](#) has been created to articulate the ESOS policy statement as made by the University.

Procedures have been documented to provide clear instruction on how the policy is to be implemented at the University and at its Partner Provider teaching locations.

**Responsibility**

ESOS Compliance is a University wide effort, commitment and responsibility.

Deputy Vice Chancellor (Engagement) Corporate Services has the overall responsibility for this policy.

**Legislative Context**

- [ESOS ACT 2000](#).
- [ESOS Regulations 2001](#).
- [The ESOS (Registration Charges) Act 1997](#).
- [The ESOS (TPS Levies) Act 2012](#).
- [University Act 2010](#).

**Associated Documents**

- [ESOS Compliance Framework Manual](#).
- ESOS Procedures located on the University [Policies Procedures and Forms](#) Website.

**Implementation**

This Policy will be implemented using the following strategies:

- An Announcement Notice under ‘FedNews’ and through the University Policy - ‘Recently Approved Documents’ webpage to alert the University-wide community of the approved Procedure.
- Inclusion on the University Policy, Procedure and Forms website

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Warning - Uncontrolled when printed! The current version of this document is kept on the FedUni website.


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