

Information Notice

Act Title	Education and Training Reform Act 2006
Information Title:	Retrospective Commencement
Version:	025

Section 5.4.13 of the **Education and Training Reform Act 2006** was amended by section 10 of the **Education and Training Reform Amendment (Skills) Act 2011**, No. 76/2011. Section 10 is deemed to have come into operation on 1 April 2011. Section 10 reads as follows:

10 Definition of *TAFE provider* substituted

In section 5.4.13 of the **Education and Training Reform Act 2006** for the definition of *TAFE provider substitute*—

"*TAFE provider* means—

- (a) a vocational education and training organisation or further education organisation registered under section 4.3.16; or
- (b) a training organisation that is treated as being registered on the National Register under section 4.3.14."

Sections 6.1.20 and 6.1.21 of the **Education and Training Reform Act 2006** were inserted by section 11 of the **Education and Training Reform Amendment (Skills) Act 2011**, No. 76/2011. Section 11 is deemed to have come into operation on 1 April 2011. Section 11 reads as follows:

11 New sections 6.1.20 and 6.1.21 inserted

After section 6.1.19 of the **Education and Training Reform Act 2006** insert—

"6.1.20 Transitional—Education and Training Reform Amendment (Skills) Act 2010

A person, body or school that was registered under section 4.3.10 with respect to an accredited course or registered qualification relating to the provision of vocational education and training or further education immediately before the commencement of section 8 of the **Education and Training Reform Amendment (Skills) Act 2010** is taken to be registered under section 4.3.16 as a training organisation with respect to that course or qualification.

6.1.21 Validation of practical placement agreements by certain training organisations

- (1) This section applies to an agreement—
 - (a) that, before the commencement day, was entered into or purported to have been entered into under Division 2 of Part 5.4 for the placement of a student of a training organisation

that at that time was treated as being registered on the National Register under section 4.3.14; and

- (b) that would have been validly entered into if section 10 of the 2011 Act had been in operation at the time at which the agreement was entered into or purported to have been entered into.
- (2) The agreement has, and is taken always to have had, the same force and effect as it would have had if section 10 of the 2011 Act had been in operation at the time at which the agreement was entered into or purported to have been entered into.
- (3) In this section—

2011 Act means the **Education and Training Reform Amendment (Skills) Act 2011**;

commencement day means the day on which section 10 of the 2011 Act comes into operation."