



New South Wales

TAFE Changes Moratorium (Secure Future for Public Provision of Vocational Education and Training) Bill 2014

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The objects of this Bill are:

- (a) to freeze fees for TAFE courses, and funding to private providers of vocational education and training, at 2010 levels, and
- (b) to maintain funding to the TAFE Commission at no less than its 2010–2011 level, and
- (c) to require the Minister to ensure that the TAFE Commission is the principal provider of technical and further education in New South Wales.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Clause 3 provides that words and expressions used in the proposed Act have the same meaning as in the *Technical and Further Education Commission Act 1990*.

Clause 4 freezes, at 2010 levels with adjustments for inflation, fees for TAFE courses undertaken during 2014 and subsequently.

Clause 5 freezes, at 2010–2011 levels with adjustments for inflation, funding for private providers of vocational education and training.

Clause 6 provides that it is the intention of Parliament that funding to the TAFE Commission is maintained at no less than its 2010–2011 level, with adjustments for inflation.

Clause 7 requires the Minister to ensure that the TAFE Commission is the principal provider of technical and further education in New South Wales. In doing so, any government policy that is likely to increase competition with the TAFE Commission in the provision of vocational education and training is not to proceed.



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No. , 2014

A Bill for

An Act to secure the public provision of vocational education and training by reducing TAFE fees and charges, guaranteeing certain levels of TAFE staffing and resources and imposing a moratorium on the proposed “Smart and Skilled” competitive vocational educational training market; and for other purposes.

The Legislature of New South Wales enacts:	1
1 Name of Act	2
This Act is the <i>TAFE Changes Moratorium (Secure Future for Public Provision of Vocational Education and Training) Act 2014</i> .	3 4
2 Commencement	5
This Act commences on the date of assent to this Act.	6
3 Interpretation	7
Words and expressions used in this Act have the same meaning as they have in the <i>Technical and Further Education Commission Act 1990</i> .	8 9
4 Fees for TAFE courses frozen at 2010 levels	10
(1) The fees payable for courses provided by the TAFE Commission during 2014 or subsequently are not to exceed the fees payable, as at 1 July 2010, for the undertaking of those courses during 2010, with adjustments for inflation.	11 12 13
(2) The fee payable for a course that is newly available in 2014 or subsequently is not to exceed the fee payable, as at 1 July 2010, for the nearest equivalent 2010 course, with adjustments for inflation.	14 15 16
5 Funding for private providers frozen at 2010–2011 levels	17
It is the intention of Parliament that the New South Wales government funding available to any private provider of vocational education and training not exceed its 2010–2011 level, with adjustments for inflation.	18 19 20
6 Protection of TAFE funding	21
It is the intention of Parliament that the New South Wales government funding available to the TAFE Commission be maintained at no less than its 2010–2011 level, with adjustments for inflation.	22 23 24
7 TAFE to be principal provider of technical and further education	25
(1) The Minister is to ensure that the TAFE Commission is the principal provider of technical and further education in New South Wales.	26 27
(2) Without limiting subsection (1), the Minister must ensure that the implementation of any New South Wales government policy that is likely to increase competition with the TAFE Commission in the provision of vocational education and training does not proceed unless it is specifically authorised by Parliament.	28 29 30 31