Education and Care Services National Law (WA) Act 2012

Education and Care Services National Amendment Regulations (No. 2) 2018

Made by the Governor in Executive Council.

1. Citation

These regulations are the Education and Care Services National Amendment Regulations (No. 2) 2018.

2. Commencement

These regulations come into operation as follows —

(a) regulations 1 and 2 — on the day on which these regulations are published in the Gazette;

(b) the rest of the regulations — on 1 July 2018.

3. Regulations amended

These regulations amend the Education and Care Services National Regulations 2012.

4. Regulation 4 amended

In regulation 4(1) insert in alphabetical order:

family assistance law has the same meaning as it has in the A New Tax System (Family Assistance) (Administration) Act 1999 of the Commonwealth;

5. Regulation 5 amended

Delete regulation 5(2)(k) and insert:

(k) a service providing education and care if, on 30 June 2018 —

(i) the service provider was, in respect of the service, in receipt of funding under the Budget Based Funded program administered by the Department of Education and Training of the Commonwealth; and

(ii) the service was not approved for the purposes of the family assistance law;

(ka) a service providing education and care if, on 30 June 2018 —
(i) the service provider was, in respect of the service, in receipt of funding under the Indigenous Advancement Strategy administered by the Department of Prime Minister and Cabinet of the Commonwealth; and

(ii) the service was not approved for the purposes of the family assistance law; and

(iii) the service was not regulated under the National Quality Framework;

6. **Regulation 146 amended**

In regulation 146(f) after “clearance or” insert:

  current

7. **Regulation 147 amended**

In regulation 147(f) after “clearance or” insert:

  current

8. **Part 4.7 heading replaced**

Delete the heading to Part 4.7 and insert:

  Part 4.7 — Governance and leadership

9. **Regulation 240 amended**

Delete regulation 240(1) and insert:

(1) This regulation applies until 1 January 2020 to a centre-based service located in a remote area or a very remote area.

  Note for this subregulation:
  This subregulation differs from regulation 240(1) of the national regulations made by the Ministerial Council.

  N. HAGLEY, Clerk of the Executive Council.