



Australian Government

Tertiary Education Quality and Standards Agency

Information Guidelines

TEQSA Consultation Paper, February 2020

Responding to this paper

TEQSA requests that responses to the consultation question posed in this paper, along with any other relevant feedback, be submitted via email to consultation@teqsa.gov.au.

Submissions close at **5.00pm on 27 March 2020**.

Interested parties can also email consultation@teqsa.gov.au with queries about this paper, or to seek clarification of the consultation questions.

Please note that TEQSA intends to publish a summary of submissions received. If you do not wish for your submission (or part of your submission) to be published, please indicate this in your response. TEQSA may alter the format or content of submissions before they are published, or decline to publish particular submissions, having regard to the requirements for Australian Government websites.

TEQSA

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Background

The Information Guidelines is a legislative instrument that sets out the Commonwealth authorities and the State or Territory authorities which the Tertiary Education Quality and Standards Agency (TEQSA) may disclose higher education information to under sections 189 and 194 of the *Tertiary Education Quality and Standards Agency Act 2011* (TEQSA Act).

Relevant provisions

Section 204 of the TEQSA Act allows TEQSA to make, by legislative instrument, Information Guidelines.

Under section 189, TEQSA can disclose higher education information to the authorities listed in the Information Guidelines if:

1. The information relates to an offence or possible offence, against the TEQSA Act, the TEQSA Act's associated provisions or the Education Services for Overseas Students Act 2000;
2. The information that relates to a contravention, or possible contravention, of:
 - I. the TEQSA Act; or
 - II. the Education Services for Overseas Students Act 2000; or
 - III. the Higher Education Support Act 2003; or
 - IV. legislative instruments made under any of those Acts.

TEQSA can disclose higher education information to the authorities listed in the Information Guidelines under section 194 if TEQSA is satisfied that the disclosure is necessary to enable or assist the authority to perform or exercise any of the authority's functions or powers.

Consultation

We are now seeking your comments on the authorities listed in the Information Guidelines.

Proposed authorities

TEQSA is proposing to include the following authorities in the legislative instrument. Table 1 contains the names of the Profession-specific Commonwealth, State or Territory authorities. Table 2 contains the names of Commonwealth, State or Territory authorities with a broader public interest remit.

Aside from updates to the names of some authorities the only proposed change to this version of the Information Guidelines is the inclusion of the Office of the Training Advocate (SA) in Table 1.

Table 1

| Profession-specific Commonwealth, State or Territory authorities | |
|---|---|
| Item | Name of authority |
| 1 | Aboriginal and Torres Straits Islander Health Practice Board of Australia |
| 2 | Architects Board (ACT) |
| 3 | Architects Board (NT) |
| 4 | Architects Registration Board (NSW) |
| 5 | Architects Board of Western Australia |
| 6 | Architects Registration Board of Victoria |
| 7 | Architectural Practice Board of South Australia |
| 8 | Australian Health Practitioner Regulation Agency |
| 9 | Board of Architects of Queensland |
| 10 | Board of Architects of Tasmania |
| 11 | Board of Legal Education (TAS) |
| 12 | Board of Professional Engineers of Queensland |
| 13 | Board of Studies, Teaching and Educational Standards (NSW) |
| 14 | Board of Surveying and Spatial Information of New South Wales |
| 15 | Building Professionals Board (NSW) |
| 16 | Chinese Medicine Board Of Australia |
| 17 | Chiropractic Board of Australia |
| 18 | Dental Board of Australia |
| 19 | Land Surveyors Licensing Board of Western Australia |
| 20 | Legal Practice Board of Western Australia |
| 21 | Legal Practitioners Admission Board (ACT) |

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| 22 | Legal Practitioners Admission Board (NT) |
| 23 | Legal Practitioners Admissions Board (QLD) |
| 24 | Legal Practitioners Education and Admission Council (SA) |
| 25 | Legal Profession Admission Board (NSW) |
| 26 | Legal Qualifications Committee (NSW) |
| 27 | Medical Board of Australia |
| 28 | Medical Radiation Practice Board of Australia |
| 29 | Nursing and Midwifery Board of Australia |
| 30 | Occupational Therapy Board of Australia |
| 31 | Office of The Surveyor-General (ACT) |
| 32 | Optometry Board of Australia |
| 33 | Osteopathy Board of Australia |
| 34 | Pharmacy Board of Australia |
| 35 | Physiotherapy Board of Australia |
| 36 | Podiatry Board of Australia |
| 37 | Psychology Board of Australia |
| 38 | Queensland College of Teachers |
| 39 | Surveyor General of Tasmania |
| 40 | Surveyors Board (SA) |
| 41 | Surveyors Board of the Northern Territory |
| 42 | Surveyors Board of Queensland |
| 43 | Surveyors Registration Board of Victoria |
| 44 | Teacher Quality Institute (ACT) |
| 45 | Tax Practitioners Board |
| 46 | Teachers Registration Board of Tasmania |
| 47 | Teachers Registration Board of South Australia |
| 48 | Teacher Registration Board of the Northern Territory |
| 49 | Teacher Registration Board of Western Australia |

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| 50 | Trans-Tasman IP Attorneys Board |
| 51 | Valuers Registration Board of Queensland |
| 52 | Veterinary Board of Tasmania |
| 53 | Veterinary Board of the Northern Territory |
| 54 | Veterinary Practitioners Board of NSW |
| 55 | Veterinary Practitioners Registration Board of Victoria |
| 56 | Veterinary Practitioners Board (ACT) |
| 57 | Veterinary Surgeons Board of Queensland |
| 58 | Veterinary Surgeons Board of South Australia |
| 59 | Veterinary Surgeons' Board Western Australia |
| 60 | Victorian Institute of Teaching |
| 61 | Victorian Legal Admissions Board |

Table 2

| Commonwealth, State or Territory authorities with a broader public interest remit | |
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| Item | Name of authority |
| 62 | ACT Policing |
| 63 | Australian Bureau of Statistics |
| 64 | Australian Charities and Not-for-profits Commission |
| 65 | Australian Children's Education and Care Quality Authority |
| 66 | Australian Competition and Consumer Commission |
| 67 | Australian Criminal Intelligence Commission |
| 68 | Australian Federal Police |
| 69 | Australian Transaction Reports and Analysis Centre |
| 70 | Australian Financial Security Authority |
| 71 | Australian Prudential Regulation Authority |
| 72 | Australian Research Council |
| 73 | Australian Securities and Investment Commission |
| 74 | Australian Skills Quality Authority |
| 75 | Australian Taxation Office |
| 76 | Australian Trade and Investment Commission |
| 77 | Commission for Children and Young People (VIC) |
| 78 | Commonwealth Ombudsman |
| 79 | Department of Jobs, Precincts and Regions(VIC) |
| 80 | Department of Education (NSW) |
| 81 | Department of Education (NT) |
| 82 | Department of Education (TAS) |
| 83 | Department of Education (CTH) |
| 84 | Department of Education and Training (QLD) |

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| 85 | Department of Education and Training (VIC) |
| 86 | Department of Education (WA) |
| 87 | Department of Employment, Skills, Small and Family Business (CTH) |
| 88 | Department of Foreign Affairs and Trade (CTH) |
| 89 | Department of Health and Human Services (VIC) |
| 90 | Department of Home Affairs (CTH) |
| 91 | Department of Industry, Innovation and Science (CTH) |
| 92 | Department of Communities (Communities) (WA) |
| 93 | Department of Premier and Cabinet (NSW) |
| 94 | Department of Innovation and Skills (SA) |
| 95 | Education Standards Board of South Australia |
| 96 | Education Directorate (ACT) |
| 97 | Fair Work Ombudsman |
| 98 | Higher Education Standards Panel |
| 99 | NSW Police Force |
| 100 | Northern Territory Police |
| 101 | Office of the Training Advocate (SA) |
| 102 | Ombudsman (ACT) |
| 103 | Ombudsman (NSW) |
| 104 | Ombudsman (NT) |
| 105 | Ombudsman (QLD) |
| 106 | Ombudsman South Australia |
| 107 | Ombudsman Western Australia |
| 108 | Ombudsman Tasmania |
| 109 | Queensland Police |
| 110 | South Australia Police |
| 111 | Tasmania Police |
| 112 | Trade & Investment Queensland |

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| 113 | Victoria Police |
| 114 | Victorian Ombudsman |
| 115 | Victorian Registration and Qualifications Authority |
| 116 | Western Australia Police |

Questions for consultation

| Consultation questions |
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| <ul style="list-style-type: none"> ▶ Question 1: Do you agree that the agencies specified in the draft are appropriate? ▶ Question 2: Are there any additional authorities you think should be included in the Information Guidelines? |

Consultation process

This paper is being made available on TEQSA's website (www.teqsa.gov.au) and has been sent directly to peak bodies for providers regulated by TEQSA under the TEQSA Act.

Responses to the questions posed in this paper and other relevant feedback can be provided through the following email address consultation@teqsa.gov.au.

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