

Department of Education

Instrument of Authorisation

Director-General's Powers

under

Education (Overseas Students) Act 2018

(Version 2 – March 2023)

NOTE: In accordance with the Managing delegations, authorisations and administrative approvals procedure, legislative delegations are centrally managed by Policy and Statutory Engagement. Policy and Statutory Engagement must be contacted for all proposed amendments to these authorisations.

INSTRUMENT OF AUTHORISATION

Education (Overseas Students) Act 2018

I, Michael De'Ath, Director-General of the Department of Education, AUTHORISE the persons who are from time to time the holders of each position specified in **Column 4** of Schedule 1, to exercise those powers and functions conferred or imposed on me under the provisions of the *Education (Overseas Students) Act 2018*, which are specified in **Column 1** of Schedule 1, subject to the limitations (if any) specified in **Column 3** of Schedule 1.

This Instrument of Authorisation is comprised of this page, and Schedule 1 comprising 1 page.

This Instrument of Authorisation revokes and replaces any Instrument of Authorisation previously issued with respect to the powers and functions of the Director-General under the *Education (Overseas Students) Act 2018*.



MICHAEL DE'ATH
DIRECTOR-GENERAL
DEPARTMENT OF EDUCATION

DATED AT BRISBANE THIS 16th day of March, 2023.

**SCHEDULE 1 – Table of Persons Authorised under the
*Education (Overseas Students) Act 2018***

Schedule 1 – Table of Persons Authorised under the <i>Education (Overseas Students) Act 2018</i>			
Column 1	Column 2	Column 3	Column 4
Reference	Description of Authority	Observations / Limitations	Authorised Persons
Chapter 2 – Approvals			
Part 1 – Obtaining approvals			
Division 1 – Obtaining school provider approvals			
s.6(2)	<p>Who may apply</p> <p>(1) A school may apply to the chief executive for approval to provide a course or courses at a location or locations to overseas students (a <i>school provider approval</i>).</p> <p>(2) If the school is a State school, the application may be made on behalf of the school by a person authorised in writing by the chief executive.</p> <p>(3) If the school is a non-State school, the application must be made on behalf of the school by the school’s governing body or a person authorised in writing by the school’s governing body.</p>		<ul style="list-style-type: none"> • Executive Director, DE International
Division 2 – Obtaining student exchange approvals			
s.14(2)	<p>Who may apply</p> <p>(1) A school or not-for-profit organisation may apply to the chief executive for approval to provide an international secondary student exchange program (a <i>student exchange approval</i>).</p> <p>(2) If the school is a State school, the application may be made on behalf of the school by a person authorised in writing by the chief executive.</p> <p>(3) If the school is a non-State school, the application must be made on behalf of the school by the school’s governing body or a person authorised in writing by the school’s governing body.</p>	Authorised person’s power is limited to their own school.	<ul style="list-style-type: none"> • Principal