



Queensland

*Education (Queensland Curriculum and Assessment Authority) Act 2014*

# **Education (Queensland Curriculum and Assessment Authority) Regulation 2025**

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Queensland

# Education (Queensland Curriculum and Assessment Authority) Regulation 2025

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# **Education (Queensland Curriculum and Assessment Authority) Regulation 2025**

## **Part 1 Preliminary**

### **1 Short title**

This regulation may be cited as the *Education (Queensland Curriculum and Assessment Authority) Regulation 2025*.

### **2 Commencement**

This regulation commences on 1 September 2025.

### **3 Definitions**

The dictionary in schedule 2 defines particular words used in this regulation.

### **4 Meaning of *contributing studies* for QCE—Act, sch 1, definition *certification studies***

For schedule 1 of the Act, definition *certification studies*, the following studies are *contributing studies* for a QCE—

- (a) a syllabus developed, purchased or revised by the authority under the Act;
- (b) vocational education and training;
- (c) an apprenticeship or traineeship under the training Act undertaken by a person who is enrolled at a school;
- (d) a departmental employment skills development program under the training Act;
- (e) a subject that is—

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- (i) provided by a registered higher education provider under the *Tertiary Education Quality and Standards Agency Act 2011* (Cwlth); and
- (ii) part of an accredited course under that Act; and
- (iii) undertaken by a person who is enrolled at a school;
- (f) studies recognised as contributing studies under part 5, division 5;
- (g) non-Queensland studies that the authority has decided to recognise as contributing studies under part 5, division 6.

*Note*—

Under part 5, a person's results in contributing studies may contribute to the issue of a QCE to the person.

## Part 2

## Accreditation of kindergarten guidelines

### Division 1

### Preliminary

#### 5 Definitions for part

In this part—

**accreditation period**, for implementation of an accredited kindergarten guideline, means the accreditation period decided by the authority under section 18 or 32.

**certificate of accreditation** means a certificate stating the matters mentioned in section 20(c)(i) to (iv).

**educational criteria**, for evaluation of a kindergarten guideline, see section 7(1).

**social responsibility criteria**, for evaluation of a kindergarten guideline, see section 8(1).

## 6 Purpose of part—Act, s 92

For section 92(2)(b) of the Act, this part provides for the accreditation by the authority of kindergarten guidelines for implementation in education and care services.

## Division 2

## Criteria for evaluation of kindergarten guidelines

### 7 Educational criteria

- (1) The *educational criteria*, for evaluation of a kindergarten guideline, are the following—
  - (a) the guideline includes the rationale for the guideline;
  - (b) the guideline is appropriate for the educational needs of the group of children provided for under the guideline;
  - (c) the guideline describes the areas of learning and development within the guideline;
  - (d) the guideline describes the expected knowledge, skills and dispositions typical of children who have completed the relevant kindergarten year;
  - (e) the guideline describes the expected learning behaviour typical of children who have completed the relevant kindergarten year;
  - (f) the guideline promotes a balance, depth, quality and range (the *characteristics*) of learning experiences of a standard that achieves or exceeds the standard for the characteristics of learning experiences under related accredited kindergarten guidelines;
  - (g) the guideline provides advice on, and a format for, monitoring and assessing children’s learning to support reporting to parents and the transition into school;
  - (h) the guideline does not encourage or condone discrimination on the basis of an attribute;

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- (i) the guideline is based on—
  - (i) the document called ‘Belonging, Being and Becoming: The Early Years Learning Framework for Australia (V2.0)’, published by the Australian Government Department of Education for the Ministerial Council in 2022; or
  - (ii) another document detailing matters the chief executive considers are equivalent to the matters contained in the document mentioned in subparagraph (i).

- (2) In this section—

*discrimination on the basis of an attribute* see the *Anti-Discrimination Act 1991*, section 8.

*related accredited kindergarten guidelines*, for a kindergarten guideline under evaluation, means accredited kindergarten guidelines equivalent, or at least relevant, to the kindergarten guideline under evaluation.

*relevant kindergarten year* means any of the years before the preparatory year provided for in a kindergarten guideline.

## 8 Social responsibility criteria

- (1) The *social responsibility criteria*, for evaluation of a kindergarten guideline, are the following—
  - (a) implementation of the guideline will not encourage or condone contravention of—
    - (i) a law of the State or the Commonwealth; or
    - (ii) an international treaty to which the Commonwealth is a party;
  - (b) implementation of the guideline will not be inconsistent with an agreement between—
    - (i) the State or a representative of the State; and

- (ii) another State or the Commonwealth or a representative of the other State or the Commonwealth;
- (c) implementation of the guideline will not be contrary to the public interest.  
*Example for paragraph (c) of implementation of a guideline that would be contrary to the public interest—*  
a kindergarten guideline that would promote racial discrimination in play and everyday situations

(2) In this section—

***representative***, of the State, another State or the Commonwealth, means—

- (a) a person who is a Minister of the State, the other State or the Commonwealth; or
- (b) a person who is employed or engaged by the State, the other State or the Commonwealth.

***treaty*** includes a convention, protocol, agreement or arrangement.

## Division 3

## Applications for accreditation of guidelines

### 9 Definitions for division

In this division—

***agreed extended day*** see section 19(3).

***applicant*** see section 10.

***decision day*** see section 19(1) and (2).

### 10 Who may apply for accreditation

The following persons (each an ***applicant***) may apply for accreditation of a kindergarten guideline—

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- (a) the owner of the guideline;
- (b) a person authorised by the owner.

## **11 Procedural requirements**

- (1) The application must—
  - (a) be in the approved form; and
  - (b) be accompanied by—
    - (i) the kindergarten guideline; and
    - (ii) evidence that the applicant is eligible to apply under section 10; and
    - (iii) the fee stated in schedule 1 for the application; and
    - (iv) documents identified in the approved form that the authority reasonably requires to decide the application.
- (2) Information in the application must, if the approved form requires, be given and verified by statutory declaration.

## **12 Agreed change to guideline before accreditation**

- (1) The authority and the applicant may agree, before the authority decides the application, to change the kindergarten guideline.
- (2) However, if the applicant is not the owner of the kindergarten guideline, the change may be made if the owner agrees to the change.

## **13 Withdrawal of application**

The applicant may withdraw the application by giving a notice to the authority.

## **14 Authority must ensure compliance with procedural requirements**

- (1) If the authority considers the application does not comply with a procedural requirement, the authority must give the applicant a notice stating that the applicant must comply with the procedural requirement within a stated period of at least 28 days.
- (2) However, the authority and the applicant may, within the period stated in the notice, agree to extend the period to a day (the *agreed compliance day*) after the end of the period.
- (3) If the applicant does not comply with the requirement within the period stated in the notice or by the agreed compliance day, the authority may reject the application.
- (4) If the authority decides to reject the application, the authority must give the applicant an information notice for the decision.

## **15 Authority may request further information or documents**

- (1) If the authority considers further information or a document is required for deciding the application, the authority may give the applicant a notice requesting stated information or a document be given to the authority within a stated period of at least 28 days.
- (2) However, the authority and the applicant may, within the period stated in the notice, agree to extend the period to a day (the *agreed compliance day*) after the end of the period.
- (3) The authority may also request the information or document to be verified by statutory declaration.
- (4) If the applicant does not comply with a request under subsection (1) or (3) within the period stated in the notice or by the agreed compliance day, the authority may reject the application.
- (5) If the authority decides to reject the application, the authority must give the applicant an information notice for the decision.

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## **16 Evaluation of guideline for accreditation**

- (1) Before deciding to grant, or to refuse to grant, the application, the authority must evaluate the kindergarten guideline.
- (2) However, the authority must not start the evaluation unless the applicant has complied with—
  - (a) all procedural requirements for the application; and
  - (b) if the authority has given the applicant a notice under section 15(1)—all requests for information or a document under the notice.
- (3) For evaluating the kindergarten guideline, the authority must consider whether or not the guideline satisfies the educational criteria and social responsibility criteria.
- (4) The authority may require the applicant to give the authority further information or a document under section 15 after the evaluation has started.
- (5) However, the authority may not reject the application only because the applicant does not comply with the requirement under subsection (4).

## **17 Deciding application for accreditation**

- (1) The authority must consider the application and decide to grant, or to refuse to grant, accreditation of the kindergarten guideline.
- (2) The authority must decide to grant accreditation of the kindergarten guideline if the authority considers the guideline satisfies the educational criteria and the social responsibility criteria.

## **18 Deciding accreditation period**

- (1) If the authority decides to grant accreditation of the kindergarten guideline, the authority must also decide the accreditation period for implementation of the guideline in an education and care service.

- (2) The accreditation period must—
  - (a) be between 2 and 6 years; and
  - (b) start on 1 January first occurring after the day the authority decides to grant accreditation of the kindergarten guideline.
- (3) In deciding the accreditation period, the authority must have regard to the period for which the authority considers the kindergarten guideline will continue to be appropriate and current, taking into account advancement in the areas of learning and development.

## **19 When authority must decide application for accreditation**

- (1) If the application is made on or before 28 February in a year, the authority must decide the application as soon as practicable after evaluation of the kindergarten guideline and no later than 31 August in the year (the *decision day*).
- (2) If the application is made after 28 February in a year, the authority must decide the application as soon as practicable after evaluation of the kindergarten guideline and no later than 31 August in the next year (also the *decision day*).
- (3) Despite subsections (1) and (2), before the decision day, the authority and the applicant may agree in writing on a day (the *agreed extended day*), not more than 90 days after the decision day, by which the authority must make the decision.

## **20 Notice of accreditation**

If the authority decides to grant accreditation of the kindergarten guideline, the authority must as soon as practicable give the applicant—

- (a) a notice about the decision; and
- (b) an information notice for the decision about the accreditation period for the guideline; and

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- (c) a certificate of accreditation stating each of the following for the guideline that is granted accreditation—
  - (i) the name of the guideline;
  - (ii) the name of the owner of the guideline;
  - (iii) if the applicant is not the owner—the name of the applicant;
  - (iv) the accreditation period.

## **21 Notice of refusal of accreditation**

If the authority decides to refuse to grant accreditation of the guideline, the authority must as soon as practicable give the applicant an information notice for the decision.

## **22 Deemed decision of application**

If the authority does not decide the application by the decision day, or the agreed extended day—

- (a) the authority is taken to have decided to refuse to grant accreditation of the kindergarten guideline; and
- (b) the authority must as soon as practicable give the applicant an information notice for the decision.

## **Division 4**

## **Applications for renewal of accreditation**

### **23 Definitions for division**

In this division—

*agreed extended day* see section 33(2).

*applicant* see section 25.

*application day* see section 26(1).

*decision day* see section 33(1).

## **24 Renewal notice for accreditation**

- (1) The authority must give the registered nominee for an accredited kindergarten guideline a notice (a *renewal notice*) stating—
  - (a) when accreditation of the guideline will end; and
  - (b) that an application for renewal of accreditation may be made by the application day.
- (2) The authority must give the registered nominee the renewal notice by 1 December in the year before the year in which accreditation of the kindergarten guideline ends.

## **25 Who may apply for renewal of accreditation**

The following persons (each an *applicant*) may apply for renewal of accreditation of the kindergarten guideline—

- (a) the owner of the guideline;
- (b) the registered nominee of the guideline;
- (c) another person authorised by the owner.

## **26 When application for renewal must be made**

- (1) The application for renewal must be made to the authority by 28 February (the *application day*) in the year the accreditation of the guideline ends.
- (2) If the application is made after the application day, the authority must deal with the application as if it were an application for accreditation of the guideline.

## **27 Procedural requirements**

- (1) The application must—

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- (a) be in the approved form; and
- (b) be accompanied by—
  - (i) if the applicant proposes a change to the kindergarten guideline—the guideline showing the change; and
  - (ii) evidence that the applicant is eligible to apply under section 25; and
  - (iii) the fee stated in schedule 1 for the application; and
  - (iv) documents identified in the approved form that the authority reasonably requires to decide the application.
- (2) Information in the application must, if the approved form requires, be given and verified by statutory declaration.

## **28 Authority must ensure compliance with procedural requirements**

- (1) If the authority considers the application does not comply with a procedural requirement, the authority must give the applicant a notice stating that the applicant must comply with the procedural requirement within a stated period of at least 28 days.
- (2) However, the authority and the applicant may, within the period stated in the notice, agree to extend the period to a day (the *agreed compliance day*) after the end of the period.
- (3) If the applicant does not comply with the requirement within the period stated in the notice or by the agreed compliance day, the authority may reject the application.
- (4) If the authority decides to reject the application, the authority must give the applicant an information notice for the decision.

## **29 Authority may request further information or documents**

- (1) If the authority considers further information or a document is required for deciding the application, the authority may give the applicant a notice requesting information or a document be given to the authority within a stated period of at least 28 days.
- (2) However, the authority and the applicant may, within the period stated in the notice, agree to extend the period to a day (the *agreed compliance day*) after the end of the period.
- (3) The authority may also request the information or document to be verified by statutory declaration.
- (4) If the applicant does not comply with a request under subsection (1) or (3) within the period stated in the notice or by the agreed compliance day, the authority may reject the application.
- (5) If the authority decides to reject the application, the authority must give the applicant an information notice for the decision.

## **30 Evaluation of guideline for renewal**

- (1) Before deciding to renew, or to refuse to renew, accreditation of the kindergarten guideline, the authority must evaluate the guideline including any proposed changes.
- (2) However, the authority must not start the evaluation unless the applicant has complied with—
  - (a) all procedural requirements for the application; and
  - (b) if the authority has given the applicant a notice under section 29(1)—all requests for further information or a document under the notice.
- (3) For evaluating the kindergarten guideline, the authority must consider whether or not the guideline, including any proposed changes, satisfies the educational criteria and social responsibility criteria.

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- (4) The authority may require the applicant to give the authority further information or a document under section 29 after the evaluation has started.
- (5) However, the authority may not reject the application only because the applicant does not comply with the requirement under subsection (4).

### **31 Deciding application for renewal**

- (1) The authority must consider the application and decide to renew, or to refuse to renew, accreditation of the kindergarten guideline.
- (2) The authority must decide to renew accreditation of the kindergarten guideline if the authority considers the guideline including any proposed changes satisfies the educational criteria and the social responsibility criteria.

### **32 Deciding accreditation period for renewal**

- (1) If the authority decides to renew accreditation of the kindergarten guideline, the authority must also decide the accreditation period for implementation of the guideline in an education and care service.
- (2) The accreditation period must—
  - (a) be between 2 and 6 years; and
  - (b) start on 1 January first occurring after the day the authority decides to renew accreditation of the kindergarten guideline.
- (3) In deciding the accreditation period, the authority must have regard to the period for which the authority considers the kindergarten guideline will continue to be appropriate and current, taking into account advancement in the areas of learning and development.

### **33 When authority must decide application for renewal**

- (1) The authority must decide to renew, or to refuse to renew, accreditation of the kindergarten guideline as soon as practicable after evaluation and no later than 31 August in the year the accreditation ends (the *decision day*).
- (2) However, before the decision day, the authority and the applicant may agree in writing on a day (the *agreed extended day*), not more than 90 days after the decision day, by which the authority must make the decision.

### **34 Notice of renewal of accreditation**

If the authority decides to renew accreditation of the kindergarten guideline, it must as soon as practicable give the applicant—

- (a) a notice about the decision; and
- (b) an information notice for the decision about the accreditation period for the guideline; and
- (c) a certificate of accreditation.

### **35 Notice of refusal to renew accreditation**

If the authority decides to refuse to renew accreditation of the kindergarten guideline, it must as soon as practicable give the applicant an information notice for the decision.

### **36 Deemed decision of application**

If the authority does not decide the application by the decision day, or the agreed extended day—

- (a) the authority is taken to have decided to refuse to renew accreditation of the kindergarten guideline; and
- (b) the authority must as soon as practicable give the applicant an information notice for the decision.

### **37 Application of certain provisions to renewal of accreditation**

Sections 12 and 13 apply to the application as if a reference in the sections to an application for accreditation were a reference to an application for renewal of accreditation.

## **Division 5 Approval of changes to accredited kindergarten guidelines**

### **38 Application for approval to change guideline**

- (1) If the owner of an accredited kindergarten guideline proposes to change the guideline, the following person may apply to the authority for approval of the proposed change—
  - (a) the owner of the guideline; or
  - (b) if the registered nominee is not the owner of the guideline and is authorised by the owner to make the application—the registered nominee.
- (2) The application must be made on or before 28 February in the year before the year in which the accreditation of the kindergarten guideline ends.
- (3) The application must—
  - (a) be in the approved form; and
  - (b) show the proposed change to the kindergarten guideline; and
  - (c) state any reason for the proposed change; and
  - (d) if the registered nominee is not the owner of the guideline—include the agreement of the owner to the proposed change.
- (4) Information in the application must, if the approved form requires, be given and verified by statutory declaration.
- (5) The authority must not accept an application under this section if the authority—

- (a) has issued a show cause notice for cancellation of the guideline; and
- (b) the show cause process has not ended.

**39 Authority must ensure compliance with procedural requirements**

- (1) If the authority considers the application does not comply with a procedural requirement, the authority must give the applicant a notice stating that the applicant must comply with the requirement within a stated period of at least 28 days.
- (2) However, the authority and the applicant may, within the period stated in the notice, agree to extend the period to a day (the *agreed compliance day*) after the end of the period.
- (3) If the applicant does not comply with the requirement within the period stated in the notice or by the agreed compliance day, the authority may reject the application.
- (4) If the authority decides to reject the application, the authority must give the applicant an information notice for the decision.

**40 Authority may request further information or documents**

- (1) If the authority considers further information or a document is required for deciding the application, the authority may give the applicant a notice requesting stated information or a document be given to the authority within a stated period of at least 28 days.
- (2) However, the authority and the applicant may, within the period stated in the notice, agree to extend the period to a day (the *agreed compliance day*) after the end of the period.
- (3) The authority may also request the information or document to be verified by statutory declaration.
- (4) If the applicant does not comply with a request under subsection (1) or (3) within the period stated in the notice or

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by the agreed compliance day, the authority may reject the application.

(5) If the authority decides to reject the application, the authority must give the applicant an information notice for the decision.

#### **41 Deciding application for approval of change**

(1) The authority must consider the application and decide—

- (a) to approve the proposed change to the kindergarten guideline; or
- (b) to refuse to approve the proposed change.

(2) The authority must refuse to approve the proposed change if the authority considers the change may affect whether the kindergarten guideline satisfies the educational criteria or the social responsibility criteria.

(3) The authority must make the decision as soon as practicable and no later than 1 December in the year before the year in which accreditation of the guideline ends (the *decision day*).

#### **42 Notice of decision**

(1) If the authority decides to approve the proposed change, the authority must as soon as practicable give the applicant a notice about the decision.

(2) If the authority decides to refuse to approve the application, the authority must as soon as practicable give the applicant an information notice for the decision.

#### **43 Deemed decision of application**

If the authority does not decide the application by the decision day, or the agreed compliance day, the authority—

- (a) is taken to have decided to refuse to approve the proposed change; and

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- (b) must as soon as practicable give the applicant an information notice for the decision.

## Division 6

## Cancellation of accreditation

### 44 Grounds for cancellation

The authority may cancel the accreditation of a kindergarten guideline if—

- (a) the authority—
  - (i) becomes aware of a matter relating to the guideline; and
  - (ii) considers it would have refused to grant or renew accreditation of the guideline if it had been aware of the matter before granting or renewing accreditation; or
- (b) the authority considers accreditation of the guideline was granted or renewed because of a materially false or misleading representation or declaration.

### 45 Show cause notice for cancellation

- (1) The authority must give the registered nominee for the accredited kindergarten guideline a notice (a *show cause notice*) before taking action to cancel the accreditation.
- (2) The show cause notice must—
  - (a) state that the authority proposes to cancel the accreditation; and
  - (b) state the ground for the proposed cancellation; and
  - (c) outline the facts and circumstances forming the basis for the ground; and

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- (d) invite the registered nominee to show within a stated period (the *show cause period*) why the accreditation should not be cancelled.
- (3) The show cause period must be a period ending at least 28 days after the show cause notice is given to the registered nominee.

#### **46 Representations about show cause notices**

- (1) The registered nominee may make written representations about the show cause notice to the authority in the show cause period.
- (2) The authority must consider all written representations made under subsection (1).

#### **47 Ending show cause process without further action**

- (1) This section applies if, after considering any written representations by the registered nominee, the authority—
  - (a) no longer considers a ground exists to cancel the accreditation; or
  - (b) considers that a ground exists to cancel the accreditation but cancellation is not warranted.
- (2) The authority must not take any further action about the show cause notice.
- (3) The authority must also, as soon as practicable after forming the view that the ground no longer exists, give notice to the registered nominee that the authority will take no further action about the show cause notice.

#### **48 Cancellation**

- (1) This section applies if, after considering any written representations by the registered nominee, the authority—

- (a) still considers the ground exists to cancel the accreditation; and
- (b) considers cancellation of the accreditation is warranted.

- (2) The authority may decide to cancel the accreditation.
- (3) If the authority decides to cancel the accreditation, the authority must as soon as practicable give the registered nominee an information notice for the decision.
- (4) The decision takes effect on the day the information notice is given to the registered nominee.
- (5) The registered nominee must return the certificate of accreditation to the authority within 14 days after receiving the information notice.

## Division 7 Registration and records

### 49 Accreditation register to be kept

- (1) The authority must keep a register about accredited kindergarten guidelines (the *accreditation register*).
- (2) The register may be kept in the way the authority considers appropriate, including, for example, in an electronic form.
- (3) The register must contain the following details for each accredited kindergarten guideline—
  - (a) the title and a short description of the guideline;
  - (b) the name of the registered nominee for the guideline;
  - (c) the business address of the registered nominee for the guideline;
  - (d) the name of the owner of the guideline;
  - (e) the areas of learning and development provided for in the guideline;
  - (f) the relevant years before the preparatory year provided for in the guideline;

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(g) the day the accreditation period for the guideline ends.

(4) The authority must enter in the register the details mentioned in subsection (3) for an accredited guideline within 14 days after deciding to grant or renew accreditation of the guideline.

(5) If the registered nominee for an accredited guideline gives the authority a notice of a change of the business address of the registered nominee, the authority must enter in the register the details of the change of the business address within 14 days after receiving the notice.

(6) If the authority cancels accreditation of a guideline, the authority must immediately enter in the register a statement of the cancellation, including the day it takes effect.

(7) The authority must keep the register open for inspection by members of the public, free of charge, at its office during ordinary business hours and on the authority's website.

## **50 Registration of nominee for kindergarten guideline**

(1) The authority must register the following person as the nominee for an accredited kindergarten guideline—

- (a) if paragraph (b) and (c) do not apply—the applicant for the accreditation;
- (b) if the accreditation has been renewed—the applicant for the renewal;
- (c) if the owner of an accredited guideline gives the authority a notice in the approved form nominating a person to be the nominee for the guideline—the nominated person.

(2) The authority must enter the nominated person's name and business address in the register within 14 days after receiving the notice mentioned in subsection (1)(c).

## 51 Registration of owner

If the owner of an accredited kindergarten guideline gives the authority a notice in the approved form stating that the ownership of the guideline has been transferred to another person, the authority must, within 14 days after receiving the notice, register the other person as the owner of the guideline.

## 52 Copy of guideline to be kept

The authority must keep a copy of each accredited kindergarten guideline, including any changes to the guideline that are approved by the authority.

## Part 3 External assessment for senior subjects

## Division 1      Preliminary

## 53 Purpose of part

(1) The purpose of this part is to provide for procedures relating to—

- (a) developing, revising and purchasing external assessments for senior subjects under section 13A(1)(b) or (c) of the Act; and
- (b) the administration and marking of external assessments for senior subjects.

(2) An *external assessment* for a senior subject may be—

- (a) an external senior assessment; or
- (b) an external senior examination.

## Division 2

## External senior assessments

### 54 Authority must make external senior assessments available

- (1) The authority must make an external senior assessment available for a senior subject developed, revised or purchased by the authority under section 13A(1)(b) or (c) of the Act, to be taken by persons each year.
- (2) However, the authority is not required to make an external senior assessment available for a senior subject that is an external examination subject.

### 55 Persons eligible to take external senior assessments

A person is eligible to take an external senior assessment for a senior subject if—

- (a) the person is undertaking senior secondary education for the subject at a school; or
- (b) the person is declared, under section 56, to be eligible to take the assessment.

### 56 Application for declaration of eligibility—external senior assessment

- (1) A person may apply to the authority to be declared to be eligible to take an external senior assessment for a senior subject in the year in which the application is made.
- (2) The authority must consider the application and decide to grant, or refuse to grant, the application.
- (3) The authority may grant the application if the authority is satisfied—
  - (a) the applicant is a student; and
  - (b) exceptional circumstances exist that justify granting the application.

- (4) If the authority decides to grant the application, it must as soon as practicable give the applicant notice of the decision.
- (5) If the authority decides to refuse to grant the application, it must as soon as practicable give the applicant an information notice for the decision.
- (6) If the authority does not decide the application within 14 days after the application is made—
  - (a) the authority is taken to have decided to refuse to grant the application; and
  - (b) the authority must, as soon as practicable, give the applicant an information notice for the decision.

## Division 3      External senior examinations

## **Subdivision 1 Available examinations**

## 57 External senior examinations available for particular subjects

- (1) The authority may make an external senior examination available for a senior subject developed, revised or purchased by the authority under section 13A(1)(b) or (c) of the Act, to be taken by persons each year.
- (2) The authority must publish on the authority's website a senior subject mentioned in subsection (1) for which an external senior examination is available.
- (3) A senior subject for which an external senior examination is available in a year is an ***external examination subject***.

## **Subdivision 2      Eligibility to take examinations**

### **58      Persons eligible to take external senior examination**

- (1) A person is eligible to take an external senior examination for an external examination subject if the person—
  - (a) has not finished the year 12 year of schooling; and
  - (b) has not obtained—
    - (i) a record of results stating the person's results for any external examination subject; or
    - (ii) a senior certificate; and
  - (c) will be at least 17 years by the end of the year in which the person proposes to take the examination.
- (2) Also, a person is eligible to take an external senior examination for an external examination subject if the person—
  - (a) has finished the year 12 year of schooling; and
  - (b) has obtained—
    - (i) a senior statement stating the person's results for any external examination subject; or
    - (ii) a senior certificate.
- (3) Further, a person is eligible to take an external senior examination for an external examination subject if—
  - (a) the person is undertaking senior secondary education at a school; and
  - (b) the authority is satisfied the person can not reasonably study a corresponding subject for the external examination subject at the school.
- (4) Further, a person is eligible to take an external senior examination for an external examination subject if the person is declared, under section 59, to be eligible to take the examination.

- (5) Without limiting subsection (3)(b), a person can not reasonably study the corresponding subject for the external examination subject at the school if—
  - (a) the corresponding subject is not taught at the school; or
  - (b) the corresponding subject is taught at the school, but only at the same times as another subject being studied by the person at the school.
- (6) In this section—

***corresponding subject***, for an external examination subject, means a syllabus developed, purchased or revised by the authority under the Act that is substantially the same as the external examination subject.

## **59 Application for declaration of eligibility—external senior examination**

- (1) A person may apply to the authority to be declared to be eligible to take an external senior examination for an external examination subject in the year in which the application is made.
- (2) The application must—
  - (a) be in the approved form; and
  - (b) accompany an application under section 64 to take the examination.
- (3) The authority must consider the application and decide to grant, or refuse to grant, the application.
- (4) The authority may grant the application if it is satisfied exceptional circumstances exist that justify granting the application.
- (5) If the authority decides to grant the application, it must as soon as practicable give the applicant notice of the decision.
- (6) If the authority decides to refuse to grant the application, it must as soon as practicable give the applicant an information notice for the decision.

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- (7) If the authority does not decide the application within 14 days after the application is made—
  - (a) the authority is taken to have decided to refuse to grant the application; and
  - (b) the authority must, as soon as practicable, give the applicant an information notice for the decision.

### **Subdivision 3      Number of external examination subjects**

#### **60      Number of external examination subjects generally**

- (1) This section applies to an eligible person, other than an eligible person mentioned in section 61(1) or 62 (1).
- (2) The eligible person may take external senior examinations in the number of external examination subjects the person wishes.

#### **61      Number of external examination subjects for person not undertaking education at school**

- (1) This section applies to an eligible person who—
  - (a) is not undertaking senior secondary education at a school; and
  - (b) will be less than 17 years at the end of the year in which the person proposes to take the examinations; and
  - (c) has not finished the year 12 year of schooling; and
  - (d) has not obtained a QCE or senior certificate.
- (2) The eligible person may not take external senior examinations in more than 3 external examination subjects in 1 year.

**62 Number of external examination subjects for eligible person undertaking education at school**

- (1) This section applies to an eligible person who is undertaking senior secondary education at a school.
- (2) The eligible person may not take external senior examinations—
  - (a) before the year 12 year of schooling; or
  - (b) in more than 2 examination subjects in the year 12 year of schooling.

**63 Examination may be taken in more external examination subjects**

- (1) Despite section 61 or 62, an eligible person may take external senior examinations in more than the number of external examination subjects stated in the section if the person has the authority's approval.
- (2) The person may apply to the authority under this section for approval to take external senior examinations in the year in which the application is made.
- (3) The application must—
  - (a) be in the approved form; and
  - (b) accompany an application under section 64 to take the examinations.
- (4) The authority must consider the application and decide to grant, or refuse to grant, the application.
- (5) The authority may grant the application if it is satisfied exceptional circumstances exist that justify the decision.
- (6) If the authority decides to grant the application, it must as soon as practicable give the applicant notice of the decision.
- (7) If the authority decides to refuse to grant the application, it must as soon as practicable give the applicant an information notice for the decision.

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- (8) If the authority does not decide the application within 14 days after the application is made—
  - (a) the authority is taken to have decided to refuse to grant the application; and
  - (b) the authority must, as soon as practicable, give the applicant an information notice for the decision.

## **Subdivision 4 Application to take examinations**

### **64 Application**

- (1) A person who wishes to take an external senior examination for an external examination subject must apply to the authority to take the examination.
- (2) The application must—
  - (a) be in the approved form; and
  - (b) be accompanied by—
    - (i) if the application is made on or before the relevant day—the fee stated in schedule 1 for the application; or
    - (ii) if the application is made after the relevant day—the late application fee stated in schedule 1 for the application.
- (3) In this section—  
*relevant day* means 30 April in the year in which the application is made.

### **65 Decision about application to take examination**

- (1) The authority must consider the application and decide to grant, or refuse to grant, the application.
- (2) The authority may grant the application if—

- (a) the applicant is an eligible person; and
- (b) the applicant has—
  - (i) applied to take external senior examinations for a number of external examination subjects that the applicant is permitted to take under section 60 to 62; or
  - (ii) applied for or been granted an approval under section 63.

- (3) If the authority decides to grant the application, it must as soon as practicable give the applicant notice of the decision.
- (4) If the authority decides to refuse to grant the application, it must as soon as practicable give the applicant an information notice for the decision.
- (5) If the authority does not decide the application within 14 days after the application is made—
  - (a) the authority is taken to have decided to refuse to grant the application; and
  - (b) the authority must, as soon as practicable, give the applicant an information notice for the decision.

## **Division 4 Deciding results for external assessments**

### **66 Definitions for division**

In this division—

*adverse circumstance* see section 72(1).

*personal capacity circumstance* see section 85(1).

*proposed refusal* see section 68(1).

*show cause notice* see section 68(1).

*show cause period* see section 68(1)(e).

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## 67 Refusal to give person result

- (1) The authority may refuse to give a person who took an external assessment for a senior subject a result, or part of a result, for the assessment if the authority is satisfied—
  - (a) the person engaged in academic misconduct in relation to the assessment; or
  - (b) the person was refused entry to a place where the assessment was held; or
  - (c) the person was expelled from a place where the assessment was held; or
  - (d) there are exceptional circumstances for not giving the person the result, or part of the result, for the assessment.
- (2) For subsection (1)(a), a person engages in ***academic misconduct*** in relation to an external assessment if the person does any of the following—
  - (a) before the assessment is taken, discloses or receives information directly related to the content of the assessment;
  - (b) cheats during the assessment;
  - (c) colludes with another person during the assessment;
  - (d) copies another person's work during the assessment;
  - (e) impersonates, or is impersonated by, another person for the purpose of the assessment;
  - (f) plagiarises or does not adequately reference work for the assessment;
  - (g) receives assistance from, or gives assistance to, another person during the assessment;
  - (h) otherwise acts in a fraudulent or dishonest way in relation to taking the assessment.

**68 Show cause notice for refusal to give person result**

- (1) If the authority proposes to refuse to give the person a result, or part of a result, for an external assessment (the *proposed refusal*), the authority must first give the person a notice (a *show cause notice*)—
  - (a) stating the proposed refusal; and
  - (b) stating the grounds for the proposed refusal; and
  - (c) outlining the facts and circumstances forming the basis for the grounds; and
  - (d) if the authority proposes to refuse to give the person part of the result for the external assessment—stating the part of the external assessment to which the proposed refusal relates; and
  - (e) inviting the person to show within a stated period (a *show cause period*) why the proposed refusal should not be made.
- (2) The show cause period must be a period ending at least 10 days after the show cause notice is given to the person.

**69 Representations about show cause notice**

- (1) A person given a show cause notice may make written representations about the proposed refusal to the authority in the show cause period.
- (2) The authority must consider all written representations made under subsection (1) before refusing to give the person a result, or part of a result, for an external assessment.

**70 Decision by authority**

- (1) If, after considering the written representations for the show cause notice, the authority no longer proposes to refuse to give the person a result, or part of a result, for the external assessment, the authority must as soon as practicable—

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- (a) give the person notice of its decision; and
- (b) decide the person's result, or the remaining part of the person's result.

- (2) If, after considering the written representations made for the show cause notice, the authority still proposes to refuse to give the person a result, or part of a result, for the external assessment, the authority must as soon as practicable give the person an information notice for the decision.
- (3) Subsection (2) also applies if there are no accepted representations made for the show cause notice.

## **71 Deciding result for external assessment**

- (1) This section applies if a person takes an external assessment for a senior subject.
- (2) The authority must decide the result for the external assessment for the person.
- (3) Before making its decision, the authority must allow enough time for the person to give a notice under section 72 or 73.
- (4) If there is a student account open for the person, the authority must record the result in the account.
- (5) This section is subject to sections 67 to 70.

## **72 Special consideration for adverse circumstances**

- (1) This section applies if a person who has taken an external assessment for a senior subject believes the person's performance in the assessment was adversely affected by any of the following circumstances (each an *adverse circumstance*)—
  - (a) a medical condition of the person;
  - (b) an illness of the person;
  - (c) a physical or psychological trauma to the person;

- (d) a circumstance beyond the person's control;
- (e) an irregularity associated with the assessment.

(2) The person may, within 7 days after taking the external assessment, give the authority a notice about the adverse circumstance that states the nature of the circumstance and the impact of the circumstance on the person.

(3) If the authority receives a notice under subsection (2), it must have regard to the adverse circumstance when deciding the person's result for the external assessment.

### **73 Special consideration for adverse circumstances if special arrangements granted**

- (1) This section applies if—
  - (a) a person who has taken an external assessment for a senior subject believes the person's performance in the assessment was adversely affected by an adverse circumstance; and
  - (b) the person took the external assessment under special arrangements granted under section 85 for a personal capacity circumstance; and
  - (c) after the special arrangements were granted, the person's personal capacity circumstance for which the special arrangements were granted deteriorated significantly or was otherwise materially affected by matters beyond the person's control; and
  - (d) the person's performance in the external assessment was adversely affected by the deterioration or the effect of the matters mentioned in paragraph (c).
- (2) The person may, within 7 days after taking the external assessment, give the authority a notice that includes information indicating—
  - (a) the adverse circumstance that states the nature of the circumstance and the impact of the circumstance on the person; and

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- (b) that after the special arrangements were granted, the person's personal capacity circumstance for which the special arrangements were granted deteriorated significantly or was otherwise materially affected by matters beyond the person's control; and
- (c) that the person's performance in the external assessment was adversely affected by the deterioration or the effect of the matter; and
- (d) how the deterioration or the effect of the matter was unforeseen or unexpected.

(3) If the authority receives a notice under subsection (2), it must have regard to the adverse circumstance when deciding the person's result for the external assessment.

## 74 Reassessment of result for external assessment

- (1) A person who has taken an external assessment for a senior subject may ask the authority to reassess the person's result for the external assessment.
- (2) The request must—
  - (a) be in the approved form; and
  - (b) be made within 28 days after the person is issued with the relevant statement of results for the senior subject; and
  - (c) be accompanied by the fee stated in schedule 1 for the reassessment (the *reassessment fee*).
- (3) The authority must, as soon as practicable—
  - (a) reassess the person's result for the external assessment; and
  - (b) if there is a student account open for the person—record in the student account the result for the external assessment as reassessed under paragraph (a); and
  - (c) decide whether to increase, decrease or not change the person's result for the senior subject.

- (4) If, after reassessing the person's result for the external assessment, the authority decides to increase or decrease the person's result for the senior subject, the authority must—
  - (a) issue the person with a replacement statement of results that includes the increased or decreased result for the senior subject; and
  - (b) refund the reassessment fee to the person; and
  - (c) if the result for the senior subject is increased—give the person notice of the decision; and
  - (d) if the result for the senior subject is decreased—give the person an information notice for the decision to decrease the result for the external assessment.
- (5) If, after reassessing the person's result for the external assessment, the authority decides not to increase or decrease the person's result for the senior subject, the authority must, as soon as practicable, give the person notice of the decision.
- (6) If the authority does not reassess the person's result for the external assessment within 28 days after the request was made—
  - (a) the authority is taken to have decided not to increase or decrease the person's result for the senior subject; and
  - (b) the authority must, as soon as practicable, give the person a notice for the decision.

## 75 Inspection of assessed test script

- (1) A person who has taken an external assessment for a senior subject may ask the authority for permission to inspect the person's test script for the senior subject (the *assessed test script*), to review the result decided under section 71.
- (2) The request must—
  - (a) be in the approved form; and

- (b) be made within 28 days after the person is issued with the relevant statement of results for the senior subject; and
- (c) be accompanied by the fee stated in schedule 1 for the inspection (the *script inspection fee*).

(3) The authority must, within a reasonable period after receiving the request, make the person's assessed test script, or a copy of the assessed test script, available for inspection during normal business hours at the authority's office or another suitable place.

## Division 5

## **Other provisions for assessment of senior subjects**

## **Subdivision 1**

## Places to take external assessments—general

## 76 Application of subdivision

This subdivision does not apply in relation to a student at a recognised school.

77

## Places external assessment may be taken

- (1) The authority must decide the places at which an external assessment may be taken.
- (2) Subject to section 78, an eligible person may take the external assessment only at a place decided under subsection (1) for the assessment.

**78 Application to take external assessment at another place**

- (1) An eligible person may apply to the authority to take an external assessment at a place other than a place decided under section 77(1) for the assessment.
- (2) The application must be in the approved form.
- (3) The application must be made on or before 31 August of the year in which the external assessment is to be taken.
- (4) However, the authority may at any time extend the time for making the application.

**79 Deciding an application to take external assessment at another place**

- (1) The authority must consider an application to take an external assessment at a place other than a place decided under section 77(1) and decide to grant, or refuse to grant, the application.
- (2) The authority may grant the application if it is satisfied—
  - (a) there are extenuating circumstances for the applicant needing to take the external assessment at the other place; and
  - (b) adequate supervisory arrangements can be provided, at the other place, for the conduct of the external assessment; and
  - (c) adequate arrangements can be made, at the other place, for safeguarding—
    - (i) before the external assessment is taken, the papers for the assessment; and
    - (ii) the test scripts for the external assessment.

**80 Decision to grant application and local expenses fee**

- (1) If the authority decides to grant the application to take an external assessment at a place other than a place decided

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under section 77(1), the authority must as soon as practicable give the applicant notice of—

- (a) the decision; and
- (b) the local expenses fee payable by the applicant.

(2) The local expenses fee payable by the applicant is the amount that—

- (a) the authority considers to be reasonable; and
- (b) is not more than the reasonable cost of providing for the external assessment to be taken at the other place.

(3) The applicant may take the external assessment at the other place only if the local expenses fee has been paid to the authority before the day of the external assessment.

## **81 Decision to refuse to grant application**

If the authority decides to refuse to grant the application to take an external assessment at a place other than a place decided under section 77(1), it must as soon as practicable give the applicant an information notice for the decision.

## **82 Deemed decision of application**

If the authority does not decide the application within 28 days after the application is made—

- (a) the authority is taken to have decided to refuse to grant the application; and
- (b) the authority must, as soon as practicable, give the applicant an information notice for the decision.

## **Subdivision 2      Places to take external assessments—students of recognised schools**

### **83      Application to take external assessment—student of recognised school**

- (1) The governing body or a nominee of a recognised school may apply to the authority for the students of the recognised school to take an external assessment at a place.
- (2) The authority must consider the application and decide to grant, or refuse to grant, the application.
- (3) The authority may grant the application if it is satisfied—
  - (a) adequate supervisory arrangements can be provided, at the place, for the conduct of the external assessment; and
  - (b) adequate arrangements can be made, at the place, for safeguarding—
    - (i) before the external assessment is taken, the papers for the assessment; and
    - (ii) the test scripts for the external assessment; and
  - (c) an agreement between the governing body of the recognised school and the State allows for the taking of the external assessment by students of the recognised school.
- (4) The authority must, as soon as practicable, give the applicant notice of the decision to grant, or refuse to grant, the application.

## **Subdivision 3      Special arrangements for taking external assessments**

### **84      Definition for subdivision**

In this subdivision—

*special arrangements application* see section 85(2).

### **85      Application for special arrangements for personal capacity circumstances**

- (1) This section applies if a person reasonably believes a person's capacity to perform in an external assessment will be adversely affected by any of the following circumstances (each a *personal capacity circumstance*)—
  - (a) a disability of the person;
  - (b) an impairment of the person;
  - (c) a medical condition of the person;
  - (d) another circumstance.
- (2) The person may apply to the authority to allow the person to take the external assessment under special arrangements (a *special arrangements application*) that take account of the personal capacity circumstance.
- (3) The application must be in the approved form.
- (4) The application must be made on or before 31 May of the year in which the external assessment is to be taken.
- (5) However, the authority may at any time extend the time for making the application.

### **86      Special arrangements guidelines**

The authority must make a guideline stating the following matters for a special arrangements application—

- (a) the way the application must be made;
- (b) the way the authority is to consider and assess the application;
- (c) the considerations the authority may have regard to decide the application;
- (d) any other requirements relating to the application and the authority's consideration of the application that the authority considers appropriate.

## **87 Deciding application to allow special arrangements**

- (1) The authority must consider the special arrangements application and decide to grant, or refuse to grant, the application.
- (2) The authority may grant the application if it is satisfied of the need for the person to take the external assessment under special arrangements.

## **88 Notice of decision**

- (1) If the authority decides to grant the special arrangements application, it must as soon as practicable give the applicant notice of the decision.
- (2) If the authority decides to refuse to grant the application, it must as soon as practicable give the applicant an information notice for the decision.

## **89 Deemed decision of application**

If the authority does not decide the special arrangements application within 42 days after the application is made—

- (a) the authority is taken to have decided to refuse to grant the application; and
- (b) the authority must, as soon as practicable, give the applicant an information notice for the decision.

## **Subdivision 4 Conduct of external assessments**

### **90 Appointment of officials for external assessment**

The authority may appoint appropriately qualified persons to ensure the proper conduct of an external assessment.

### **91 Refusal of entry to, or expulsion from, places where external assessment may be taken**

- (1) An appointed official may refuse an eligible person entry to a place at which an external assessment may be taken if—
  - (a) the official considers that the eligible person had an opportunity for cheating while outside the place; or
  - (b) the eligible person is not listed on the attendance roll for the place; or
  - (c) the eligible person attempts to bring unauthorised material into the place or refuses to leave the person's personal belongings and unauthorised material in the area designated by the official; or
  - (d) the eligible person arrives—
    - (i) for an external senior examination—1 hour or later after the start of the examination; or
    - (ii) for an external senior assessment—40 minutes or later after the start of the assessment; or
  - (e) the eligible person had prior access to assessment content.
- (2) An appointed official may expel a person from a place at which an external assessment is being taken if the person—
  - (a) gains prior access to the assessment content; or
  - (b) copies from or communicates with an eligible person; or
  - (c) brings unauthorised material into the place; or
  - (d) disturbs an eligible person; or

- (e) impersonates an eligible person; or
- (f) acts in a way that prevents the assessment from being conducted fairly.

(3) In this section—

***appointed official***, in relation to an external assessment, means an official appointed under section 90 to ensure the proper conduct of the external assessment.

***attendance roll*** means the roll, prepared by the authority, of persons who are eligible persons to take an external assessment at a particular place.

## Part 4

## Moderation of results for school-based assessments

### 92 Definitions for part

In this part—

***confirmed student result*** means the results for students for a school-based assessment confirmed by the authority after the review of the samples and moderation of the results of the assessment by the authority.

***moderation guideline*** see section 93.

### 93 Moderation guideline

The authority must make a guideline (the ***moderation guideline***) stating the following matters—

- (a) the criteria to be applied by the authority to moderate a school-based assessment for a student;
- (b) how the authority is to decide the number, type or selection of samples that must be submitted to the authority under section 94;
- (c) the way a review may be requested under section 96;

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- (d) the way the authority is to advise a school of the following—
  - (i) the confirmed student result;
  - (ii) the outcome of a review under section 96;
  - (iii) any other requirements relating to the conduct of the moderation that the authority considers appropriate.

#### **94 Submission of samples for moderation**

The principal of a school must submit samples of completed school-based assessments to the authority for moderation in compliance with the moderation guideline.

#### **95 Moderation and confirmation of student results**

The authority must, in compliance with the moderation guideline—

- (a) review the samples provided under section 94; and
- (b) moderate the result for the school-based assessment; and
- (c) advise the school of the confirmed student result.

#### **96 Review of confirmed student result**

- (1) The principal of a school may, in the way stated in the moderation guideline, request a review of the confirmed student result.
- (2) If a request is made under subsection (1), the authority must—
  - (a) review the confirmed student result; and
  - (b) advise the principal of the outcome of the review, in compliance with the moderation guideline.

## **Part 5 Queensland Certificate of Education**

## Division 1      Preliminary

## 97 Definitions for part

In this part—

*category* see section 105(5).

***core studies*** means contributing studies belonging to the category known as core studies under section 105.

***credit*** means the basic unit of value attributed to the successful completion, or partial completion, of contributing studies.

***credit value***, for contributing studies, means the credit value decided by the authority under section 107.

***equivalent qualification*** means a qualification the authority decides is equivalent to the QCE under section 102(1).

*excluded qualification* means—

- (a) an International Baccalaureate diploma authorised by the International Baccalaureate Organization and completed at an assessing school operating in Queensland; or
- (b) a qualification issued by a recognised school, other than an International Baccalaureate diploma authorised by the International Baccalaureate Organization.

*required standard of achievement* see section 108(1).

## 98 References to contributing studies

In this part, a reference to contributing studies is a reference to contributing studies for a QCE.

[s 99]

## Division 2      Eligibility requirements

## 99 Persons eligible for issue of QCE

(1) A person is eligible for the issue of a QCE if—

- (a) a student account is open for the person; and
- (b) at least 20 credits are recorded in the person’s student account—
  - (i) in the required pattern; and
  - (ii) for contributing studies completed, or partially completed; and
- (c) the person satisfies the school study eligibility requirement; and
- (d) the person satisfies the literacy and numeracy requirements stated in a guideline; and
- (e) the person satisfies the academic integrity requirements stated in a guideline.

*Note for paragraph (e)—*

See section 192 in relation to the application of this requirement to a person who finishes senior secondary education, or completes schooling equivalent to senior secondary education, before 31 August 2026.

(2) For subsection (1)(b)(i), credits recorded in the person's student account are in the required pattern if at least 12 of the credits are for completed core studies.

(3) For subsection (1)(c), the ***school study eligibility requirement*** is satisfied if at least 1 of the credits mentioned in subsection (1)(b) is for—

(a) core studies completed, or partially completed, by the person—

(i) while enrolled at an assessing school; or

- (ii) while the person was provisionally registered, or registered, for home education under the E(GP) Act, chapter 9, part 5; or
- (iii) after the authority has approved an application under section 65 for the person to take an external senior examination for an external examination subject; or

(b) non-Queensland studies that are core studies undertaken by the person at an interstate or overseas school.

## **100 Persons ineligible for issue of QCE**

- (1) Despite section 99, a person is not eligible for the issue of a QCE if the authority reasonably believes the person—
  - (a) has been issued a QCE; or
  - (b) has been issued, or becomes eligible for the issue of, any of the following—
    - (i) a senior certificate;
    - (ii) a certificate about the completion of the person's studies under the repealed *Education Act 1964* or the repealed *Education (Senior Secondary School Studies) Act 1988*;
    - (iii) an equivalent qualification, other than an excluded qualification.
- (2) If, after a student account is opened for a person, the person becomes ineligible for the issue of a QCE under subsection (1)(b)(iii), the authority must notify the person of the ineligibility and the reason for the ineligibility.
- (3) Subsection (2) does not apply if the authority gives the person an information notice under section 103(3) in relation to the qualification that is the basis for the ineligibility.

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**101 Authority may request further information for deciding whether person is ineligible for issue of QCE**

- (1) This section applies if—
  - (a) a student account is opened for a person; and
  - (b) the authority has been notified, under section 51(3) of the Act, that the person has been issued with, or become eligible for the issue of, an equivalent qualification, other than an excluded qualification.
- (2) For deciding whether the person is ineligible for the issue of a QCE under section 100(1)(b)(iii), the authority may give the person a notice requesting information or a document be given to the authority within a stated period of at least 28 days.
- (3) A notice given by the authority under subsection (2) must be given to the person within 7 days after the authority receives the notification mentioned in subsection (1)(b).
- (4) Despite subsection (2), the authority and the person may, within 28 days after the person being given the notice, agree to extend the period for complying with the request to a day after the period stated in the notice.

## Division 3      Equivalent qualifications

## 102 Deciding whether qualification is equivalent to QCE

(1) The authority may decide that a qualification issued in another State or country is equivalent to the QCE if it is satisfied that—

- (a) the qualification relates to a level of schooling that is equivalent to senior secondary education; and
- (b) the extent of the studies contributing to the issue of the qualification is comparable to the extent of studies contributing to the issue of a QCE.

(2) The authority may publish on the authority's website the qualifications it decides are equivalent to the QCE.

**103 Requirement to decide whether qualification is equivalent to QCE**

(1) This section applies if—

- (a) a student account is opened for a person; and
- (b) the authority has been notified, under section 51(3) of the Act, that the person has been issued with, or become eligible for the issue of, a qualification, other than an equivalent qualification, issued or to be issued in another country.

(2) The authority must, within 28 days after the relevant day, decide under section 102 whether the qualification is equivalent to the QCE.

(3) If the authority decides the qualification is equivalent to the QCE, the authority must give the person an information notice for the decision.

(4) If the authority decides the qualification is not equivalent to the QCE, the authority must give the person notice of the decision.

(5) If the authority does not decide whether the qualification is equivalent to the QCE within 28 days after the relevant day—

- (a) the authority is taken to have decided that the qualification is not equivalent to the QCE; and
- (b) the authority must give the person notice of the decision.

(6) If the authority decides the qualification is not equivalent to the QCE, the person does not become ineligible for the issue of a QCE only because the qualification later becomes an equivalent qualification.

(7) Subsection (6) applies despite section 100(1)(b)(iii).

(8) In this section—

*relevant day* means—

- (a) the day the authority received the notification mentioned in subsection (1)(b); or
- (b) if the authority gives the person a notice under section 104(1)—
  - (i) the last day of the period stated in the notice; or
  - (ii) if the period is extended under section 104(3)—the day to which the period is extended.

## **104 Authority may request further information or documents**

- (1) If the authority considers further information or a document is required for deciding whether a qualification is equivalent to a QCE under section 103, the authority may give the person mentioned in section 103(1) a notice requesting information or a document be given to the authority within a stated period of at least 28 days.
- (2) The notice must be given to the person within 7 days after the authority receives the notification mentioned in section 103(1)(b).
- (3) Despite subsection (2), the authority and the person may, within 28 days after the person is given the notice, agree to extend the period for complying with the request to a day after the period stated in the notice.

## **Division 4 Contributing studies and credits**

### **105 Categories of contributing studies**

- (1) The categories of contributing studies are—
  - (a) core studies; and
  - (b) any other categories provided for in the guideline under subsection (2).

- (2) The authority must make a guideline stating, for each category of contributing studies, the criteria that contributing studies must meet to belong to the category.
- (3) The authority must apply the criteria stated in the guideline under subsection (2) and decide the category to which contributing studies belong.
- (4) After the authority has decided the category to which contributing studies belong under subsection (3), the authority must make a guideline (the ***contributing studies guideline***) stating the category to which contributing studies belong.
- (5) The ***category*** to which contributing studies belong is the category provided for under the contributing studies guideline.

## **106 Requirement to record credits for contributing studies in person's student account**

- (1) The authority must record credits for contributing studies in a person's student account if the requirements stated in subsection (2) are satisfied.
- (2) The requirements are—
  - (a) for a senior subject, each of the following—
    - (i) the person has taken an external assessment for the subject;
    - (ii) the authority has decided, under section 71, the person's result for the external assessment for the subject;
    - (iii) the person's result is recorded in the person's student account;
    - (iv) the person's result satisfies the required standard of achievement for the studies; or
  - (b) for non-Queensland studies, each of the following—

- (i) the results of the person's assessment for the studies are recorded in the person's student account under part 8, division 2;
- (ii) the completion requirement for the studies is satisfied;
- (iii) the person has achieved the required standard of achievement for the studies; or

- (c) for any other contributing studies, each of the following—
  - (i) the results of the person's assessment for the studies are recorded in the person's student account;
  - (ii) the completion requirement for the studies is satisfied;
  - (iii) the person has achieved the required standard of achievement for the studies.

- (3) For subsection (2)(b)(ii) and (c)(ii), the ***completion requirement*** for the studies is satisfied if—
  - (a) the person has completed the studies as required under section 109; or
  - (b) for studies that are core studies—the person has partially completed the studies as required under section 110(2).
- (4) If credits for contributing studies must be recorded in a person's student account under this section, the authority must record in the student account the number of credits equivalent to the credit value for the studies.
- (5) This section applies subject to section 119.

## **107 Credit value for contributing studies**

- (1) The authority must make a guideline (the ***credit value guideline***) stating the criteria to be applied by the authority for deciding the credit value for contributing studies.

- (2) Also, the authority must apply the criteria stated in the credit value guideline and decide the credit value for contributing studies, including partially completed core studies.
- (3) The authority must publish on the authority's website the credit value for contributing studies, including partially completed core studies.

**108    Required standard of achievement for contributing studies**

- (1) The authority must decide, for contributing studies, the standard of achievement a person must achieve (the ***required standard of achievement***) in order for credits for the studies to be recorded in the person's student account.
- (2) The authority must make a guideline stating the required standard of achievement for contributing studies.

**109    Completion of particular contributing studies**

- (1) This section applies in relation to contributing studies mentioned in section 106(2)(b)(ii) and (c)(ii).
- (2) A person completes the contributing studies if—
  - (a) for non-Queensland studies—the authority is satisfied the person has completed the studies; or
  - (b) for other contributing studies—the person complies with the requirements of the provider or recognised school for the studies about completion of the studies.
- (3) If the authority decides for subsection (2)(a) that the authority is not satisfied a person has completed non-Queensland studies, the authority must, as soon as practicable after making the decision, give the person an information notice for the decision.

## **110 Partial completion of contributing studies**

- (1) The authority must make a guideline about partial completion of contributing studies that states the requirements a person must satisfy to partially complete the studies.
- (2) A person partially completes contributing studies if the person complies with the requirements stated in the guideline mentioned in subsection (1).

## **Division 5 Recognition of particular studies as contributing studies**

### **111 Purpose of division**

The purpose of this division is to enable the authority to recognise studies as contributing studies for section 4(g).

### **112 Definitions for division**

In this division—

*cancel*, recognition of studies, means remove the studies from the recognised studies list.

*consenting entity*, for studies, means the entity mentioned in section 114(c).

*criteria guideline* see section 113.

*recognised*, in relation to studies, means the studies are published on the authority's website under this division.

*recognised studies list* means a list published under section 116.

*review day*—

- (a) in relation to the first review of the recognition of studies—see section 115(a); or
- (b) in relation to a review of whether to continue the recognition of studies—see section 117(4)(a).

### **113 Criteria for recognising particular studies as contributing studies**

The authority must make a guideline (the *criteria guideline*) stating the criteria that must be met in order for the authority to decide to recognise, or continue to recognise, studies under this division.

### **114 Requirements for recognition**

The authority may decide to recognise studies under this division if—

- (a) the authority reasonably believes the studies are appropriate for senior secondary education; and
- (b) the authority is satisfied the studies meet the criteria stated in the criteria guideline; and
- (c) each entity that issues results to persons who undertake the studies has given the authority written consent to the studies being recognised under this division.

### **115 Procedure for recognising studies**

If the authority decides to recognise studies under this division, it must—

- (a) decide the day (the *review day*) by which recognition of the studies will first be reviewed by the authority; and
- (b) give a notice to the consenting entity for the studies stating—
  - (i) that the authority has decided to recognise the studies under this division; and
  - (ii) the review day for the studies; and
- (c) include details of the studies on the authority's website.

## 116 **Recognised studies**

The authority must publish on the authority's website a current list of studies recognised under this division, including each of the following—

- (a) the name of the studies;
- (b) the category to which the studies belong;
- (c) the required standard of achievement for the studies;
- (d) the credit value for the studies;
- (e) the next review day for the studies.

## 117 **Conduct of review**

- (1) The authority must review the recognition of studies recognised under this division not earlier than 6 months before the review day, and not later than the review day, for the studies.
- (2) The purpose of the review is for the authority to decide whether to continue recognition of the studies.
- (3) The authority may decide to continue recognition of the studies if—
  - (a) the authority reasonably believes the studies continue to be appropriate for senior secondary education; and
  - (b) the authority is satisfied the studies continue to meet the criteria stated in the criteria guideline; and
  - (c) the consenting entity for the studies has not revoked its consent to the studies being recognised under this division.
- (4) If the authority decides to continue recognition of the studies, it must—
  - (a) decide the day (also the *review day*) by which it will next review the recognition of the studies; and

- (b) give a notice to the consenting entity for the studies stating—
  - (i) that the authority has decided to continue to recognise the studies under this division; and
  - (ii) the review day for the studies.
- (5) If the authority decides not to continue recognition of the studies—
  - (a) the authority must give the consenting entity for the studies an information notice for the decision that also states the day on which the recognition will be cancelled; and
  - (b) the authority must give any school providing the studies a notice that states the day on which the recognition will be cancelled.
- (6) The authority must not cancel the recognition of the studies before the day stated in the notice given under subsection (5).

## **118 Cancelling recognition other than because of review**

- (1) The authority may at any time decide to cancel the recognition of studies recognised under this division if—
  - (a) the authority reasonably believes the studies are not appropriate for senior secondary education; or
  - (b) the authority is not satisfied the studies meet the criteria stated in the criteria guideline.
- (2) If the authority decides to cancel recognition of studies under this section, the authority—
  - (a) must, at least 1 month before the day on which the recognition is cancelled, give the consenting entity for the studies an information notice for the decision that also states the day on which the recognition will be cancelled; and

- (b) must give any school providing the studies a notice that states the day on which the recognition will be cancelled; and
- (c) must not cancel recognition of the studies before the day stated in the notice given under paragraph (a).

(3) The authority must cancel the recognition of studies recognised under this division if the consenting entity for the studies gives the authority a written request.

## **119 Credits for recognised studies**

- (1) Credits for studies recognised under this division may be recorded in a person's student account if the person's results for the studies are achieved while the studies are recognised.
- (2) However, if a person is enrolled in studies recognised under this division immediately before the recognition is cancelled under section 117 or 118, credits for the studies may be recorded in the person's student account even if the person's results for the studies are achieved after the recognition is cancelled.
- (3) For subsection (2), section 57 of the Act and this part apply as if the studies were recognised when the person's results for the studies are achieved.

## **120 Providing evidence of assessment for particular recognised studies**

- (1) This section applies if—
  - (a) a person for whom a student account is open is or was enrolled with a provider or recognised school for studies recognised under this division; and
  - (b) before the person's results in the studies are issued, the provider or recognised school stops issuing results for the studies; and

- (c) the provider or recognised school has carried out some assessment of the person for the studies.
- (2) If evidence of the results of the assessment mentioned in subsection (1)(c) is provided to the authority, the authority may record the results in the person's student account.
- (3) In this section—  
*provider* see section 47 of the Act.

## **Division 6**

## **Recognising non-Queensland studies**

### **121 Definitions for division**

In this division—

*applicant* see section 124(1).

*extended compliance day* see section 124(3).

### **122 Notice may be given to authority for recognition of non-Queensland studies**

- (1) A person may apply to the authority for recognition by the authority of non-Queensland studies that are not recognised as contributing studies under section 123.
- (2) The person must give the authority a results notice for the non-Queensland studies.

### **123 Authority may decide to recognise non-Queensland studies**

The authority may decide to recognise non-Queensland studies as contributing studies if the authority is satisfied the studies relate to a level of schooling that is equivalent to senior secondary education.

## **124 Authority may request further information or documents**

- (1) Before deciding whether to recognise non-Queensland studies as contributing studies, the authority may, by notice, require a person who gave a results notice under section 122(2) (the *applicant*) to give the authority further information or a document the authority reasonably requires to make the decision.
- (2) The further information or document must be given to the authority within 28 days after the authority gives the applicant a notice under subsection (1).
- (3) Despite subsection (2), the authority and the applicant may, before the end of the 28-day period, agree to extend the period for complying with the requirement to a day (the *extended compliance day*) after the end of the 28-day period.
- (4) The applicant is taken to have withdrawn the results notice, to the extent the notice is for the non-Queensland studies, if—
  - (a) the authority gives the applicant a notice under subsection (1); and
  - (b) the applicant does not give the authority the information or document required—
    - (i) within the 28-day period; or
    - (ii) if the authority and the applicant agree to extend the period for complying with the requirement—by the extended compliance day.

## **125 Deciding whether to recognise non-Queensland studies**

- (1) Within 60 days after the relevant day, the authority must decide whether to recognise the non-Queensland studies as contributing studies.
- (2) If the authority decides to recognise the non-Queensland studies as contributing studies, the authority must—
  - (a) record the applicant's results for the studies in the applicant's student account; and

- (b) give the applicant a notice stating—
  - (i) that the authority has decided to recognise the studies as contributing studies; and
  - (ii) the results for the studies that have been recorded in the applicant's student account; and
  - (iii) whether or not the applicant satisfies the school study eligibility requirement under section 99(3)(b) in relation to the studies.
- (3) Subsection (2)(b)(iii) does not apply if there are results already recorded in the applicant's student account for studies in relation to which the applicant satisfies the school study eligibility requirement.
- (4) If the authority decides not to recognise the non-Queensland studies as contributing studies, the authority must give the applicant an information notice for the decision.
- (5) In this section—  
*relevant day* means—
  - (a) the day the authority received the applicant's results notice; or
  - (b) if the authority gives the applicant a notice under section 124(1)—the last day of the 28-day period under the notice or the extended compliance day.

## **126 Notice of decisions about category and credits for contributing studies**

- (1) This section applies if—
  - (a) the authority decides under section 125 to recognise non-Queensland studies as contributing studies; and
  - (b) credits for the studies must be recorded in the applicant's student account under section 106.
- (2) The authority must, as soon as practicable after deciding the matters mentioned in sections 105(3) and 107(2) for the

studies, give the applicant an information notice for each of the decisions.

## Division 7 Issuing of QCE

## 127 When QCE must be issued

(1) The authority must issue a QCE to a person who meets the eligibility requirements for a QCE—

- (a) if the person meets the eligibility requirements during the person's year 12 year of schooling and finishes senior secondary education in that year—in December of that year; or
- (b) if the person meets the eligibility requirements before the finishing day for the person's year 12 year of schooling but does not finish senior secondary education in that year—in the first July or December, whichever occurs first, after the authority receives a relevant request from the person; or
- (c) otherwise—in the first July or December, whichever occurs first, after the person meets the eligibility requirements, or an earlier time decided by the authority.

***relevant request*** means a written request for the authority to issue a QCE to the person received by the authority on or after 1 January of the year after the person's year 12 year of schooling.

## 128 What must be stated on QCE

A QCE must state each of the following—

- (a) the name of the person to whom it is issued;
- (b) the date it is issued;

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- (c) that the person has met the eligibility requirements for a QCE.

## Division 8                    **Miscellaneous**

### **129 Day on which credits must take effect**

- (1) This section applies if the authority is required under section 106 to record credits for contributing studies in a person's student account.
- (2) The authority must ensure the credits are recorded with effect from the day the person's results for the contributing studies were achieved.

## **Part 6                    Other certificates of achievement**

### **130 Persons eligible for Queensland certificate of individual achievement**

A person is eligible for the issue of a Queensland certificate of individual achievement if—

- (a) the person is nominated for the issue of the certificate by the principal of a school at which the person is enrolled; and
- (b) the person has completed—
  - (i) at least 24 semesters of schooling, other than schooling in the preparatory year or while the person is a kindergarten student; or
  - (ii) the equivalent to the semesters of schooling under subparagraph (i) as decided by the authority; and

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- (c) at least 1 result for contributing studies for the certificate is recorded in a student account kept for the person.

**131 Certification studies—contributing studies for Queensland certificate of individual achievement**

- (1) For schedule 1 of the Act, definition *certification studies*, studies that comply with the requirements stated in subsection (2) are prescribed as contributing studies for a Queensland certificate of individual achievement.
- (2) The requirements for the studies are—
  - (a) the studies are published on the authority's website as achievement studies for the Queensland certificate of individual achievement; and
  - (b) the studies are completed by a person—
    - (i) while enrolled at a school; and
    - (ii) as part of an individual learning program developed for the person at the school.

**132 When Queensland certificate of individual achievement must be issued**

A Queensland certificate of individual achievement must be issued in December of the year during which the person meets the requirements for the certificate under section 130.

**133 What must be stated on Queensland certificate of individual achievement**

A Queensland certificate of individual achievement must state both of the following—

- (a) the name of the person to whom it is issued;
- (b) the date it is issued.

## Part 7

# Finishing senior secondary education and statements of results

## Division 1

### Senior statement

#### 134 Persons to whom a senior statement must be issued

- (1) The authority must issue a senior statement to a person who finishes senior secondary education unless the person does not have credits recorded in the person's student account under part 5.
- (2) If a person does not have credits recorded in the person's student account, the authority may refuse to issue a senior statement to the person.
- (3) If the authority issues a senior statement under this section, the senior statement must be issued in December of the year in which the person finishes senior secondary education.

#### 135 What must be recorded on senior statement

For schedule 1 of the Act, definition *statement of results*, paragraph (b), the following information is prescribed for a senior statement—

- (a) the name of the person to whom it is issued;
- (b) the date it is issued;
- (c) that the person has finished senior secondary education;
- (d) for contributing studies for a QCE for which the results of the person's assessment are recorded in the person's student account—
  - (i) the name of the studies; and
  - (ii) the results of the person's assessment; and

- (iii) if the provider is not a school at which the person is enrolled—the name of the provider for the studies; and
- (iv) if the studies are non-Queensland studies—the name of the State or country in which the result issuer for the studies operates; and
- (v) the year in which the person's results were achieved;

(e) for contributing studies for a Queensland certificate of individual achievement for which the person's results are recorded in the person's student account—

- (i) the person's results for the studies; and
- (ii) the year in which the person's results were achieved;

(f) the name of any qualification issued to the person and recorded in the person's student account;

(g) either—

- (i) that the person meets the eligibility requirements for a QCE; or
- (ii) that the person does not meet the eligibility requirements for a QCE.

## Division 2 Record of results

## 136 Persons to whom record of results must be issued

(1) The authority must issue a record of results to a person who—

(a) is issued with a QCE or Queensland certificate of individual achievement, if the person is not also issued with a senior statement in the same month as the QCE or Queensland certificate of individual achievement is issued to the person; or

- (b) takes an external senior examination for an external examination subject, if—
  - (i) the authority decides the person's result under section 71; and
  - (ii) the person is not issued with a senior statement in the year in which the person takes the examination.
- (2) The authority must issue a record of results to the person—
  - (a) for a person mentioned in subsection (1)(a)—when a QCE or Queensland certificate of individual achievement is issued to the person; or
  - (b) for a person mentioned in subsection (1)(b)—in December of the year in which the person takes the external senior examination.

### **137 Persons who may request record of results**

- (1) A person for whom a student account is open may give a written request to the authority at any time for a record of results to be issued to the person.
- (2) The authority must issue a record of results to the person within 7 days after the authority receives the request.

### **138 What must be recorded on record of results**

- (1) For schedule 1 of the Act, definition *statement of results*, paragraph (b), the following information is prescribed for a record of results—
  - (a) the name of the person to whom it is issued;
  - (b) the date it is issued;
  - (c) for contributing studies for a QCE for which the results of the person's assessment are recorded in the person's student account—
    - (i) the name of the studies; and

- (ii) the results of the person's assessment; and
- (iii) if the provider is not a school at which the person is enrolled—the name of the provider for the studies; and
- (iv) if the studies are non-Queensland studies—the name of the State or country in which the result issuer for the studies operates; and
- (v) the year in which the person's results were achieved;

(d) for contributing studies for a Queensland certificate of individual achievement for which the person's results are recorded in the person's student account—

- (i) the person's results for the studies; and
- (ii) the year in which the person's results were achieved;

(e) the name of any qualification issued to the person and recorded in the person's student account;

(f) if the person took a core skills test in 2019 or an earlier year—the person's results for the test;

(g) either—

- (i) that the person meets the eligibility requirements for a QCE; or
- (ii) that the person does not meet the eligibility requirements for a QCE.

(2) In this section—

**core skills test** means a core skills test developed under the repealed *Education (Queensland Curriculum and Assessment Authority) Regulation 2014*, section 64 as in force from time to time before the commencement of the *Education (Queensland Curriculum and Assessment Authority) Amendment Regulation 2019*, section 14.

## Division 3      Miscellaneous

**139 Principal to give information to authority about students who finish senior secondary education**

- (1) The principal of a school must give the authority notice of the names of the students enrolled at the school who finish senior secondary education.
- (2) The authority may by notice require the principal to give it the names at the time and in the way stated in the notice.
- (3) The principal must comply with the requirement.

## **Part 8 General provisions for student accounts**

## Division 1 Information and notifications

**140 Information required to open student accounts—compulsory participation phase—Act, s 51**

(1) For section 51(3) of the Act, the following information is prescribed—

- (a) the person's full name and any previous family names of the person;
- (b) the person's sex;
- (c) the person's date of birth;
- (d) the person's address;
- (e) the person's phone number if the person consents to the phone number being given to the authority;
- (f) whether the person is an Aboriginal person or a Torres Strait Islander person;

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- (g) whether the person is from a non-English speaking background;
- (h) each eligible option in which the person proposes to participate when the person starts the compulsory participation phase;
- (i) whether the person is an overseas student.

(2) If the person has been issued with, or becomes eligible for the issue of, a relevant qualification, each of the following is prescribed—

- (a) the name of the qualification;
- (b) the name of the entity that issued, or will issue, the qualification;
- (c) if the qualification has been issued—the date the qualification was issued to the person.

(3) In this section—

***overseas student*** means an overseas student under the *Education Services for Overseas Students Act 2000* (Cwlth), section 5.

***relevant qualification*** means any of the following—

- (a) a senior certificate;
- (b) a certificate about the completion of the person's studies under the repealed *Education Act 1964* or the repealed *Education (Senior Secondary School Studies) Act 1988*;
- (c) a qualification issued or to be issued in another country, if the person opening the student account reasonably believes the qualification relates to a level of schooling equivalent to senior secondary education.

## **141 Information required to open student accounts—particular young persons—Act, s 52**

For section 52(2)(a) of the Act, the following information is prescribed—

- (a) the information mentioned in section 140(1)(a) to (g), (i) and (2);
- (b) the eligible option of the provider in which the person is participating or proposes to participate;
- (c) whether the person's participation in the eligible option is, or will be, full-time;
- (d) any other eligible options in which the person is participating, or has participated, since starting the compulsory participation phase of which the provider is aware.

**142 Information required to open student accounts—recognised schools—Act, s 53**

For section 53(2) of the Act, the following information is prescribed—

- (a) the information mentioned in section 140(1)(a) to (e) and (2);
- (b) details of the certification studies in which the person is enrolled when the information is given to the authority.

**143 Information required for student accounts—other persons—Act, s 54**

For section 54(2) of the Act, the following information is prescribed—

- (a) the information mentioned in section 140(1)(a) to (f), (i) and (2);
- (b) if the person is enrolled in certification studies with a provider, other than an exempt provider—details of each of the certification studies in which the person is enrolled when the required information is given to the provider or chief executive, including the name and type of the provider.

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**144 Information required to notify authority of enrolments—Act, s 56**

- (1) For section 56(1) of the Act, the following information is prescribed—
  - (a) the information mentioned in section 140(1)(a) to (d);
  - (b) if a student account is open for the person and the provider has the account number for the account—the account number;
  - (c) the eligible option in which the person is participating, or proposes to participate, by enrolling in the program or course;
  - (d) the components of the eligible option being undertaken, or proposed to be undertaken, by the person;
  - (e) the date of the person’s enrolment in the program or course;
  - (f) the date the person started, or proposes to start, to comply with the provider’s attendance requirements for the program or course;
  - (g) the name and type of the provider.
- (2) For section 56(3) of the Act, the following information is prescribed—
  - (a) the information mentioned in section 140(1)(a) to (d);
  - (b) the account number for the person’s student account;
  - (c) the certification studies in which the person is enrolled;
  - (d) the date of the person’s enrolment in the studies;
  - (e) the name and type of the provider.
- (3) For section 56(4) of the Act, the information mentioned in subsection (2)(a) to (e) is prescribed.

**145 Notification of results—Act, s 57**

For section 57(2) of the Act—

- (a) the time prescribed is on or before the following days in each year—
  - (i) 30 June;
  - (ii) the Thursday following the finishing day; and
- (b) the way prescribed is by written notice, email or other electronic communication.

#### **146 Notification of other matters—Act, s 58**

- (1) For section 58(2)(a) of the Act, the time prescribed is within 3 months after the provider or recognised school becomes aware of the correct information.
- (2) For section 58(2)(b) of the Act, the time prescribed is within 30 days after the provider or recognised school becomes aware of the correct information.
- (3) For section 58(2)(c) of the Act, the time prescribed is within 30 days after the provider or recognised school becomes aware the person has stopped being enrolled with the provider or recognised school.
- (4) For section 58(2)(d) of the Act, the time prescribed is within 30 days after the provider or recognised school becomes aware the person has died.

#### **147 Information that must be accessible by providers—Act, s 62**

For section 62(3)(a), (5) and (6) of the Act, the following information is prescribed—

- (a) the person’s full name and any previous family names of the person;
- (b) the person’s sex;
- (c) the person’s date of birth;
- (d) the account number for the person’s student account.

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**148 Information that may be disclosed to providers and recognised schools—Act, s 65**

For section 65(1) of the Act, the following information for a student account is prescribed—

- (a) if the student account is for a young person in the student account phase—the account number for the account and the information recorded in the account;
- (b) otherwise—the account number for the account and the following information recorded in the account—
  - (i) the person’s full name and any previous family names of the person;
  - (ii) the person’s address;
  - (iii) information about the person’s enrolment or results in certification studies.

**149 Person for whom student account is open may give results notice**

- (1) A person for whom a student account is open may give notice (*a results notice*) to the authority of results information for—
  - (a) contributing studies mentioned in section 4 completed, or partially completed, by the person; or
  - (b) non-Queensland studies completed, or partially completed, by the person.
- (2) The results notice may relate to results information for studies completed on or after the first account day and until the day the student account is opened for the person.
- (3) In this section—  
*first account day* see section 154(6).

***results information***, for studies, means each of the following—

- (a) the name of the studies and, for studies other than non-Queensland studies, the name of the provider or recognised school;
- (b) the period during which the studies were undertaken;
- (c) for non-Queensland studies—
  - (i) the name of the State or country in which the result issuer for the studies operates; and
  - (ii) the name of the result issuer; and
  - (iii) the level of schooling the studies relate to;
- (d) whether the person completed or partially completed the studies;
- (e) if the person partially completed the studies—the number of semesters completed by the person;
- (f) the results of the person's assessment for the studies;
- (g) when the results were achieved;
- (h) any qualifications conferred on the person to which the studies contributed;
- (i) for qualifications mentioned in paragraph (h)—
  - (i) when the qualifications were conferred; and
  - (ii) the name of the entity that conferred the qualifications; and
  - (iii) if the qualifications were conferred in another State or country—the State or country in which the qualifications were conferred.

**150 Authority must record results for contributing studies mentioned in s 4**

- (1) This section applies if the authority receives a results notice from a person under section 149 for contributing studies mentioned in section 4.
- (2) The authority must record the results of the person's assessment for the studies in the person's student account.
- (3) Also, the authority must give the person a notice if—
  - (a) any of the studies are non-Queensland studies; and
  - (b) there are no results already recorded in the person's student account for studies in relation to which the person satisfies the school study eligibility requirement, including under section 99(3)(b).
- (4) The notice given to the person must state whether or not the person satisfies the school study eligibility requirement under section 99(3)(b) in relation to the non-Queensland studies.

**Division 3 Information authority may disclose**

**151 Information for disclosure to chief executive—Act, s 66**

For section 66(2) of the Act, the following information recorded in the young person's student account is prescribed—

- (a) the account number;
- (b) the person's full name and any previous family names;
- (c) the person's address and, if recorded, telephone number;
- (d) the person's date of birth;
- (e) the date the person started being enrolled, and the date the person stopped being enrolled, with the provider in the course or program;

- (f) any eligible option in which the person was participating immediately before the person stopped being enrolled with the provider in the course or program and the components of the eligible option that were being undertaken by the person;
- (g) the name and type of the provider for an eligible option mentioned in paragraph (f);
- (h) any eligible option in which the person is participating and the components of the eligible option being undertaken by the person;
- (i) the name and type of the provider for an eligible option mentioned in paragraph (h) and the date the person started being enrolled with the provider for the eligible option.

## **152 Aggregated student account information—Act, s 67**

For section 67(1) and (2) of the Act—

- (a) the time prescribed is within 1 month of receiving a request from a relevant entity; and
- (b) the information prescribed is the following—
  - (i) for ISQ—aggregated student account information about persons enrolled annually at a non-State school that is a member of ISQ;
  - (ii) for CEQL—aggregated student account information about persons enrolled annually at a non-State school represented by CEQL;
  - (iii) for the training chief executive—aggregated student account information about persons enrolled annually in vocational education and training.

### **153 Disclosure to training chief executive—Act, s 68**

- (1) For section 68(1) of the Act, the following agreements in effect between the State and the Commonwealth are prescribed—
  - (a) an agreement under the *Schools Assistance (Learning Together—Achievement Through Choice and Opportunity) Act 2004* (Cwlth), section 14(1)(b);
  - (b) an agreement under the *National Vocational Education and Training Regulator Act 2011* (Cwlth), section 187.
- (2) Also, for section 68(1) of the Act, the following information recorded in a person’s student account is prescribed—
  - (a) the person’s full name and any previous family names of the person;
  - (b) the account number for the student account;
  - (c) the person’s sex;
  - (d) the person’s date of birth;
  - (e) the person’s address;
  - (f) whether the person is an Aboriginal person or a Torres Strait Islander person;
  - (g) whether the person is from a non-English speaking background;
  - (h) each vocational education and training course in which the person was enrolled during the year to which the relevant information relates and, if recorded in the account, each unit of competency that is a component of that course;
  - (i) the date of the person’s enrolment in the vocational education and training course;
  - (j) the name and type of the provider for the vocational education and training course;
  - (k) if the person stopped being enrolled in the vocational education and training course during the year and the

date the person stopped being enrolled is recorded in the account—the date the person stopped being enrolled in the course;

- (l) any results of the person for the vocational education and training course or a unit of competency that is a component of the course.
- (3) For section 68(2) of the Act—
  - (a) the time prescribed is by 1 March of the year after the year in which the request is made by the training chief executive; and
  - (b) the way prescribed is by email or other electronic communication.

## Division 4 Closure of student accounts

### 154 Closure of student accounts

- (1) The authority must close a person's student account—
  - (a) if the authority issues a QCE to the person; or
  - (b) within 9 years of the first account day; or
  - (c) if a provider or recognised school informs the authority, under section 58(2)(d) of the Act, that the person has died.
- (2) However, the person may give the authority a notice stating that the person wishes to continue the person's student account before the account is closed.
- (3) If the person's student account is closed, the person may give the authority a notice stating the person wishes to open the person's student account.
- (4) If the authority receives a notice under subsection (2)—
  - (a) the person's student account continues for a period of 9 years from the date the authority received the notice from the person; and

- (b) any credits recorded in the student account continue to be recorded in the account for the period mentioned in paragraph (a).

(5) If the authority receives a notice under subsection (3)—

- (a) the authority must open the person's student account for a period of 9 years from the date the authority received the notice from the person; and
- (b) the authority must record any credits previously recorded in the student account in the opened account.

(6) In this section—

***compulsory school age*** see the E(GP) Act, section 9.

***first account day*** means—

- (a) if the person is, or has been, in the student account phase and is not a non-Queensland student—1 January of the year in which the person stopped being of compulsory school age; or
- (b) if the person is a non-Queensland student—1 January of the year in which the relevant time falls; or
- (c) otherwise—1 January of the year in which a student account is opened for the person.

***non-Queensland student*** means a person—

- (a) who did not live in Queensland at the relevant time; and
- (b) for whom a student account would have been required to be opened under a student account provision if the person had lived in Queensland at the relevant time.

***relevant time***, for a non-Queensland student, means the time the student would have stopped being of compulsory school age if the student had lived in Queensland.

***student account provision*** means—

- (a) section 51 of the Act; or

- (b) the E(GP) Act, section 253, as in force before its repeal under the *Education Legislation Amendment Act 2006*, section 18; or
- (c) the *Youth Participation in Education and Training Act 2003*, section 38, as in force before its repeal under the E(GP) Act, section 435; or
- (d) the *Education (Queensland Studies Authority) Act 2002*, section 21D, as in force before its repeal under section 93 of the Act.

## Part 9

## Verification and copies of certificates and statements

### Division 1

### Verification of information in certificates or statements

#### 155 Verification of information in Queensland certificate of individual achievement or statement of results—Act, s 92

- (1) A person who is issued a Queensland certificate of individual achievement or statement of results may apply to the authority for verification of information in the certificate or statement.
- (2) The application must—
  - (a) be in the approved form; and
  - (b) be made within 28 days after the certificate or statement is issued to the applicant; and
  - (c) be accompanied by the fee stated in schedule 1 for the verification of information in the certificate or statement.

## **156 Authority may request further information or documents**

- (1) If the authority considers further information or documents are required for deciding the application, the authority may give the applicant a notice requesting information or a document be given to the authority within a stated period of at least 7 days.
- (2) If the applicant does not comply with the request within the period stated in the notice, the applicant is taken to have withdrawn the application.

## **157 Deciding application**

- (1) After making appropriate inquiries about the information in the certificate or statement to be verified, the authority must decide whether the information is correct or incorrect.
- (2) The authority must, as soon as practicable, give the applicant a notice stating the authority's decision.
- (3) If the authority decides the information is correct, the notice must also state the reasons for the decision.
- (4) If the authority decides the information is incorrect, the authority must—
  - (a) issue a replacement Queensland certificate of individual achievement or statement of results, containing the correct information, to the applicant; and
  - (b) refund the fee for the verification of information in the certificate or statement to the applicant.

# **Division 2 Request for copy of certificate**

## **158 Issue of copy of certificate**

- (1) A person may request a copy of a certificate.
- (2) The request must—

- (a) be in the approved form; and
- (b) be accompanied by—
  - (i) if the authority has previously issued a hard copy of the certificate to the person—the fee stated in schedule 1 for the copy; and
  - (ii) each document identified in the approved form that the authority reasonably requires.

(3) The authority must issue the copy of the certificate to the person within 7 days after the request is made if the certificate relates to the person.

(4) In this section—

***certificate***, in relation to a person, means—

- (a) any of the following issued to the person—
  - (i) a certificate of achievement;
  - (ii) a senior statement;
  - (iii) a certificate about the completion of the person's studies under the repealed *Education Act 1964* or the repealed *Education (Senior Secondary School Studies) Act 1988*;
  - (iv) a senior certificate; or
- (b) a tertiary entrance statement issued to the person under the repealed *Education (Tertiary Entrance Procedures Authority) Act 1990*; or
- (c) a core skills test statement of achievement issued to the person under the repealed *Education (Senior Secondary School Studies) Act 1988*; or
- (d) a certificate of achievement, senior statement or tertiary entrance statement issued to the person under the repealed *Education (Queensland Studies Authority) Act 2002*.

***core skills test statement of achievement*** means a document—

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- (a) certifying that a person has taken a core skills test; and
- (b) stating the person's grade for the test.

**159 Authority may request further information or documents**

- (1) If the authority considers further information or documents are required for deciding the request, the authority may give the person a notice requesting information or a document be given to the authority within a stated period of at least 7 days.
- (2) If the person does not comply with the request within the period stated in the notice, the person is taken to have withdrawn the request.

**Part 10 Equivalence of level of school education or qualification**

**160 Application for authority's decision on equivalence—Act, s 92**

- (1) A person may apply to the authority for its decision on the equivalent level of school education, or school qualification, in the State of a level of education reached, or qualification obtained, by the person at an educational institution established outside the State.
- (2) The application must—
  - (a) be in the approved form; and
  - (b) be accompanied by—
    - (i) the fee stated in schedule 1 for the application; and
    - (ii) satisfactory evidence of the level of school education or school qualification; and
    - (iii) documents identified in the approved form that the authority reasonably requires.

- (3) Information in the application must, if the approved form requires, be given and verified by statutory declaration.
- (4) The authority must decide the application and, as soon as practicable, give the applicant an information notice for the decision.

## **161 Authority may request further information or documents**

- (1) If the authority considers further information or documents are required for deciding the application, the authority may give the applicant a notice requesting information or a document be given to the authority within a stated period of at least 7 days.
- (2) If the applicant does not comply with the request within the period stated in the notice, the applicant is taken to have withdrawn the application.

# **Part 11 Fees**

## **162 Fees payable**

The fees payable under the Act are stated in schedule 1.

## **163 Application of part**

Nothing in a provision of this part limits the application of another provision of this part.

## **164 Service fee payable by person who is not an Australian citizen or permanent resident**

- (1) This section applies to a person who—
  - (a) undertakes senior secondary education at an assessing school other than a recognised school; and
  - (b) is not an Australian citizen or permanent resident.

- (2) The person must pay the authority the service fee mentioned in schedule 1 in consideration of the authority performing its functions, under section 9, 13A, 14, 15 or 16 of the Act, in relation to the person, for each year or part of a year the person undertakes the senior secondary education.
- (3) The authority may waive payment of the fee if—
  - (a) the person undertakes the senior secondary education at a State school and the cost of the person's education at the school is being defrayed by the State; or
  - (b) the person undertakes the senior secondary education at a non-State school and the cost of the person's education would be defrayed by the State if the person were undertaking the education at a State school.
- (4) In this section—

**Australian citizen** means an Australian citizen under the *Australian Citizenship Act 2007* (Cwlth), section 4.

**permanent resident** means—
  - (a) the holder of a permanent visa within the meaning of the *Migration Act 1958* (Cwlth), section 30(1); or
  - (b) a New Zealand citizen who is the holder of a special category visa within the meaning of the *Migration Act 1958* (Cwlth), section 32.

## **165 Refund of application fee for accreditation or renewal of accreditation**

- (1) This section applies if—
  - (a) a person withdraws an application for accreditation, or renewal of accreditation, of a kindergarten guideline; or
  - (b) the authority rejects an application for accreditation, or renewal of accreditation, of a kindergarten guideline.
- (2) However, the section only applies if the authority has not started evaluating the kindergarten guideline.

(3) The authority must refund to the person the application fee, less the administrative component mentioned in schedule 1.

**166 Refund of particular fees—external senior examination not taken because of illness or event**

(1) This section applies to a person who—

- (a) was granted an application, under section 65, to take an external senior examination for an external examination subject; and
- (b) does not take the examination because of—
  - (i) illness; or
  - (ii) an unexpected event outside the person's control that prevents the person from taking the examination.

*Examples for subparagraph (ii)—*

a natural disaster, an accident, an electricity supply failure during the examination

(2) The person may apply to the authority for a refund of the application fee, or late application fee, for the application.

(3) The application for a refund must—

- (a) be in the approved form; and
- (b) be made within 1 month after the day of the examination.

(4) The authority must consider the application for the refund and decide to grant, or refuse to grant, the application.

(5) The authority may grant the application if it is reasonably satisfied the applicant failed to take the examination because of the illness or unexpected event.

(6) If the authority grants the application, it must refund to the applicant the following—

- (a) the application fee, or late application fee, for the application, less the administration fee mentioned in schedule 1;
- (b) any local expenses fee paid in relation to the examination, less the administration fee mentioned in schedule 1.

**167 Refund of particular fees—cancellation of application to take external senior examination**

- (1) This section applies if—
  - (a) a person was granted an application under section 65 to take an external senior examination for an external examination subject; and
  - (b) the person cancels the application within 1 month after the relevant day for the application.
- (2) The authority must refund to the person the following—
  - (a) the application fee, or late application fee, for the application, less the administration fee mentioned in schedule 1;
  - (b) any local expenses fee paid in relation to the examination, less the administration fee mentioned in schedule 1.
- (3) In this section—  
*relevant day* see section 64(3).

**168 Refund of reassessment fee**

- (1) This section applies if—
  - (a) a person has made a request, under section 74, to reassess the person's result for an external assessment; and
  - (b) the person cancels the request.

(2) The authority must refund to the person the reassessment fee, less the administration fee mentioned in schedule 1.

**169 Refund of script inspection fee**

(1) This section applies if—

- (a) a person has made a request, under section 75, to inspect the person’s test script; and
- (b) the person cancels the request.

(2) The authority must refund to the person the script inspection fee.

**170 Refund of local expenses fee for external assessment**

(1) This section applies if—

- (a) a person has paid the local expenses fee in relation to the taking of an external assessment for a senior subject; and
- (b) the person notifies the authority that the person no longer wishes to take the external assessment at a place other than a place decided under section 77(1)—
  - (i) for an external assessment to be taken in Australia—at least 1 month before the day of the external assessment; or
  - (ii) for another external assessment—at least 3 months before the day of the external assessment.

(2) The authority must refund to the person the local expenses fee, less the administration fee mentioned in schedule 1.

**171 Waiver of fees**

(1) The authority may, under this section, waive all or part of a fee payable by a person under the Act.

- (2) However, the authority may waive all or part of the fee only if satisfied—
  - (a) the person is experiencing, or has experienced, financial hardship; or
  - (b) it is appropriate because of health or medical issues experienced by the person.
- (3) The authority's power to waive all or part of the fee may be exercised—
  - (a) generally; or
  - (b) for a particular class of persons or matters; or
  - (c) in relation to a particular person.
- (4) If the waiver relates to a particular person, the power to waive all or part of the fee may be exercised on the authority's own initiative or on the application of the person.

## **172 Copy of approved syllabus and certain other documents**

- (1) A person may give the authority a request for a copy of—
  - (a) a syllabus developed, revised or purchased by the authority under section 9 or 10 of the Act; or
  - (b) an accredited kindergarten guideline; or
  - (c) a part of the accreditation register.
- (2) The authority must, on payment of an appropriate fee, give the person a copy of the document requested by the person.
- (3) In this section—

*appropriate fee* means a fee—
  - (a) the authority considers to be reasonable; and
  - (b) that is not more than the reasonable cost of giving the person a copy of the syllabus, kindergarten guideline, or part of the accreditation register.

## Part 12 Guidelines

### 173 Notification of guidelines

- (1) As soon as practicable after making a guideline, the authority must publish the guideline on the authority's website.
- (2) If the authority makes a guideline, the authority must notify each relevant entity about the making of the guideline.
- (3) In this section—

*making*, a guideline, includes amending the guideline.

*relevant entity* means an entity that may be affected by the guideline.

*Examples of a relevant entity*—

the chief executive or a provider

### 174 Guidelines about contributing studies

The authority may make or amend a guideline mentioned in sections 105(2) and (4), 107(1), 108(2) and 110(1) only with the written approval of the Minister.

## Part 13 Transitional provisions

### Division 1 Preliminary

#### 175 Definitions for part

In this part—

*expired regulation* means the expired *Education (Queensland Curriculum and Assessment Authority) Regulation 2014*.

*former*, in relation to a provision, means the provision of the expired regulation as in force from time to time before the commencement.

***new***, in relation to a provision, means the provision of this regulation as in force from the commencement.

***relevant test*** has the meaning given under the expired regulation.

## **176 Applications and requests made but not decided or dealt with before commencement**

- (1) This section applies to an application or request made, but not decided or dealt with, before the commencement under a former section mentioned in column 1 of the following table.
- (2) The application or request is taken to be made under the new section mentioned in column 2 of the table opposite the former section.
- (3) Anything done in relation to the application or request under the expired regulation is taken to have been done in relation to the application or request under this regulation.

**Table**

	<b>Column 1 Former section</b>	<b>Column 2 New section</b>
1	section 9 (Procedural requirements)	section 11
2	section 25 (Procedural requirements)	section 27
3	section 37 (Application for approval to change a section 38 guideline)	section 38
4	section 54 (Application for declaration of eligibility—external senior examination)	section 59
5	section 56 (Examination may be taken in more examination subjects)	section 63
6	section 57 (Application)	section 64
7	section 58C (Application for declaration of eligibility—external senior assessment)	section 56

	<b>Column 1</b> <b>Former section</b>	<b>Column 2</b> <b>New section</b>
8	section 62 (Reassessment of result for relevant test)	section 74
9	section 63 (Inspection of graded test script)	section 75
10	section 73 (Application to take relevant test at another place)	section 78
11	section 75 (Application to take examination—recognised school students)	section 83
12	section 76 (Special arrangements for personal capacity circumstances)	section 85
13	section 81E (Review of confirmed student result)	section 96
14	section 103(3) (Cancelling recognition other than because of review)	section 118(3)
15	section 115(1)(b) (When QCE must be issued to a person)	section 127(1)(b)
16	section 125 (Persons who may request record of results)	section 137
17	section 157 (Verification of information in Queensland certificate of individual achievement or statement of results)	section 155
18	section 160 (Issue of copy of certificate)	section 158
19	section 162 (Application for authority's decision on equivalence)	section 160
20	section 167 (Refund of application fee, or late application fee, for external senior examination because of illness)	section 166
21	section 172 (Copy of approved syllabus and certain other documents)	section 172

**177 Decisions for applications or requests made before commencement**

- (1) This section applies to a decision made by the authority before the commencement in relation to an application or request under a former section mentioned in column 1 of the following table.
- (2) The decision is taken to be a decision of the authority in relation to the application or request under the new section mentioned in column 2 of the table opposite the former section.

**Table**

	<b>Column 1 Former section</b>	<b>Column 2 New section</b>
1	section 40 (Deciding an application for approval of a change)	section 41
2	section 62 (Reassessment of result for relevant test)	section 74
3	section 63 (Inspection of graded test script)	section 75
4	section 75 (Application to take examination—recognised school students)	section 83
5	section 76 (Special arrangements for personal capacity circumstances)	section 87
6	section 159 (Deciding an application)	section 157
7	section 162 (Application for authority's decision on equivalence)	section 160

**178 Decisions for applications or requests made before commencement applying in 2025**

- (1) This section applies to a decision made by the authority before the commencement in relation to an application or request

under a former section mentioned in column 1 of the following table.

- (2) The decision is taken to be a decision of the authority in relation to the application or request under the new section mentioned in column 2 opposite the former section.
- (3) However, the decision only applies for the year in which the decision was made.

**Table**

	<b>Column 1 Former section</b>	<b>Column 2 New section</b>
1	section 54 (Application for declaration of eligibility—external senior examination)	section 59
2	section 56 (Examination may be taken in more examination subjects)	section 63
3	section 58 (Decision about application to take examination)	section 65
4	section 58C (Application for declaration of eligibility—external senior assessment)	section 56
5	section 73 (Application to take relevant test at another place)	section 79

**179 Notices given by authority and not complied with before commencement**

- (1) This section applies if—
  - (a) before the commencement, the authority gave a person a notice under a former section mentioned in column 1 of the following table; and
  - (b) immediately before the commencement—
    - (i) the person had not complied with the notice; and

(ii) the period for complying with the notice (the *compliance period*) had not ended.

(2) The notice is taken to be a notice given under the new section mentioned in column 2 of the table opposite the former section.

(3) The notice must be complied with before the compliance period ends.

**Table**

	<b>Column 1 Former section</b>	<b>Column 2 New section</b>
1	section 86 (Authority may request further information for deciding whether person is ineligible for issue of QCE)	section 101
2	section 89 (Authority may request further information or documents)	section 104
3	section 108 (Authority may request further information or documents)	section 124
4	section 175(2) (Principal to give information to authority about students who finish senior secondary 2) education)	section 139(2)

## **Division 2**

## **Provisions about kindergarten guidelines**

### **180 Existing accreditation of kindergarten guideline and accreditation period**

(1) This section applies in relation to the accreditation of a kindergarten guideline in effect immediately before the commencement under the expired regulation, including a renewed accreditation.

[s 181]

(2) The accreditation is taken to be an accreditation under this regulation for the accreditation period decided by the authority under the expired regulation.

## 181 Notice given by authority before commencement

- (1) This section applies if—
  - (a) before the commencement the authority gave the registered nominee for an accredited kindergarten guideline a notice under former section 22; and
  - (b) the accreditation to which the notice relates ends on a day in 2026.
- (2) The authority is taken to have given the registered nominee a notice under new section 24.

**182 Show cause notice for cancellation of accreditation given before commencement**

- (1) This section applies to a show cause notice given to a person under former section 44 that has not been finally dealt with before the commencement.
- (2) The show cause notice is taken to be a notice given under new section 45.
- (3) Anything done in relation to the show cause notice under the expired regulation is taken to have been done in relation to the notice under this regulation.

## Division 3

## **Administration of examinations and assessments**

**183 Deciding result for relevant test taken before commencement**

Former sections 59 to 61 continue to apply, as if this regulation had not been made, for deciding a person's result

for a relevant test taken by the person before the commencement.

## **184 Appointed officials**

- (1) This section applies if—
  - (a) a person was appointed under former section 81 by the authority before the commencement to ensure the proper conduct of a relevant test; and
  - (b) the relevant test is to be held on a day after the commencement.
- (2) The person continues to be appointed under new section 90 on the same terms of appointment that applied to the person immediately before the commencement.

## **185 Samples submitted for moderation before commencement**

- (1) This section applies if, immediately before the commencement—
  - (a) samples of completed school-based assessments were submitted to the authority for moderation under former section 81C; and
  - (b) the authority had not dealt with the samples as required under former section 81D.
- (2) The samples are taken to have been submitted to the authority under new section 94.

## Division 4

### Decisions of the QCAA about equivalent qualifications

#### 186 Decisions about equivalent qualifications made before commencement

- (1) This section applies if, before the commencement, the authority made a decision under former section 87 that a qualification issued in another State or country is equivalent to the QCE.
- (2) The decision is taken to have been made under new section 102.

#### 187 Studies equivalent to QCE

- (1) This section applies if, before the commencement—
  - (a) a student account was opened for a person; and
  - (b) the authority received a notification mentioned in former section 88(1)(b) about a qualification issued or to be issued in a foreign country; and
  - (c) the authority had not decided whether the qualification is equivalent to the QCE.
- (2) New section 103 applies to the authority in relation to the decision.
- (3) Anything done in relation to the decision under the expired regulation is taken to have been done in relation to the decision under this regulation.

## **Division 5**

## **Decisions of QCAA about recognition of studies**

### **188 Existing recognition of particular studies as contributing studies**

- (1) This section applies to studies if, before the commencement—
  - (a) studies were recognised as contributing studies under former part 4, division 5; and
  - (b) the recognition of the studies was not cancelled under that part.
- (2) The studies are taken to be recognised by the authority under new part 5, division 5.
- (3) The review day decided for the studies under former section 100 or 102 continues to apply in relation to the studies.

### **189 Review of recognition of studies started before commencement**

- (1) This section applies if, before the commencement—
  - (a) the authority started a review of the recognition of studies recognised under former part 4, division 5; and
  - (b) the authority had not decided under former section 102 whether to continue recognition of the studies.
- (2) The review must be completed under former section 102.
- (3) A decision of the authority to continue recognition or not to continue recognition of the studies following the review is taken to be a decision made under new section 117.

**190 Existing recognition of non-Queensland studies as contributing studies**

- (1) This section applies if, before the commencement, non-Queensland studies were recognised as contributing studies under former part 4, division 6.
- (2) The non-Queensland studies are taken to be recognised by the authority under new part 5, division 6.

**191 Results notice received by authority before commencement**

- (1) This section applies if, before the commencement—
  - (a) the authority received a results notice for non-Queensland studies that were not recognised as contributing studies; and
  - (b) the authority had not decided whether to recognise the studies under the former section 109.
- (2) The notice is taken to have been given under new section 122.

**Division 6 Other provisions**

**192 Academic integrity requirements for eligibility of QCE**

New section 99(1)(e) does not apply to a person who finishes senior secondary education, or completes schooling equivalent to senior secondary education, before 31 August 2026.

**193 Nomination for Queensland certificate of individual achievement**

- (1) This section applies if, before the commencement—
  - (a) a person was nominated for the issue of a Queensland certificate of individual achievement by the principal of a school under former section 118; and

(b) the person had not been issued the certificate.

(2) The nomination is taken to be a nomination by the principal under new section 130.

#### **194 Notices given before commencement**

(1) This section applies if—

- (a) a notice was given to the authority by a person before the commencement under a former section mentioned in column 1 of the following table; and
- (b) immediately before the commencement the notice has not been dealt with.

(2) The notice is taken to be a notice given under the new section mentioned in column 2 opposite the former section.

**Table**

	<b>Column 1 Former section</b>	<b>Column 2 New section</b>
1	section 136 (Person for whom student account is open may give results notice)	section 149
2	section 141(2) (Closure of student accounts)	section 154(2)
3	section 141(3) (Closure of student accounts)	section 154(3)

## Division 7

### Fees paid or waived before the commencement

#### 195 Service fee for 2025 waived before commencement

- (1) This section applies if, before the commencement, the authority waived payment of a service fee for 2025 under former section 165(3).
- (2) The fee is taken to be waived under new section 164 for 2025.

#### 196 Service fees payable in 2025

- (1) This section applies if—
  - (a) on the commencement, a person is undertaking senior secondary education at an assessing school other than a recognised school; and
  - (b) the person is not an Australian citizen or permanent resident.
- (2) If the service fee under former section 165 was paid by the person before the commencement for the year, no fee is required to be paid under new section 164 for the year.
- (3) If the service fee under former section 165 was not paid before the commencement for the year, the fee is a payable under new section 164.

#### 197 Refund of particular fees paid before commencement—external senior examination not taken because of illness

- (1) This section applies if—
  - (a) before the commencement a person was granted an application to take an external senior examination for an examination subject within the meaning of the expired regulation; and

- (b) the person did not take the examination because of illness; and
- (c) immediately before the commencement, the person had not made an application for refund of the fee under former section 167.

- (2) The person may make an application under new section 166 within 1 month after the day of the examination.
- (3) For this section, the reference in new section 166(1)(a) to an application under section 65 is taken to be a reference to an application under former section 58.

**198 Refund of local expenses fee for relevant test paid before commencement**

- (1) This section applies if, before the commencement, a person paid a local expenses fee under former section 73 in relation to the taking of a relevant test for a senior subject.
- (2) Former section 169 continues to apply in relation to the refund of the fee as if this regulation had not been made.

**199 Notices given in relation to fees waived before commencement**

- (1) This section applies if—
  - (a) before the commencement, a notice was published, or given to a person, about the waiver of a fee under former section 171A; and
  - (b) the fee would otherwise have been payable in 2025.
- (2) The waiver of the fee is taken to have been given under new section 171 for 2025.

## 200 Existing guidelines continued

- (1) This section applies to guidelines made under the expired regulation that were in effect immediately before the commencement.
- (2) The guidelines continue to have effect as if they were made under this regulation.

## Schedule 1

**Schedule 1 Fees**

section 162

	<b>Fee units</b>
1 Application fee for accreditation or renewal of accreditation of a kindergarten guideline (ss 11(1)(b)(iii) and 27(1)(b)(iii))	5,242.60
2 Application fee to take an external senior examination for an external examination subject (s 64(2)(b)(i))	69.30
3 Late application fee to take an external senior examination for an external examination subject (s 64(2)(b)(ii))	113.25
4 Reassessment fee for an external assessment (s 74(2)(c))	66.10
5 Script inspection fee for an external assessment (s 75(2)(c))	18.90
6 Fee for verification of information in certificate or statement (s 155(2)(c))	58.60
7 Fee for a copy of a certificate (s 158(2)(b)(i))	35.00
8 Application fee for decision on equivalence of level of school education or school qualification (s 160(2)(b)(i))—	
(a) for an interstate school education or school qualification	35.00
(b) for an overseas school education or school qualification	61.25
9 Service fee (s 164(2))	807.30
10 Administrative component (s 165(3))	1,301.20
11 Administration fee (ss 166(6), 167(2), 168(2) and 170(2))	18.90

## Schedule 2      Dictionary

### section 3

***accreditation period***, for implementation of an accredited kindergarten guideline, for part 2, see section 5.

***accreditation register*** see section 49(1).

***accredited kindergarten guideline*** means a kindergarten guideline accredited under part 2.

***adverse circumstance***, for part 3, division 4, see section 72(1).

***agreed extended day***—

- (a) for an application for accreditation of a kindergarten guideline—see section 19(3); or
- (b) for an application for renewal of accreditation of a kindergarten guideline—see section 33(2).

***applicant***—

- (a) for part 2, division 3—see section 10; or
- (b) for part 2, division 4—see section 25; or
- (c) for part 5, division 6—see section 124(1).

***application day***, for part 2, division 4, see section 26(1).

***approval***, of the authority, means the written approval of the authority.

***assessing school*** means a school or a recognised school that—

- (a) provides senior secondary education to persons enrolled at the school; and
- (b) assesses the persons for—
  - (i) a syllabus developed, purchased or revised by the authority under the Act; or
  - (ii) an Australian curriculum; or

Schedule 2

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(iii) the International Baccalaureate curriculum.

**Australian Qualifications Framework** see the *Higher Education Support Act 2003* (Cwlth), schedule 1.

**cancel**, recognition of studies, for part 5, division 5, see section 112.

**category**, for part 5, see section 105(5).

**certificate of accreditation**, for part 2, see section 5.

**confirmed student result**, for part 4, see section 92.

**consenting entity**, for studies, for part 5, division 5, see section 112.

**contributing studies**—

(a) for a QCE—see section 4; or

(b) for a Queensland certificate of individual achievement—see section 131.

**core studies**, for part 5, see section 97.

**credit**, for part 5, see section 97.

**credit value**, for contributing studies, for part 5, see section 97.

**criteria guideline**, for part 5, division 5, see section 113.

**December student vacation**, in a year, means any student vacation, starting in December in the year, the days for which have been approved for State schools under the *Education (General Provisions) Regulation 2017*, section 64.

**decision day**—

(a) for an application for accreditation of a kindergarten guideline—see section 19(1) and (2); or

(b) for an application for renewal of accreditation of a kindergarten guideline—see section 33(1); or

(c) for an application for approval of a proposed change to a kindergarten guideline—see section 41(3).

**educational criteria**, for evaluation of a kindergarten guideline, for part 2, see section 7(1).

***eligibility requirements***, for a QCE, means the requirements stated in section 99(1).

***eligible option*** see the E(GP) Act, section 232.

***eligible person***, for part 3, means—

- (a) for an external senior examination for an external examination subject—a person eligible, under section 58, to take the examination for the subject; or
- (b) for an external senior assessment—a person eligible under section 55 to take the assessment for the subject.

***equivalent qualification***, for part 5, see section 97.

***evaluation*** means—

- (a) for accreditation of a kindergarten guideline—an evaluation under section 16; or
- (b) for renewal of accreditation of a kindergarten guideline—an evaluation under section 30.

***excluded qualification***, for part 5, see section 97.

***extended compliance day***, for part 5, division 6, see section 124(3).

***external assessment*** see section 53(2).

***external examination subject*** see section 57(3).

***external senior assessment*** means the external assessment for senior subjects made available under section 54.

***external senior examination*** means the external assessment for an external examination subject made available under section 57.

***finish***, in relation to senior secondary education, means attend school in the year 12 year of schooling up to and including the finishing day for the year.

***finishing day***, for a year, means—

- (a) if the first Monday of the December student vacation in the year is not more than 9 days before Christmas day—the Friday of the fifth last week before the vacation starts; or

Schedule 2

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(b) otherwise—the Friday of the fourth last week before the vacation starts.

***guideline*** means a guideline made under section 91 of the Act.

***interstate or overseas school*** means a school operating in another State or country that is—

- (a) operated by the government of that State or country; or
- (b) required to comply with education standards for the school decided by the government of that State or country.

***local expenses fee*** means the fee payable under section 80(2).

***moderation guideline***, for part 4, see section 93.

***national register for vocational education and training*** means the National Register within the meaning of the *National Vocational Education and Training Regulator Act 2011* (Cwlth), section 3.

***non-Queensland studies*** means studies for which the results of a person's assessment are issued by—

- (a) an interstate or overseas school; or
- (b) another entity operating in another State or country.

***personal capacity circumstance***, for part 3, division 4, see section 85(1).

***procedural requirement*** means—

- (a) for an application for accreditation of a kindergarten guideline—a requirement mentioned in section 11; or
- (b) for an application for renewal of accreditation of a kindergarten guideline—a requirement mentioned in section 27; or
- (c) for an application for approval of a proposed change to a kindergarten guideline—a requirement mentioned in section 38(3) or (4).

***proposed refusal***, for part 3, division 4, see section 68(1).

***provider*** see section 47 of the Act.

***QCE*** means a certificate of achievement issuable to a person who meets the requirements stated in section 99(1).

***Queensland certificate of individual achievement*** means a certificate of achievement of that type provided for under part 6.

***reasonably believes*** means believes on grounds that are reasonable in the circumstances.

***reassessment fee*** see section 74(2)(c).

***recognised***, in relation to studies, for part 5, division 5, see section 112.

***recognised studies list***, for part 5, division 5, see section 112.

***record of results*** means a statement of results of that type provided for under part 7, division 2.

***registered nominee***, for an accredited kindergarten guideline, means the person entered, under section 50, in the accreditation register as the nominee for the kindergarten guideline.

***relevant statement of results***, for a senior subject for which a person has taken an external assessment, means the first statement of results issued to the person on which the person's result for the subject is stated.

***required standard of achievement***, for part 5, see section 108(1).

***result issuer***, for non-Queensland studies completed or partially completed by a person, means the interstate or overseas school, or other entity, that issued the results of the person's assessment for the studies.

***results notice*** see section 149(1).

***review day***—

- (a) in relation to the first review of the recognition of studies, for part 5, division 5, see section 115(a); or
- (b) in relation to a review of whether to continue the recognition of studies, for part 5, division 5, see section 117(4)(a).

Schedule 2

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***school-based assessment*** see section 13A(3) of the Act.

***school study eligibility requirement*** see section 99(3).

***script inspection fee*** see section 75(2)(c).

***senior certificate*** means a senior certificate issued under the repealed *Education (Queensland Studies Authority) Regulation 2002*, part 4, division 1 as in force before its replacement under the *Education Legislation Amendment Regulation (No. 2) 2007*.

***senior secondary education*** means secondary education offered in years 11 and 12 of schooling.

***senior statement*** means a statement of results of that type provided for under part 7, division 1.

***show cause notice***—

- (a) for part 2, division 6, see section 45(1); or
- (b) for part 3, division 4, see section 68(1).

***show cause period***—

- (a) for part 2, division 6, see section 45(2)(d); or
- (b) for part 3, division 4, see section 68(1)(e).

***social responsibility criteria***, for evaluation of a kindergarten guideline, for part 2, see section 8(1).

***special arrangements application***, for part 3, division 5, subdivision 3, see section 85(2).

***test script***, for an external assessment, means—

- (a) for an external senior examination—a person's written response to the examination; or
- (b) for an external senior assessment—a person's written response to the assessment.

***vocational education and training*** means a qualification by the name certificate I, certificate II, certificate III, certificate IV, diploma or advanced diploma under the Australian Qualifications Framework that is recorded in the national register for vocational education and training.