



Education Services for Overseas Students Act 2000 (the Act)

The ESOS Act sets out the legal framework governing delivery of education to overseas students studying in Australia on a student visa. The Australian Government, through the Department of Education, administers the ESOS Act and its associated instruments.

The [Education Services for Overseas Students \(ESOS\) Act 2000](#) (current) governs:

- the registration process and obligations of registered providers
- the [Tuition Protection Service](#); and
- enforcement and compliance powers.

Education Services for Overseas Students Act 2000 (the Act) - Regulations

The [Education Services for Overseas Students \(ESOS\) Regulations 2001](#) support the implementation of the ESOS Act 2000 by setting out in detail requirements including:

- information that must be entered on the register about the provider and each course by location
- student details that providers must include on the Provider Registration and International Students Management System (PRISMS), including information about tuition and non-tuition fees
- information about students that providers must give related to student visa conditions
- penalties and infringement notices
- student records that a provider must keep.

The National Code

The [National Code of Practice for Registration Authorities and Providers of Education and Training to Overseas Students 2018](#) (the National Code) provides nationally consistent standards for the conduct of registered providers and the registration of their courses.

The standards set out specifications and procedures to ensure that registered providers of education and training courses can clearly understand and comply with their obligations under the National Code.

Education Services for Overseas Students Act 2000 (the Act) - Legislative Instruments

The legislative instruments outlined below were created in June 2012, to specify in greater detail some of the requirements in the Act. These instruments took effect on 1 July 2012. The Legislative Instruments and the accompanying Explanatory Statements can be found on the [ComLaw website](#).

<https://internationaleducation.gov.au/Regulatory-Information/Education-Services-for-Overseas-Students-ESOS-Legislative-Framework/ESOS-Regulations/Pages/default.aspx>