

University Statute No. 31 - Fees

1. Definitions

In this Statute, unless the contrary intention appears:

“Act” means the *Edith Cowan University Act 1984*;

“Council” means the Council of the University as established by section 8 of the Act;

“fees” means statutory fees and charges collected by the University under Commonwealth and State legislation and other such fees, charges, penalties, fines, late fees, deposits and rental payments imposed by the University under this Statute other than an amenities and services fee payable under section 41A of the Act;

“HES Act” means the [Higher Education Support Act 2003](#) (Cth);

“Rules” means rules pursuant to section 6;

“tuition fees” means fees for a course of study or instruction; and

“Vice-Chancellor” means the person for the time being appointed as the Chief Executive Officer of the University under section 30 of the Act, or a person acting in that position.

2. Categories of fees

- (1) The University may impose fees and collect payments from students as permitted under the HES Act and other relevant Commonwealth and State legislation.
- (2) Subject to section 2(1), the University may impose other fees, and collect payments for penalties, fines and late charges, in respect of:
 - (a) a course of study or instruction (“tuition fees”);
 - (b) examinations, degrees, diplomas and certificates of the University;
 - (c) the use of equipment and materials;
 - (d) the supply of books, documents and other materials;
 - (e) student accommodation; and
 - (f) such other facilities and privileges of the University as are prescribed.

3. Setting fees

- (1) Council, by resolution, may determine the principles for setting the level of Student Contribution Fees for Commonwealth-supported places as allowed under the HES Act.
- (2) The Vice-Chancellor must determine from time to time, but at least annually:
 - (a) the matters referred to in section 2 that will attract fees, charges, penalties, fines and/or late charges; and
 - (b) the level of fees, charges, penalties, fines and/or late charges that will apply for each such course of study, facility, service and privilege.
- (3) The various fees prescribed under this Statute will continue to apply from year to year in the absence of a replacement or updated schedule or schedules being issued in any particular year.

4. Exemption from fees

Subject to the Act, the University Statutes and other relevant legislation, the Vice-Chancellor may exempt for good reason any person or class of persons from liability to pay any, or part of any, fee payable under this Statute.

5. Payment of fees

- (1) All fees payable pursuant to this Statute must be paid in full by the due date.
- (2) Failure by a student to pay by the due date all or part of the fee payable by that student under this Statute does not constitute a breach of obligation under the provisions of Statute 22. However, money owed by any person pursuant to this Statute is payable as a debt and may be recovered by the University.
- (3) The Vice-Chancellor may direct that one, some or all of the following actions be taken if a student fails to pay by the due date all or part of the fee payable by that student under this Statute:
 - (a) to suspend access to the University or parts of the University;
 - (b) to withhold official notification of the student's examination or other assessment results (except for notice of eligibility for supplementary or deferred examinations or assessment);
 - (c) to cancel an enrolment;
 - (d) to defer the conferral of a degree, diploma or certificate on the relevant student; and
 - (e) to not permit the relevant student to re-enrol in a subsequent semester,

until the outstanding fees, or portion outstanding, is paid in full.

6. Rules

The Council may make Rules, not inconsistent with this Statute, for regulating or providing for the regulation of any matter referred to in this Statute or for carrying out or giving effect to this Statute. The Rules may define

- (1) the categories of tuition fees;
- (2) the classes (or categories) of students liable for each tuition fee;
- (3) due dates for payment;
- (4) the circumstances in which students may be exempt from liability, or have payment waived or deferred;
- (5) the circumstances in which students will be liable for service fees, late charges, penalties and fines;
- (6) the circumstances in which refunds will be granted and the basis for calculation of the amount of such refunds;
- (7) any other matters which the Council considers necessary to give effect to the Rules and/or this Statute.

Made by Amending Statute No. 6 of 2006. Published: Government Gazette – 16 March 2007.

For further information contact: Tony Lazzara, Manager,
University Governance, Strategic & Governance Services Centre
Edith Cowan University
Telephone: 6304 2706

COPYRIGHT

© State of Western Australia

Copyright in this document is reserved to the Crown in right of the State of Western Australia. It is reproduced with permission of the State of Western Australia, but it does not purport to be the official or authorised version. The Copyright Act 1968 (C'th) permits certain reproduction and publication of Western Australian legislation. In particular, s.182A of that Act enables a complete copy to be made by reprographic reproduction by or on behalf of a particular person. For reproduction or publication beyond that permitted by that Act, permission should be sought in writing from the State Law Publisher, 10 William Street, Perth, Western Australia 6000.

The only authorised version of Western Australian Legislation is the hardcopy (printed) version published under authority of the Government Printer, available from the State Law publisher, 10 William Street Perth