

Student Fee Protection Amendment Rules 2016

1. Authority

1.1 These Rules are made under section 253 of the Education Act 1989 (**the Act**).

2. Commencement

2.1 These Rules commence on the day after the date of approval by the Minister under section 253(5) of the Act.

3. Amendment to the Principal Rules

3.1 These Rules amend the Student Fee Protection Rules 2013 (**the Principal Rules**).

4. Rule 5.1 amended (*Provider withdrawal and refund policies*)

4.1 Delete “and” at the end of Rule 5.1(c).

4.2 After Rule 5.1(d) insert:

; and

(e) international students whose visa applications are declined.

5. Rule 13 amended (*Obligations of providers*)

5.1. After Rule 13.2 insert:

13.2A NZQA may contact any independent chartered accountant (or firm) who provided an audit opinion for the purposes Rule 13.2, to clarify any of the content of the opinion or any related matter.

Explanatory note

This note is not part of the Rules, but is intended to indicate their general effect.

This amendment to the Principal Rules, which commences on the day after the date of approval by the Minister under section 253(5) of the Act, adds the requirement for the provider’s withdrawal and refund policies to specify the refund entitlement of international students whose visa applications are declined and, in relation to any audit opinion provided for the purposes of Rule 13.2, allows NZQA to clarify content of the opinion or any related matter by contacting the independent chartered accountant (or firm) who provided the opinion.

These Rules are administered by the New Zealand Qualifications Authority.