

[L.S.]



I Assent,

Louise Lake-Tack,
Governor-General.

1st June, 2011.

ANTIGUA AND BARBUDA

THE ACCREDITATION (AMENDMENT) ACT, 2011

No. 2 of 2011

AN ACT to amend the Accreditation Act 2006, Act No. 4 of 2006.

ENACTED by the Parliament of Antigua and Barbuda as follows:

1. Short title

This Act may be cited as the Accreditation (Amendment) Act, 2011.

2. Interpretation

In this Act “the principal Act” means the Accreditation Act 2006, Act No. 4 of 2006.

3. Insertion of the definition of the word “principal”

The principal Act is amended in section 2 by inserting the following definition after the word “Minister”—

“principal” means the person or body of persons responsible for the general administration of an institution offering tertiary education in Antigua and Barbuda;”.

4. Amendment of section 14-Functions of the Board

The principal Act is amended in section 14 (1) (c) by inserting the words “of higher education” after the word “institutions”.



THE ACCREDITATION (AMENDMENT) ACT, 2011

No. 2 of 2011

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THE ACCREDITATION (AMENDMENT) ACT, 2011

ARRANGEMENT

Sections

1. Short title.
2. Interpretation
3. Insertion of the definition of the word “principal”
4. Amendment of section 14- Functions of the Board
5. Amendment of section 22-Validity of certificate of registration
6. Insertion of section 39-Prohibitions
7. Insertion of section 40-Contravention by institution
8. Insertion of section 41-Removal of institution from Register
9. Insertion of section 42-Penalties

“41 Removal of institutions from Register

Where the Minister, on the recommendation of the Board, removes the name of an institution from the Register, the Minister shall—

- (a) cause the removal of the name of the institution from the Register to be published by Notice in the *Gazette* and in at least one daily newspaper circulating in Antigua and Barbuda; and
- (b) cause notice of the removal to be served on the principal of the institution.”.

9. Insertion of section 42-Penalties

The principal Act is amended by inserting after section 41 the following section—

“42 Penalties

The Minister may, on the recommendation of the Board and in the manner prescribed, cause an institution to be closed which—

- (a) carries on business without being registered under this Act; or
- (b) carries on business without complying with a notice served under section 40.”.

Passed by the House of Representatives on the 31st day of March, 2011.

D. Gisele Isaac-Arrindell,
Speaker.

Romona Small,
Clerk to the House of Representatives.(Ag.)

Passed by the Senate on the 18th day of April, 2011.

Hazlyn M. Francis,
President.

Romona Small,
Clerk to the Senate.(Ag.)

5. Amendment of section 22-Validity of certificate of registration

The principal Act is amended by repealing section 22 and substituting the following section—

“22. Validity of certificate of accreditation

A certificate of accreditation shall be valid for a period not exceeding three years and may be renewed provided the applicant meets the requirements as provided for in this Act and any Regulations made pursuant to this Act.”

6. Insertion of section 39- Prohibitions

The principal Act is amended by inserting after section 38 the following section—

“39 Prohibitions

(1) An Institution offering higher education or using the words “university”, “college”, “tertiary college”, “polytechnic”, “community college”, “technical college”, “technical institute” or “technical university” in its title is prohibited from conducting business in Antigua and Barbuda unless the institution is registered under this Act.

(2) A Registered institution shall not—

- (a) alter its accredited programmes without prior approval of the Board; or
- (b) misrepresent to the public the recognition gained by it for its programmes or awards.”.

7. Insertion of section 40-Contravention by institution

The principal Act is amended by inserting after section 39 the following section—

“40 Contravention by institution

(1) Where an institution is in contravention of section 39 the Board shall in writing serve notice on the principal of the institution containing the nature of the contravention and the period of time within which the contravention is required to be rectified.

(2) Where an institution is in contravention of subsection (2) and the contravention is not rectified in the time stipulated within the notice served, the Board may recommend to the Minister that the name of the institution be removed from the Register.”.

8. Insertion of section 41-Removal of institution from Register

The principal Act is amended by inserting after section 40 the following section—