

THE ACCREDITATION COUNCIL OF TRINIDAD AND TOBAGO BILL, 2004

List of Amendments made in the Senate on Tuesday May 11, 2004

First Column Clause

Second Column Extent of Amendments

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- A. In the definition of “course” delete the word “attitudes” and substitute the word “aptitudes”
- B. In the definition of “technical college” or “technical institute” delete the word “or” and substitute a comma and immediately after the comma insert the words “or polytechnic” “

4

In sub clause (1) –

- A. Delete paragraph (a) and substitute the following –
 - “(a) two or three persons nominated by tertiary institutions or institutions involved in technical or vocational education or training, including a nominee of the association most representative of tertiary education institutions in Trinidad and Tobago;”
- B. In paragraph (c) insert immediately before the word “two” the words “one or”

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C. Delete paragraph (e) and substitute the following –

“(e) one person nominated by the organizations most representative of employers and one person nominated by the organizations most representative of trade unions.

7

Delete the word “and” in the first place where it occurs and substitute the word “or”

8

A. In sub clause (1) delete the words “national” and “education” and substitute the words “local” and “post secondary and tertiary education” respectively

B. In sub clause (2) –

(i) Delete paragraphs (a), (b), (d), (e) and (j) and substitute in the appropriate alphabetical sequence the following paragraphs –

“(a) to maintain a list of accredited post secondary and tertiary institutions operating in Trinidad and Tobago and a list of accredited programmes and awards offered in Trinidad and Tobago;

(b) to accredit post secondary and tertiary institutions operating in Trinidad and Tobago and the programmes and awards of such institutions;

(d) to recognize accredited programmes and awards of foreign institutions operating in Trinidad and Tobago;

(e) to advise on the recognition of foreign programmes and awards and the recognition of post secondary and tertiary institutions operating in Trinidad and Tobago;

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(j) to seek to raise the quality of post secondary and tertiary education delivered in Trinidad and Tobago to the standards set by the Council;”

(ii) in paragraph (h) insert immediately after the word “relationships” the words “including joint accreditation exercises”

(iii) in paragraph (i) delete the words “ tertiary” and “college” and substitute the words “tertiary college”, “technical institute” and “polytechnic”

(iv) in paragraph (r) insert immediately after the word “the” in line one the word “standards” and a comma

C. In sub clause (3) delete the words “must be registered” and substitute the words “shall register”

9

In sub clause (2) -

(i) in paragraph (b) delete the word “and”

(ii) in paragraph (c) delete the full stop and substitute a semi colon

(iii) insert immediately after paragraph (c) the following new paragraph -

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“ (d) to enter into or co-ordinate appropriate arrangements with such other competent authorities, public or private, responsible for the accreditation of institutions or the recognition of accredited programmes and awards.”

10

- A. In sub clause (1) insert before the word “directions” the word “policy” and delete the words “of a general nature”
- B. In sub clause (2) delete the word “the” in the third place where it occurs

11

- A. Renumber clause 11 as clause 11(1)
- B. Delete the marginal note and substitute as the new marginal note the word “Appeals”
- C. Insert at the beginning of sub clause (1) the words “Subject to subsection (2)”
- D. Insert immediately after sub clause (1) the following new sub clauses -

“ (2) In any other case a person directly affected by a decision of the Council may appeal the decision to the Appeals Committee on the following grounds –

- (a) that the Council failed to comply with the procedures laid down in this Act or any regulations or rules made under this Act and that the failure amounted to a significant breach of such procedures;

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(b) that the decision of the Council is based on information that is substantially incorrect or is of insufficient weight to support the decision; or

(c) that the decision of the Council is arbitrary or unreasonable, or inconsistent with or unsupported by the policies of the Council.

(3) For the purposes of this section there is established an Appeals Committee which shall be comprised of three persons appointed by the President.

(4) Hearings before the Appeals Committee shall be conducted in such manner and in accordance with such rules as may be prescribed.

(5) The decision of the Appeals Committee shall be final.

(6) The Appeals Committee with the approval of the Minister may make rules prescribing the matters required by this section to be prescribed.”.

14

- A. In sub clauses (1) and (2), delete the words “with the approval of the Minister”
- B. In sub clause (2) immediately after the word “determine” insert a comma and the words “except that salaries in excess of one hundred and twenty thousand dollars per annum shall be subject to the approval of the Minister”
- C. Insert immediately after sub clause (2) the following new sub clause -

“(3) The Minister may by Order increase the limit stated in subsection (2).”

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15	In sub clause (3) delete the words “in any case”
18	Insert before the words “deem fit” the words “with the approval of the Minister with responsibility for finance”
22	<p>Renumber clause 22 as sub clause (1) and insert immediately thereafter the following new sub clauses -</p> <p style="padding-left: 40px;">“(2) The Council shall, within six months of the end of each financial year, submit to the Minister an annual report dealing with the activities of the Council and containing such financial statements and such other information relating to the operations and policies of the Council as the Minister may require.</p> <p style="padding-left: 40px;">(3) The Minister shall cause a copy of the audited accounts prepared in accordance with subsection (1) and a copy of the annual report submitted under subsection (2) to be laid before Parliament within three months of receipt by him.”</p>
23	<p>A. In sub clause (1) delete the words “subject to subsection (2)” and the comma</p> <p>B. In sub clause (2) delete all of the words immediately after the words “agent of the Council”</p>
24	<p>Delete and substitute as follows –</p> <p style="padding-left: 40px;">“24. There shall be kept in the Ministry in such manner as may be prescribed separate Registers of all post secondary and tertiary institutions registered or accredited in Trinidad and Tobago and all of their accredited programmes and awards.”</p>

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In sub clause (1) insert between the words “body” and semi-colon at the end of paragraph (a) the words “in accordance with such regulations as may be made under this Act”

26

A. Delete sub clause (1) and substitute the following -

“(1) No institution shall carry on the business of post secondary or tertiary education or use any of the words “university”, “college”, “tertiary college”, “polytechnic” “community college”, “technical college” “technical institute”, or “technical university” in its name unless registered under this Act and any regulations or rules made under this Act.

(2) A registered institution shall not

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

B. Renumber sub clauses (2) and (3) as (3) and (4) respectively

C. In sub clause (3) as renumbered delete the words “subsection (1)” and substitute the words “subsections (1) and (2)”

D. In sub clause (4) as renumbered, insert immediately after the word “Register” the words “and cause that information to be published in the *Gazette* and in at least two daily newspapers circulating in Trinidad and Tobago on at least two consecutive occasions.”

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E. Insert after sub clause (4) as renumbered the following new clause -

“ (5) An institution which fails to comply with subsection (1) or (2) is guilty of an offence and in addition to any other penalty imposed by this section is liable on summary conviction to a fine of twenty thousand dollars and to a further fine of five hundred dollars for each day that such offence is continued after written notice of the offence has been given by the Council. ”

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In sub clause (3) insert immediately after the word “Minister” the words “and shall be laid in Parliament within three months of receipt by him”

May 12, 2004