

No. 45 of 2000.

*Higher Education (Amendment) Act 2000.*

Certified on : 2.02.01

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 2000.

*Higher Education (Amendment) Act 2000.*

ARRANGEMENT OF SECTIONS.

1. Interpretation (Amendment of Section 2).

2. Repeal and replacement of Section 24.

**“24. TERTIARY EDUCATION STUDIES ASSISTANCE  
SCHOLARSHIP IN DECLARED INSTITUTIONS.”**

3. Regulations (Amendment of Section 31).

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 2000.

AN ACT

entitled

*Higher Education (Amendment) Act 2000.*

Being an Act to amend the *Higher Education Act* (Chapter 397),

MADE by the National Parliament.

**1. INTERPRETATION (AMENDMENT OF SECTION 2).**

Section 2 of the Principal Act is amended –

(a) by inserting after the definition of “Director General” the following:-

“‘financial assistance’ means tertiary education studies assistance scheme providing financial scholarships to students in accordance with Section 24;

‘graduate tax’ means a cost recovering measure on loan through a tax levy on graduates in addition to income tax;” and

(b) by inserting after the definition of “religious institution” the following:-

“‘scholarship’ means a financial assistance given to students in accordance with Section 24.”.

**2. REPEAL AND REPLACEMENT OF SECTION 24.**

The Principal Act is amended in Part VIII by repealing Section 24 and replacing it with the following:-

**“24. TERTIARY EDUCATION STUDIES ASSISTANCE SCHOLARSHIP IN DECLARED INSTITUTIONS.**

(1) The Minister may, out of moneys lawfully available for the purpose, make financial assistance available to students in declared institutions subject to such terms and conditions as are prescribed.

“(2) Financial assistance made available to a student under Subsection (1) shall –

(a) be awarded through formal applications; and

(b) be awarded on the applicant’s academic record; and

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- (c) be in the form of a scholarship; and
- (d) be the subject of a contract between the State and the successful applicant; and
- (e) be subject to graduate tax imposed on the successful applicant after graduating; and
- (f) is recoverable from the successful applicant through the graduate tax imposed under Paragraph (e).”

**3. REGULATIONS (AMENDMENT OF SECTION 31).**

Section 31 of the Principal Act is amended by adding at the end of that section the following:-

“and in particular prescribing matters for and in relation to –

- (a) the general terms and conditions for awarding financial assistance to students; and
- (b) different categories of assistance under the tertiary Education Studies Assistance Scholarship; and
- (c) a procedure under the graduate tax scheme to recover financial assistance given to students as a levy in addition to income tax; and
- (d) the development of a loan administration system.”

I hereby certify that the above is a fair print of the *Higher Education (Amendment) Act 2000* which has been made by the National Parliament.

Acting Clerk of the National Parliament.

I hereby certify that the *Higher Education (Amendment) Act 2000* was made by the National Parliament on 5 December 2000.

Acting Speaker of the National Parliament.