Higher Education (Qualifications) Regulations 2010

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LAWS OF FIJI

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ACCREDITATION OF QUALIFICATION FORM	[HIE 11,700]
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Higher Education (Qualifications) Regulations 2010

TABLE OF AMENDMENTS

Higher Education (Qualifications) Regulations 2010 (LN 28 of 2010) commenced on 5 May 2013, as amended by:

Amending Legislation	Date of Commencement
Higher Education (Qualifications) (Amendment) Regulations 2013 (LN 43 of 2013)	12 July 2013
Revised Edition of the Laws (Consequential Amendments) Regulations 2016 (LN 99 of 2016)	1 December 2016

[The next page is 723,461]

PART 1 — PRELIMINARY

[HIE 11,490] Short title and commencement

- 1 (1) These Regulations may be cited as the Higher Education (Qualifications) Regulations 2010.
 - (2) These Regulations are deemed to come into force on 5 May 2013.

[HIE 11,495] Application

2 These Regulations shall apply to all higher education institutions, overseas institutions, the Higher Education Commission and its secretariat and any person intending to establish a new institution.

[HIE 11,500] Interpretation

- 3 In these Regulation, unless the context otherwise requires—
 - Commission means the Higher Education Commission established under the Higher Education Act 2008;
 - Council means the Fiji Qualifications Council appointed under regulation 4;
 - Fiji National Qualifications Framework means the framework approved by the Commission for the registration of national standards and qualifications;
 - foreign qualifications means the qualifications offered by an institution that is established in a foreign country;

[def insrt LN 43 of 2013 reg 2, opn 12 July 2013]

- **instructor** means a person responsible for the delivery of a training programme leading to the award of a qualification;
- **local qualifications** means the qualifications offered by an institution in Fiji that is not constituted under its own Act or Charter;

Idef insrt LN 43 of 2013 reg 2, opn 12 July 2013]

- qualification means the formal recognition of the achievement of the required number and range of credits and such other requirements at specific levels of the Fiji National Qualification Framework as may be determined by the relevant bodies registered for such purpose by the Fiji Qualifications Council; and
- standards means the registered statements of desired education and training outcomes and their associated assessment criteria.

[The next page is 723,661]

PART 2 — FIJI QUALIFICATIONS COUNCIL

[HIE 11,505] Fiji Qualifications Council

- 4 (1) The Commission shall appoint a Fiji Qualifications Council.
- (2) The Council shall report to the Commission.

[HIE 11,510] Objects of the Council

- 5 The objects of the Council shall be-
 - (a) to develop, implement and maintain a Fiji National Qualifications Framework;
 - (b) to develop, implement and maintain the criteria and processes for the accreditation and registration of qualifications; and
 - (c) to ensure that national standards and registered qualifications are internationally compatible.

[HIE 11,515] Functions of the Council

- 6 (1) The Council shall be responsible for—
 - (a) the provision of policy advice to the Commission on matters relating to national standards and qualifications;
 - (b) the development, implementation and maintenance of a Fiji National Qualifications Framework that is appropriate for all non-degree qualifications in higher education institutions;
 - (c) the development of criteria and processes for the registration of standards and qualifications on the Fiji National Qualification Framework and for the regular review of the standards and qualifications to ensure continued relevance;
 - (d) the development and maintenance of a database of learning accounts or Record of Learning database for all who pass through the Fiji National Qualification Framework;
 - (e) the maintenance of links with relevant international qualifications authorities to ensure the international compatibility of Fiji's qualifications in higher education institutions:
 - (f) the facilitation of partnerships between business, industry, professional and community stakeholders, and training institutions to ensure relevant qualifications and training programmes that are focused on the needs of businesses, industries and communities:
 - (g) the recording of university qualifications, and
 - (h) the approval of the quality regulation and assessment procedures and approval of the external reviewers of each programme.

[subreg (1) am LN 43 of 2013 reg 3, opn 12 July 2013]

- (2) The Council shall also be specifically responsible for—
 - (a) the development, implementation and maintenance of a Fiji National Qualifications Framework that is appropriate for vocational and trade skills;
 - (b) the development of criteria and processes for the accreditation of all providers of vocational and trade training and for ensuring the ongoing maintenance of standards of accreditation, teaching and assessment;
 - (c) the evaluation and monitoring of national examinations and tests for trades and other vocational skills pertaining to qualifications registered in the Fiji National Qualification Framework;

- (d) the accreditation of institutions approved to conduct the examinations and tests in paragraph (c);
- (e) the recognition and validation of vocational and trade skills competencies obtained outside the formal education and training systems for the purpose of certification;
- (f) the management of national apprenticeship and traineeship programmes whereby these training formats still apply; and
- (g) the development of processes for the assessment of candidates for the award of certificates of competencies, the moderation of assessments, and the training of assessors and moderators.

[HIE 11,520] Membership of the Council

- 7 (1) The Commission shall, with the approval of the Minister, appoint the Council, comprising a minimum of 8 members but not more than 12, including the chairperson who shall be responsible for the policy and general governance of the Council.
 - (2) The Council shall consist of-
 - (a) one person appointed by the Commission to be the chairperson;
 - (b) the director of the Commission;
 - (c) at least 7 other members from industry groups nominated by the Commission.
- (3) The Council with the written approval of the Commission may also nominate co-opted members from time to time.
- (4) A member of the Council shall hold office for 3 years and shall be eligible for reappointment for no more than 2 consecutive terms.

[HIE 11,525] Deputies of members

8 If a member of the Council is temporarily incapacitated for any sufficient cause from attending a meeting of the Council, such member, other than the chairperson, may authorise a senior officer from their Ministry, agency, firm or corporation, as the case may be to attend and vote at that meeting on such a member's behalf.

[HIE 11,530] Remuneration of members

9 Members of the Council shall be paid such remuneration, sitting allowance, travelling and other expenses as may from time to time be determined in accordance with the Higher Salaries Act 2011.

[reg 9 am LN 99 of 2016 reg 100, opn 1 Dec 2016]

[HIE 11,535] Meetings of the Council

- 10 (1) The chairperson may call meetings of the Council as often as may be required at such times and such place as the chairperson shall from time to time determine provided that—
 - (a) the Council shall meet at least once every 2 months; and
 - (b) upon the written request of at least 2 other members of the Council, the Chairperson shall call a meeting of the Council at a date not more than 14 days after receipt of the request.
- (2) The quorum at all meetings of the Council shall be 50% of the total number of members.
- (3) All orders and directions of the Council shall be given under the hand of the Chairperson, or in the Chairperson's absence by a member specifically authorised and appointed by the Council.

- (4) The Council shall cause proper minutes of its proceedings to be kept.
- (5) Every meeting of the Council shall be presided over by the chairperson, or in the chairperson's absence, by a member selected by the members of the Council present at that meeting.
- (6) Subject to regulation 10, the Council may determine its own procedure for conducting their meetings.

[HIE 11,540] Annual report of the Council

- 11 (1) After every meeting, the Council must submit a report of the matters discussed to the Commission.
- (2) The Council shall submit an annual report of its activities to the Commission not more than 3 months after 31 December each year.
- (3) The Commission may ask the Council to submit a report of its activities at any other time that the Commission deems necessary.

[HIE 11,545] Establishment of committees

- 12 (1) The Council may with the written approval of the Commission establish special committees and may refer to any such committee any matters for consideration and inquiry.
- (2) The Council may by a 75% vote adopt written rules of procedures for such committees.

[HIE 11,550] Disclosure of interest

- 13 (1) A member of the Council who has any direct or indirect personal pecuniary or institutional interest in any matter coming before the Council, shall on each and every occasion on which the matter comes before the Council and as soon as possible after the relevant facts have come to the member's knowledge declare his or her interest in the matter.
- (2) A disclosure under subregulation (1) shall be recorded in the minutes of the meeting of the Council and the member shall not in respect to that matter—
 - (a) be present during any deliberation of the Council; and
 - (b) take part in any deliberations or vote of the Council.
- (3) The Board shall include in its report to the Commission all such matters determined under subregulation (2).

[The next page is 723,861]

PART 3 — FIJI NATIONAL QUALIFICATIONS FRAMEWORK

[HIE 11,555] Register of Fiji's National Qualifications

14 The Commission shall keep and maintain a Register of Fiji's National Qualifications.

[HIE 11,560] Application for accreditation of qualification

- 15 (1) An institution that is not constituted under its own Act must apply to the Commission for accreditation of its qualifications.
- (2) An application for accreditation made in subregulation (1) must be submitted in the form prescribed in Schedule 1 and accompanied by the fees prescribed in Schedule 3.
- (3) An institution that is established under its own Act or Charter shall submit its qualifications for recording by the Commission.
- (4) A qualification that is accredited by the Commission under subregulation (1) or recorded under subregulation (3) shall be registered on the Fiji National Qualifications Framework.

[Jubing (4) subst LN 43 of 2013 reg 4, opn 12 July 2013]

[HIE 11,565] Determination of application for accreditation

16 The Commission shall cause to consider an application for accreditation of qualification made under regulation 15, and any other information, submissions, particulars or documents as it considers relevant and if approved, register the accredited qualification in the Register of Fiji's National Qualifications.

[HIE 11,570] Certificate of accreditation

- 17 (1) The Commission shall issue a certificate of accreditation on approving an application for the accreditation of a qualification.
 - (1) The certificate of accreditation must include the following—
 - (a) the registered name of the institution and where applicable, any approved translation, abbreviation, acronym or trade name;
 - (b) the institution's registration number;
 - (c) the accredited qualification;
 - (d) the chairperson's signature and date of signature;
 - (e) the director's signature and date of signature;
 - (f) the seal of the Commission; and
 - (g) the certificate number.
 - (3) A certificate of accreditation must-
 - (a) not be transferable from one institution to another; and
 - (b) be reviewed after every 5 years.

[HIE 11,575] Review of accreditation

18 The Commission shall review the accreditation of a qualification after every 5 years and the prescribed application form is set out in Schedule 2.

[HIE 11,580] Standards and qualifications

19 The Commission shall from time to time prescribe the criteria and processes for the development of Fiji's national standards and qualifications.

[HIE 11,585] Accreditation of qualifications

20 The Commission shall from time to time prescribe the criteria and processes for the accreditation of qualifications.

[HIE 11,590] Teaching and assessment standards

21 The Commission shall from time to time review processes for maintaining teaching and assessment standards.

[HIE 11,595] Teacher qualifications of instructors

22 The Commission shall from time to time prescribe teacher qualifications for instructors.

[HIE 11,600] Assessment of foreign qualifications

- 23 (1) The Commission shall determine the criteria and processes for the assessment of foreign qualifications.
- (2) An application for the assessment of a foreign qualification shall be accompanied by the fees prescribed in Schedule 3.

[reg 23 insrt LN 43 of 2013 reg 5, opn 12 July 2013]

[The next page is 724,061]

SCHEDULE 1

APPLICATION FOR ACCREDITATION OF QUALIFICATION FORM



FIJI HIGHER EDUCATION COMMISSION APPLICATION FOR ACCREDITATION OF QUALIFICATION FORM (Regulation 15 of the Higher Education (Qualifications) Regulations 2010)

Full Name of the Institution		
Abbreviated Name of the Institution	tution	
Title of the Qualification subm	itted	
Name of the authorised signate	ory	
Date submitted		
☐ Letter(s) of support partnership ☐ Copy of the partners. ☐ Documentary evider ☐ Letter(s) of support Body/Regulatory Bo	hip arrangement if the qual nee on the details of the details of the details of the details of the details. The containing details of the secondary of the details of the details of the details of the details.	the qualification is offered in ification is offered in partnership development of the qualification supported by Standard Setting ion and Delivery Centres assessment guide
DEC	ISION	Accreditation Number
Accreditation of Qualification		/ Ioutoutunou i tuniou
	Not Approved	
Name of Director: 20	Signature:	

A. ADMINISTRATIVE INFORMATION

A.1 Institution

Name of Institution	
Business Name(s)	
Postal Address	
Business Address	
District	
Contact Numbers	Tel: Fax:
Web Address (if any)	
E-mail Address (general)	

A.2 Registration Details

Legal Name of Institution	
Official Trading Name	
Company Registration Number	
If foreign, state country of origin	

A.3 Details of Authorised Officer

(The authorised officer is a senior manager of the institution)

Name	
Position	
Postal Address	
Contact Numbers	Tel: Fax: Mobile:
E-mail Address	

B. DETAILS OF QUALIFICATION	
B.1 Is the qualification offered in par	thership with another organisation(s)?
Yes [] If yes:	No □
(a) What is the name(s) of the	e joint awarding partners?
(b) Please indicate who will b	e responsible for each of the following functions.
Registration of Candidates	
Certification of Qualifications	
Approval of Centre(s)	
Agency Conducting External Verification/External Quality Control	
Production of Assessment Guide	
B.1.1 Does the above involve a change	e to the existing partnership arrangements?
Yes 🗆	№ □
If yes, clearly detail the changes and	provide a copy of the new joint agreement/partnersh
arrangement.	
B.2 Has the qualification already bee	en FNQF/HEC credit rated?
B.2 Has the qualification already bee	details of the level and credit value and the name of
B.2 Has the qualification already been Yes If yes, please provide the Credit Rating Book	details of the level and credit value and the name of
B.2 Has the qualification already been Yes If yes, please provide the Credit Rating Book	details of the level and credit value and the name of dy.
Yes ☐ If yes, please provide the Credit Rating Boo. No ☐ If no, do you intend to the State of FQC by industry, because of FQC by industry, b	details of the level and credit value and the name of dy.

qualification; and

will include the name of the organisation that developed and owns the

 the qualification may use other protected terms but only with the specific approval of FQC/HEC.

Education, training and assessment leading to qualifications in this category can be delivered by any provider of education, training and assessment services that has the permission of the organisation that developed the qualification and has been accredited by the FQC.

C. QUALIFICATION DEVELOPMENT AND DESIGN

Please provide further information on the qualification included in this submission and attach supporting documentation/evidence.

C.1 Details of the Development of the Qualification

State the name of the organisation responsible for the development of the qualification	
When was the structure(s) of the qualification approved?	
Who approved the qualification?	
When was the qualification approved?	
When was the assessment strategy approved?	

Attach documentary evidence of the above

C.2 Provide a brief overview of the qualification (including the development process, aims and purpose of the qualification)

Aims	
Purpose	
Development Process	

C.3 Name the organisation responsible for the development of the qualification.

HIGHER EDUCATION (QUALIFICATIONS) REGULATIONS 2010 [HIE 11,700]

Sch 1

HIE	11,700]	LAWS OF FIJI	Sch
D.3	How will you meet the evidence?	ne requirements of the assessment strategy in res	spect of workplace
D.4		ne requirements of the assessment strategy in res	spect of simulated
	working conditions?		
D.5	How will you meet the occupational expertise the qualification?	ne requirements of the assessment strategy in res of personnel involved in the delivery and quali	spect of ity assurance of
D.5.1	Assessors		<u> </u>
			
D.5.2	Internal Supervisors		
I) E 2	External Supervisors		
D.3.3	External Supervisors		
D.6	Please indicate if you	r assessment guide contains the following:	
Extern	nal quality control requ	uirements	
Work	place attachment arran	gements	
	ated working requiren		
		equirements for the personnel involved in	
		urance of the qualification	
	sment methodology (t	ype of evidence to be collected)	
		e requirements of the personnel involved in the	
delive	ry of the qualification	- requirements of the personner involved in the	

If the information is not contained in the Assessment Guide, provide details of where it can be found and also attach a copy.

D.7 Identify the personnel involved in the delivery and quality assurance of the qualification and provide a brief summary of their roles and responsibilities and any relevant qualifications and experience required

D.8 Provide details of your systems and procedures for monitoring the quality and consistency of assessment provided at any location for the qualification. (These systems may also be referred to as external quality control/quality assurance)

FIJI HIGHER EDUCATION COMMISSION DECLARATION

	[full name of authori	sed officer]
he		
	[designation of the auth	orised officer]
of the		
	[name of the inst	itution]
	nake it with the understanding and belie	contained on the preceding pages is true and f that a person who makes a false declaration
Declared at _ this		[Signature] (To be signed in front of the witness)
		Official Stamp of the
Before me:		Institution
Occupation	[Full name of witness**]	[Signature of witness]
Address		Date
		Phone No

** This declaration can only be witnessed by a legal practitioner

[The next page is 724,261]

SCHEDULE 2

APPLICATION FOR RE-ACCREDITATION OF QUALIFICATION



FIJI HIGHER EDUCATION COMMISSION APPLICATION FOR RE-ACCREDITATION OF QUALIFICATION (Regulation 18 of the Higher Education (Qualifications) Regulations 2010)

Full name of the institution		
Abbreviated name of the institution		
Title of the Qualification submitted		
Name of the authorised signatory		
Date submitted	- Y- I	
☐ Completed Application for ☐ Letter(s) of support from partnership ☐ Copy of the partnership a ☐ Documentary evidence of ☐ Letter(s) of support if ☐ Body/Regulatory Body, F☐ Documentary evidence of ☐ Documentary evidence Of	rrangement if the on the details of your submission Fiji Employers Fe ontaining details of FOR OFFICIAL U	ditation her if the qualification is offered if qualification is offered in partnershifthe development of the qualificatio his supported by Standard Setting deration and Delivery Centres of the assessment guide
Comments:		
DECISION		Re-Accreditation Number
Re-Accreditation of Qualification	Approved Not Approved	
Name of Director:	Signature:	

A. DETAILS OF INSTITUTION

A.1 Institution

Name of Institution		
Business Name(s)		
Postal Address		
Business Address		
District		
Contact Numbers	Tel:	Fax:
Web Address (if any)		
E-mail Address (general)		

A.2 Registration Details

Legal Name of Institution	
Official Trading Name	
Company Registration Number	
If foreign, state country of origin	

A.3 Details of Authorised Officer:

(The authorised officer is a senior manager of the institution)

Name			
Position			
Postal Address			
Contact Numbers	Tel:	Fax:	
	Mobile:		
E-mail Address			

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F 4 5.5	VIUC	CLIC	TOTAL MILITAGE	CA COLLE				4

Title of qualification	
Accreditation dates for qualification	
Registration and Certification figures for the lifespan of the qualification	
Rationale for re-accreditation of the qualification	

C. DE	TAI	LS OF QUALIFICATION	
(C.1)	Is the	e qualification offered in partnership with another organisation(s)?	
Yes 🗆]	No □	
If yes:			
	(a)	What is the name(s) of the joint awarding partners?	
	_		

Please indicate who will be responsible for each of the following functions. (b)

Registration of Candidates	
Certification of Qualifications	
Approval of Centre(s)	
Agency Conducting External	
Verification/External Quality Control	
Production of Assessment Guide	

Please attach a letter of support from the joint partner and a draft of the partnership arrangement

C.1.1 Does the above involve a change to the existing partnership arrangements?

Yes 🗌 No 🗆

If yes, clearly detail the changes and provide a copy of the new joint agreement/partnership arrangement.

C.2 Has the qualification already been NQF/HEC credit rated?

Yes	☐ If yes, please provide details of the level and credit value and the name
	of the Credit Rating Body.
No	\square If no, do you intend to submit this qualification for NQF credit rating?

C.3 What is the qualification	n type?
-------------------------------	---------

- □ National Qualification These are qualifications that have been developed under the auspices of FQC by industry, business or professional bodies of national standing with the intention of being a national benchmark qualification in those industries, businesses and professions.
- ☐ Provider Qualification Provider Qualifications that have been developed by a particular educational organisation. In these cases the title:
 - i. will include the name of the organisation that developed and owns the qualification
 - ii. the qualification may use other protected terms but only with the specific approval of FQC/HEC

Education, training and assessment leading to qualifications in this category can be delivered by any provider of education, training and assessment services that has the permission of the organisation that developed the qualification and has been accredited by the FQC

D. QUALIFICATION DEVELOPMENT AND DESIGN

Please provide further information on the qualification included in this submission and attach supporting documentation/evidence.

D.1 Details of the Development of the Qualification

State the name of the organisation responsible for the development of the qualification	
When was the structure(s) of the qualification approved?	
Who approved the qualification?	
When was the qualification approved?	
When was the assessment strategy approved?	

Attach documentary evidence of the above

D.2 Provide a brief overview of the qualification (including the development process, aims and purpose of the qualification)

Aims	
Purpose	
Development Process	

HIGHER EDUCATION (QUALIFICATIONS) REGULATIONS 2010 [HIE 11,705]

Sch 2

	How will you meet the requirements of the assessment strategy in respect of external quality control?
	How will you meet the requirements of the assessment strategy in respect of workplace evidence?
	How will you meet the requirements of the assessment strategy in respect of simulated working conditions?
, t	How will you meet the requirements of the assessment strategy in respect of occupational expertise of personnel involved in the delivery and quality assurance of the qualification? Assessors
E.5.2 I	Internal Supervisors
E.5.3 I	External Supervisors
E.6 I	Please indicate if your assessment guide contains the following:
Euton	al quality control recovirements
	al quality control requirements
	ted working requirements
Occupa	ational competence requirements for the personnel ational competence ation a

ſij.	Qual Qual	ity assurance/external quality control system ification and experience requirements of the personnel lyed in the delivery of the qualification
	If the	information is not contained in the Assessment Guide, provide details of where is e found and also attach a copy.
	E.7	Identify the personnel involved in the delivery and quality assurance of the qualification and provide a brief summary of their roles and responsibilities and any relevant qualifications and experience required
	E.8	Provide details of your systems and procedures for monitoring the quality and consistency of assessment provided at any location for the qualification. (These systems may also be referred to as external quality control/quality assurance)

HIGHER EDUCATION (QUALIFICATIONS) REGULATIONS 2010 [HIE 11,705]

Sch 2

FIJI HIGHER EDUCATION COMMISSION DECLARATION

	[full name of autho	rised officer]
ne	[designation of the au	thorised officer
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	[name of the in	stitution
		on contained on the preceding pages is true and itef that a person who makes a false declaration
Declared at		
this	_day of]	[Signature]
	20]	(To be signed in front of the witness)
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Before me:		Histration
Dololo Inc.		
[Full nar Occupation:	ne of witness**]	[Signature of witness]
A daluaca.		Date:
		Phone No:
		11010 110.

** This declaration can only be witnessed by a legal practitioner

[The next page is 724,461]

SCHEDULE 3

APPLICATION FEES FOR ACCREDITATION OF LOCAL QUALIFICATIONS AND ASSESSMENT OF FOREIGN QUALIFICATIONS

[Sch 3 subst LN 43 of 2013 reg 6, opn 12 July 2013]

NO.	PROGRAMME	FEE PER COURSE/UNIT (\$)
1	Certificate (Levels 1 to 4)	100
2 .	Diploma	100
3	Advanced Diploma	100
4	Undergraduate Degree	100
5	Post Graduate Certificate	150
6	Post Graduate Diploma	150
Ž.	Masters Degree	200
8	Doctorate Degree	300

[The next page is 745,001]