



**THE STUDENT ALLOWANCES REGULATIONS 1991,  
AMENDMENT NO. 2**

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CATHERINE A. TIZARD, Governor-General

**ORDER IN COUNCIL**

At Wellington this 18th day of December 1995

Present:

THE RIGHT HON. J. B. BOLGER PRESIDING IN COUNCIL

PURSUANT to sections 303, 306, and 307 of the Education Act 1989, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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**REGULATIONS**

**1. Title and commencement**—(1) These regulations may be cited as the Student Allowances Regulations 1991, Amendment No. 2, and shall be read together with and deemed part of the Student Allowances Regulations 1991\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 28th day after the date of their notification in the *Gazette*.

**2. Interpretation**—Regulation 2 (1) of the principal regulations is hereby amended by revoking the definition of the term “recognised course of study”, and substituting the following definitions:

\*S.R. 1991/295  
Amendment No. 1: 1992/836

“ ‘Recognised course of study’,—

“(a) Means a course of study leading to the completion of a recognised programme; and

“(b) In relation to a person enrolled in a course of study leading to the completion of a programme—

“(i) That was a recognised programme when the person enrolled in it; but

“(ii) Whose recognition for the purposes of these regulations the Secretary has later withdrawn,—

includes that course:

“ ‘Recognised programme’ means a programme for the time being recognised by the Secretary for the purposes of these regulations:”.

**3. Applications**—Regulation 3 (7) of the principal regulations is hereby amended by inserting, after paragraph (a), the following paragraph:

“(aa) Where the application relates to an A-Bursary or a B-Bursary; or”.

**4. Award of accommodation benefit**—Regulation 34 (1) of the principal regulations is hereby amended by omitting the words “or an independent circumstances grant,”, and substituting the words “, or an independent circumstances grant, that is not suspended,”.

**5. Change of status of institution**—The principal regulations are hereby amended by inserting, after regulation 39, the following heading and regulation:

*“Change in Status of Institution*

“39A. (1) Notwithstanding the definition in regulation 2 (1) of these regulations of the term ‘recognised course of study’, when any private training establishment, secondary school, or tertiary institution ceases to be a private training establishment, secondary school, or tertiary institution, the basic grant or independent circumstances grant of every person enrolled there shall be deemed to have been suspended.

“(2) Nothing in subclause (1) of this regulation applies to the dissolution of a tertiary institution if it is simultaneous with or followed immediately by the merger of the institution with another tertiary institution.”

MARIE SHROFF,  
Clerk of the Executive Council.

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## EXPLANATORY NOTE

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

These regulations, which come into force 28 days after notification in the *Gazette*:

- make clear that the Secretary may withdraw recognition of a programme (but provide that where recognition of a programme is withdrawn while students are enrolled in a course of study forming part of it, the course continues to be a recognised course of study for those students)
- exempt students who have gained an A-Bursary or a B-Bursary from the requirement to apply for payments under it within 60 days of the commencement of their course of study
- make clear that while a student's basic grant or independent circumstances grant is suspended, payments of accommodation benefit are also suspended
- provide for the immediate suspension of grants payable in respect of courses of study at any private training establishment, secondary school, or tertiary institution that ceases to be a private training establishment, secondary school, or tertiary institution.

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Issued under the authority of the Acts and Regulations Publication Act 1989.  
Date of notification in *Gazette*: 20 December 1995.  
These regulations are administered in the Ministry of Education.