

**COLLEGE OF HIGHER
EDUCATION (AMENDMENT)
ACT 1987**

(NO. 10 OF 1987)




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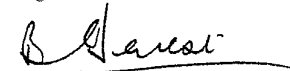
(NO. 10 OF 1987)

Passed by the National Parliament this third day of August 1987.

This printed impression has been carefully compared by me with the Bill passed by Parliament and found by me to be a true and correct copy of the said Bill.


J. M. Tuhaika
Clerk to the National Parliament

Assented to in Her Majesty's name and on Her Majesty's behalf this twenty-fifth day of August 1987.


B. Devesi
Governor-General

Date of commencement: date of publication in the Gazette.

AN ACT to amend the College of Higher Education Act 1984.

ENACTED by the National Parliament of Solomon Islands.

COLLEGE OF HIGHER EDUCATION (AMENDMENT) ACT
1987

ARRANGEMENT OF SECTIONS

Section:

1. Short title.
2. Amendment of section 2 of Act No. 2 of 1984.
3. Amendment of section 4.
4. Amendment of section 6.
5. Amendment of section 7.
6. Numbering and amendment of section 8.
7. Amendment of section 9.
8. Amendment of section 11.
9. Repeal of section 14.
10. Repeal and replacement of section 15.
11. Amendment of section 16.
12. Repeal of section 17.
13. Repeal of section 18.
14. Amendment of section 19.
15. Repeal of section 20.
16. Insertion of new section 25A.
17. Repeal of section 28.

1. This Act may be cited as the College of Higher Education (Amendment) Act 1987.

Short title.

2. Section 2 of the College of Higher Education Act 1984 (hereinafter referred to as the principal Act) is hereby amended by inserting therein in proper alphabetical sequence the following new definitions -

Amendment of section 2 of Act No. 2 of 1984.

“ “Deputy Director” means the person appointed to that position by the Council;
 “Head of School” means the person appointed by the Council to be the academic and administrative Head of each School;
 “Minister” means the Minister charged for the time being with responsibility for education and training;”.

3. Section 4 of the principal Act is hereby amended as follows -
 (a) by deleting subsections (2) and (3) and substituting therefor the following new subsections -

Amendment of section 4.

“ (2) The functions and activities performed by the Solomon Islands Teachers College, Honiara Technical Institute and the Solomon Islands School of Nursing (which institutes ceased to exist as at 31st December, 1984) shall be transferred to and vest in the corresponding constituting units established for the purpose under subsection (1).

(3) The staff employed by the institutes referred to in subsection (2) may, if they so desire, be eligible to apply for vacant positions at the College, in such manner as the Council may approve, and where any such applicant is successful he shall cease to remain in the public service of Solomon Islands.”; and

(b) by deleting from subsection (5) the word “the” that appears therein and substituting therefor the word “this”.

4. Section 6 of the principal Act is hereby amended as follows -

Amendment of section 6.

(a) by deleting from paragraph (a) the word “Islanders” and substituting therefor the word “Islands”;

(b) by deleting from subparagraph (iii) of paragraph (b) the word “posts” and substituting therefor the word “post”; and

(c) by deleting from subparagraph (iv) of paragraph (b) the word “Solomons” and substituting therefor the words “Solomon Islands”.

Amendment of
section 7.

5. Subsection (1) of section 7 of the principal Act is hereby amended as follows -

- (a) by inserting in paragraph (a) the words "academic and" after the words "appoint";
- (b) by deleting from paragraph (b) the words "teachers and other"; and
- (c) by deleting from paragraph (d) the word "teachers" and substituting therefor the word "lecturers".

Numbering
and
amendment of
section 8.

6. The unnumbered section that appears immediately after section 7 in the principal Act is hereby amended as follows -

- (a) by numbering that section as section 8 of the principal Act;
- (b) by deleting from subsection (3) thereof the word "record" and substituting therefor the word "records"; and
- (c) by deleting from subsection (4) thereof the word "Where" and substituting therefor the word "When".

Amendment of
section 9.

7. Section 9 of the principal Act is hereby amended as follows -

- (a) by deleting from subparagraph (iii) of paragraph (b) of subsection (1) the words "Administration, other than";
- (b) by inserting next after subparagraph (e) of subsection (1) the following -
 - “(ee) one representative nominated by the students council;”;
- (c) by deleting subparagraphs (ii) and (iii) of paragraph (f) of subsection (1) and substituting therefor the following -
 - “(ii) the Deputy Director;
 - (iii) two Heads of School elected by the other Heads of School to serve for two years; and
 - (iv) the Vice-Chancellor of the University of the South Pacific or his nominee.”; and
- (d) by deleting from subsection (3) the words "his powers or functions as such," and substituting therefor the words "its powers or functions,".

Amendment of
section 11.

8. Subsection 2 of section 11 of the principal Act is hereby amended as follows -

- (a) by deleting paragraphs (a) and (b) thereof;
- (b) by deleting paragraph (c) and substituting therefor the following -
 - “(c) the creation, suspension and abolition of academic and administrative positions in the

- College staff establishment;”;
- (c) by deleting from paragraph (d) the word “administrative”;
 - (d) by deleting from paragraph (e) the words “(excluding the matters specified in section 116B of the Constitution)”;
 - (e) by deleting from paragraph (g) the words “after consultation with the Boards of Studies”;
 - (f) by adding after the word “Minister” that appears in paragraph (k) the words “of Finance”;
 - (g) by deleting paragraph (o) and substituting therefor the following -
 - “(o) the discipline of staff and students including the imposition of such penalties as may be prescribed by statutes;”;
 - (h) by deleting paragraph (p) thereof; and
 - (i) by deleting from paragraph (q) the words “and teaching of”.

Section 14 of the principal Act is hereby repealed.

Repeal of
section 14.

10. Section 15 of the principal Act is hereby repealed and the following new section substituted therefor -

Repeal and
replacement
of section
15.

‘Duties 15. The Director shall -

- of
Director.
- (a) be the Chief Executive Officer of the College and be responsible to the Council for the conduct of the affairs of the College;
 - (b) report regularly to the Council on the affairs of the College; and
 - (c) discharge the affairs of the College subject to the provisions of this Act and the statutes and resolutions of the Council.”.

11. Section 16 of the principal Act is hereby amended as follows -

Amendment of
section 16.

- (a) by deleting subsection (1) and substituting therefor the following -
 - “(1) The Deputy Director shall assist the Director in the performance of his duties and the discharge of his responsibilities in such manner, as the Council may determine”; and
- (b) by deleting from subsection (2) the word “(Academic)”.

- Repeal of section 17. 12. Section 17 of the principal Act is hereby repealed.
- Repeal of section 18. 13. Section 18 of the principal Act is hereby repealed.
- Amendment of section 19. 14. Subsection (2) of section 19 of the principal Act is hereby amended by deleting the word "must" and substituting therefor the word "shall".
- Repeal of section 20. 15. Section 20 of the principal Act is hereby repealed.
- Insertion of new section 25A. 16. The principal Act is hereby amended by inserting therein the following new section as section 25A -
"Publication of report. 25A. The Council shall, within four months after the end of each calendar year, prepare a report of the operations of the College during that year and submit it to the Minister who shall cause it to be laid before Parliament."
- Repeal of section 28. 17. Section 28 of the principal Act is hereby repealed.