

Government Notice No. 240 of 2006

**THE LICENSING OF RECRUITING AGENTS FOR
OVERSEAS EDUCATIONAL AND TRAINING
INSTITUTIONS ACT 2006**

**Regulations made by the Minister under Section 10 of the
Licensing of Recruiting Agents for Overseas Educational and
Training Institutions Act 2006**

1. These regulations may be cited as the Licensing of Recruiting Agents for Overseas Educational and Training Institutions (Applications for Licence) Regulations 2006.
2. In these regulations—
 - “Act” means the Licensing of Recruiting Agents for Overseas Educational and Training Institutions Act 2006;
 - “application” means an application for a licence under section 4(2) of the Act;
 - “register” means the register referred to in regulation 6(a).
3. For the purposes of—
 - (a) section 4(2) of the Act, every application for a licence shall be in the form specified in the First Schedule;
 - (b) section 4(4) of the Act, every licence shall be in the form specified in the Second Schedule;
 - (c) section 4(5) of the Act—
 - (i) the fee payable for the issue of a licence shall be 50,000 rupees;
 - (ii) the security to be furnished by the applicant shall be of the value of 500,000 rupees;
 - (d) section 4(7) of the Act, the fee payable for the renewal of a licence shall be 50,000 rupees.

4. The Officer in Charge may make such enquiries as he thinks fit before issuing or renewing a licence.

5. (1) For the purposes of section 6(1) of the Act, every contract of recruitment shall be drawn up in triplicate, in English or French, and shall contain—

- (a) the full name of the student, his date and place of birth and place of residence in Mauritius;
- (b) the full name of his responsible party, and place of residence;
- (c) the name and particulars of the institution;
- (d) the proposed field of study;
- (e) details of all fees charged by the educational institution;
- (f) the fees charged by the licensee for the provision of services;
- (g) conditions and costs regarding boarding and lodging abroad;
- (h) the duration of the contract, the conditions of renewal of the contract, and the grounds on which the contract may be terminated;
- (i) the conditions under which entry and residence in the host country are permitted.

(2) The licensee shall keep a copy of every contract of recruitment entered into and shall give a copy—

- (a) to the student; and
- (b) to the Officer in Charge.

6. Every licensee shall—
- (a) maintain a register in such form as may be approved by the Officer in Charge, setting out the number of—
 - (i) applications received for admission to every institution in respect of which it is licensed;
 - (ii) seats available in every institution in respect of which it is licensed;
 - (iii) students which it has recruited for admission to every institution in respect of which it is licensed;
 - (b) exhibit in a conspicuous place at his business premises—
 - (i) his licence;
 - (ii) the list of fees payable by students;
 - (c) neither charge nor receive any fee from students, other than the fees specified in the list referred to at paragraph (b);
 - (d) within one month of the first day of each academic year, submit to the Officer in Charge a return in relation to students recruited, in the form specified in the Third Schedule.
 - (e) allow the Office in Charge, or any officer authorised by him to enter his business premises at any reasonable time for the purpose of inspecting the register or any other document relating to his business.
7. These regulations shall come into operation on 15 December 2006.

Made by the Minister on 6 December 2006.

FIRST SCHEDULE

(regulation 3(a))

**THE LICENSING OF RECRUITING AGENTS FOR OVERSEAS
EDUCATIONAL AND TRAINING INSTITUTIONS ACT 2006**

APPLICATION FOR LICENCE

- 1. Full Name of applicant:
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- 2. Office Address:
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- 3. (Where applicant is a company) Name of his legal representative:
- 4. Institution(s) on behalf of which recruitment of students is to be made: (full address to be indicated along with supporting documents)
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- 5. Commission received by the licensee from the institution(s) referred to at paragraph 4 above:
- 6. Security to be furnished by means of-
 - (a) Cash deposited with the Accountant-General
 - (b) Bank guarantee to be deposited with the Accountant-General

(Tick as appropriate)

7. (a) Name(s) of the applicant's employee(s) responsible for the recruitment of students:

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(b) Qualifications of the employee(s):

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(c) Working experience of the employee(s):

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8. (a) Have you or the employee(s) mentioned at paragraph 7 ever been charged with a criminal offence, convicted in any Court of Law or detained under any Law? Yes/No

(b) If yes, provide details

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9. I hereby declare that the foregoing particulars are true and I undertake to comply with any condition which may be attached to the licence.

Date:

.....
Signature of Applicant

SECONDSCHEDULE

(regulation 3(b))

**THE LICENSING OF RECRUITING AGENTS FOR OVERSEAS
EDUCATIONAL AND TRAINING INSTITUTIONS ACT 2006**

LICENCE

This is to certify that
of
is hereby authorised to recruit citizens of Mauritius for admission to
overseas educational and training institutions.

This licence shall be subject to the following conditions –

- (a) the licensee shall comply with the provisions of the Licensing of Recruiting Agents for Overseas Educational and Training Institutions Act 2006 and regulations made under that Act;
- (b) the licence is valid for a period of 2 years as from
- (c) the licence shall not be transferable;

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Date:

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Officer-in-Charge

THIRD SCHEDULE

(regulation 6(d))

**STATEMENT OF RETURN OF STUDENTS RECRUITED
FOR ADMISSION TO OVERSEAS INSTITUTIONS**

1. Name of Licensee:
-
2. Office Address:
-
3. No. of students recruited for academic year:
4. Breakdown—

Name of Student	University	Country	Level of Study/ Field of Study	Remarks

Note: This statement should be submitted at the beginning of each academic year but not later than one month after the course has started.