
First published in the *Government Gazette*, Electronic Edition, on 29 October 2021 at 5 pm.

No. S 820

PRIVATE EDUCATION ACT
(CHAPTER 247A)

PRIVATE EDUCATION
(AMENDMENT NO. 2) REGULATIONS 2021

In exercise of the powers conferred by section 71 of the Private Education Act, the SkillsFuture Singapore Agency, with the approval of the Minister for Education, makes the following Regulations:

Citation and commencement

1. These Regulations are the Private Education (Amendment No. 2) Regulations 2021 and come into operation on 1 December 2021.

Amendment of regulation 14

2. Regulation 14 of the Private Education Regulations 2009 (G.N. No. S 617/2009) (called in these Regulations the principal Regulations) is amended —

- (a) by deleting the word “fully-enclosed” in paragraph (1)(a);
- (b) by deleting paragraph (3) and substituting the following paragraph:

“(3) A private education institution to be registered, or that is registered, must not share premises with —

- (a) more than one other private education institution, where the premises comprise only one classroom; or
- (b) more than 2 other private education institutions, where the premises comprise 2 or more classrooms, except with the written permission of the Agency.”; and

- (c) by deleting the words “shall not” in paragraph (4) and substituting the words “must not, except with the written permission of the Agency,”.

Amendment of regulation 15

3. Regulation 15 of the principal Regulations is amended —

- (a) by deleting paragraph (1) and substituting the following paragraph:

“(1) Every private education institution to be registered, or that is registered, must establish and maintain an Academic Board consisting of no fewer than 3 members —

- (a) none of whom is disqualified from holding office under paragraph (2); and

- (b) more than half of whom possess at least the following minimum qualification or minimum experience:

- (i) where the highest qualification offered by the private education institution is a postgraduate qualification — a doctorate;
- (ii) where the highest qualification offered by the private education institution is an undergraduate qualification — a postgraduate qualification;
- (iii) where the highest qualification offered by the private education institution is a diploma, a certificate or other qualification that is not at least an undergraduate qualification — an undergraduate qualification;

(iv) in lieu of the qualification in sub-paragraph (i), (ii) or (iii) — 5 years of relevant working experience in a field to which a course, or one of the courses, offered by the private education institution relates.”; and

(b) by deleting the words “once a year” in paragraph (4)(c) and substituting the words “once every 2 years”.

Amendment of regulation 16

4. Regulation 16 of the principal Regulations is amended by deleting paragraph (1) and substituting the following paragraph:

“(1) Every private education institution to be registered, or that is registered, must establish and maintain an Examination Board consisting of no fewer than 3 members —

(a) none of whom is disqualified from holding office under paragraph (2); and

(b) more than half of whom possess at least the following minimum qualification or minimum experience:

(i) where the highest qualification offered by the private education institution is a postgraduate qualification — a doctorate;

(ii) where the highest qualification offered by the private education institution is an undergraduate qualification — a postgraduate qualification;

(iii) where the highest qualification offered by the private education institution is a diploma, a certificate or other qualification that is not at least an undergraduate qualification — an undergraduate qualification;

(iv) in lieu of the qualification in sub-paragraph (i), (ii) or (iii) — 5 years of relevant working experience in a field to which a course, or one of

the courses, offered by the private education institution relates.”.

Amendment of regulation 21

5. Regulation 21(1) of the principal Regulations is amended —

- (a) by deleting the words “, transcripts, and past employment records” in sub-paragraph (b)(vi) and substituting the words “or transcripts, and past employment records,”;
- (b) by inserting, immediately after the words “payment schedule” in sub-paragraph (c)(vii), the words “and a copy of each receipt issued to the student for each payment of the course money”; and
- (c) by deleting the words “and transcripts” in sub-paragraph (e)(ii) and substituting the words “or transcripts”.

Amendment of regulation 25

6. Regulation 25 of the principal Regulations is amended —

- (a) by deleting paragraph (4) and substituting the following paragraph:

“(4) Subject to paragraph (4A), a registered private education institution which is not a member of a Scheme, when collecting the course money in respect of a student or intending student enrolled in a course permitted by the Agency under section 43(1) of the Act, must not at any time hold course money —

- (a) for more than 2 months of the student’s course in advance; or
- (b) for more than 6 months of the student’s course in advance, where the registered private education institution is a member of an industry-wide course money protection scheme approved by the Agency.”;

-
-
- (b) by deleting the words “shall ensure that every agreement or contract for the enrolment of a student for a course longer than 2 months in duration” in paragraph (6) and substituting the words “must, in respect of any course permitted by the Agency under section 43(1) of the Act, enter into a written agreement or contract with every student enrolled in the course, that”;
- (c) by deleting the word “and” at the end of paragraph (6)(c)(ix);
- (d) by deleting the full-stop at the end of sub-paragraph (x) of paragraph (6)(c) and substituting a semi-colon, and by inserting immediately thereafter the following sub-paragraphs:
- “(xi) the title of the course; and
 - (xii) the certificate, degree, diploma or other qualification to be awarded to the student upon successful completion of the course.”; and
- (e) by inserting, immediately after paragraph (6), the following paragraph:
- “(6A) The registered private education institution must give to every student with whom a written agreement or contract is entered into a copy of the agreement or contract.”.

Amendment of regulation 26

7. Regulation 26(3) of the principal Regulations is amended by deleting sub-paragraphs (a) and (b) and substituting the following sub-paragraphs:

- “(a) if the person has less than 5 years of working experience in the field to which the course, module or subject relates —
- (i) qualifications in that field which are at least a level higher than the level of the course; and