



higher education
& training

Department:
Higher Education and Training
REPUBLIC OF SOUTH AFRICA

LEGISLATION AND POLICY REGISTER OF THE DEPARTMENT OF HIGHER EDUCATION AND TRAINING

Version date: 21/01/2020

Purpose

The purpose of this Legislation and Policy Register is to provide user-friendly information to stakeholders about the legislation and policies administered by the Department of Higher Education and Training (DHET).

Objectives

The objectives of the departmental legislation and policy register are to:

- (i) record and provide updated information about the Department's legislation and policies, in a single place;*
- (ii) disseminate a list of legislation and policies through an appropriate outlet to stakeholders in the Post-School Education and Training (PSET) system and the general public; and*
- (iii) facilitate and promote the review of policies in line with commitments.*

Scope

This register covers legislation and policies administered by DHET. In addition, the register includes key legislation of general application administered by other government departments, as well as the Constitution of the Republic of South Africa.

This Legislation and Policy Register is organised in five parts:

Part A: Legislation (Acts)

Part B: Subordinate Legislation (Regulations)

Part C: Policies

Part D: Communiqués¹

Part E: Guidelines²

Annexure A: The Constitution of the Republic of South Africa

Annexure B: General and Transversal Legislation

PART A: LEGISLATION ON POST-SCHOOL EDUCATION AND TRAINING (PSET)³

There are eight (8) pieces of primary legislation applicable to and regulating the PSET system. They are as follows:

1. Higher Education Act, 1997 (Act No.101 of 1997) (HE Act)
2. Continuing Education and Training Act, 2006 (Act No.16 of 2006) (CET Act)
3. General and Further Education and Training Quality Assurance Act, 2001 (Act No. 58 of 2001) (GENFETQA Act)
4. Skills Development Act (Act No. 97 of 1998) (SDA Act)
5. Skills Development Levies Act (Act No. 9 of 1999) (SDL Act)
6. National Qualifications Framework Act, 2008 (Act No.67 of 2008) (NQF Act)

¹ Communiqués are not policies or legislation; however they have been included in the register for information purposes.

² Guidelines are not policies or legislation; however they have been included in the register for information purposes.

³ All legislation is passed by the National Assembly and assented to and signed into law by the President of the Republic of South Africa.

7. National Student Financial Aid Scheme Act, 1999 (Act No. 56 of 1999) (NSFAS Act)
8. South African Council for Educators Act, 2000 (Act No. 31 of 2000)

The table below provides information related to the above mentioned primary legislation.

PART A: LEGISLATION ON POST-SCHOOL EDUCATION AND TRAINING (PSET)

HIGHER EDUCATION SECTOR				
NO	PRIMARY LEGISLATION (TITLE)	PRIMARY LEGISLATION CITATION	AMENDING LEGISLATION (TITLE)	PROMULGATION DATE
1.	Higher Education Act, 1997 (Act No.101 of 1997) (HE Act)	Republic of South Africa (RSA) (1997). Higher Education Act, 1997 (Act No. 101 of 1997).	1. Higher Education Amendment Act 55 of 1999	1997
			2. Higher Education Amendment Act 54 of 2000	1999
			3. Higher Education Amendment Act 23 of 2001	2001
			4. Higher Education Amendment Act 63 of 2002	2002
			5. Higher Education Amendment Act 38 of 2003	2003
			6. Higher Education Amendment Act 39 of 2008	2008
			7. Higher Education Laws Amendment Act 26 of 2010	2010
			8. Higher Education Laws Amendment Act 21 of 2011	2011

HIGHER EDUCATION SECTOR				
NO	PRIMARY LEGISLATION (TITLE)	PRIMARY LEGISLATION CITATION	AMENDING LEGISLATION (TITLE)	PROMULGATION DATE
			9. Higher Education Laws Amendment Act 23 of 2012	2012
			10. Higher Education Amendment Act 9 of 2017	2017

COLLEGE SECTOR (TVET & CET)				
NO	PRIMARY LEGISLATION (TITLE)	PRIMARY LEGISLATION CITATION	AMENDING LEGISLATION (TITLE)	PROMULGATION DATE
2.	Continuing Education and Training Act, 2006 (Act No.16 of 2006) (CET Act) ⁴	Republic of South Africa (RSA) (2006). Continuing Education and Training Act, 2006 (Act No.16 of 2006) (CET Act).	1. Higher Education and Training Laws Amendment Act 25 of 2010	2006
			2. Further Education and Training Colleges Amendment Act 3 of 2012	2012
			3. Further Education and Training Colleges Amendment Act 1 of 2013	2013
3.	General Further Education and Training Quality Assurance Act, 2001 (Act No. 58 of 2001)	Republic of South Africa (RSA) (2017). General Further Education and Training Quality Assurance Act, 2001 (Act No. 58 of 2001).	1. Education Laws Amendment Act 50 of 2002	2001
			2. Education Laws Amendment Act 1 of 2004	2004
			3. Education Laws Amendment Act 31 of 2007	2007

⁴ CET Act: The short title of what Further Education and Training Colleges Act was amended by section of Further Education and Training Colleges Amendment Act, amended by section 20. This Act is now called the Continuing Education and Training Act.

COLLEGE SECTOR (TVET & CET)				
NO	PRIMARY LEGISLATION (TITLE)	PRIMARY LEGISLATION CITATION	AMENDING LEGISLATION (TITLE)	PROMULGATION DATE
			4. General Further Education and Training Quality Assurance Act 50 of 2008	2008
			5. Basic Laws Amendment Act 15 of 2011	2011

SKILL DEVELOPMENT SECTOR				
NO	PRIMARY LEGISLATION (TITLE)	PRIMARY LEGISLATION CITATION	AMENDING LEGISLATION (TITLE)	PROMULGATION DATE
4.	Skills Development Act (Act No. 97 of 1998) (SDA Act)	Republic of South Africa (RSA) (1998). Skills Development Act (Act No. 97 of 1998) (SDA Act).	1. Skills Development Levies Act 9 of 1999	1998
			2. Skills Development Amendment Act 31 of 2003	2003
			3. Skills Development Amendment Act 37 of 2008	2008
			4. Higher Education Laws Amendment Act 26 of 2010	2010
			5. Skills Development Amendment Act 26 of 2011	2011
			6. Employment Services Act 4 of 2014	2014

SKILL DEVELOPMENT SECTOR				
NO	PRIMARY LEGISLATION (TITLE)	PRIMARY LEGISLATION CITATION	AMENDING LEGISLATION (TITLE)	PROMULGATION DATE
5.	Skills Development Levies Act (Act No. 9 of 1999) (SDL Act)	Republic of South Africa (RSA) (1999). Skill Development Levies Act, 1999 (Act No. 9 of 1999). Government Gazette, No. 1998, 30 April.	Not applicable	1999

LEGISLATION DEALING WITH QUALIFICATION				
NO	PRIMARY LEGISLATION (TITLE)	PRIMARY LEGISLATION CITATION	AMENDING LEGISLATION (TITLE)	PROMULGATION DATE
6.	National Qualifications Framework Act, 2008 (Act No.67 of 2008) (NQF Act)	Republic of South Africa (RSA) (2008). National Qualifications Framework Act, 2008 (Act No.67 of 2008) (NQF Act).	1. Higher Education Laws Amendment Act 26 of 2010	2009
			2. Higher Education Laws Amendment Act 31 of 2007	2007
			3. Higher Education Laws Amendment Act 21 of 2011	2011
			4. National Qualifications Framework Amendment Act 12 of 2019	2019

STUDENT FUNDING LEGISLATION				
NO	PRIMARY LEGISLATION (TITLE)	PRIMARY LEGISLATION CITATION	PROMULGATION DATE	AMENDING LEGISLATION (TITLE)
7.	National Student Financial Aid Scheme Act, 1999 (Act No. 56 of 1999) (NSFAS Act)	Republic of South Africa (RSA) (1999). National Student Financial Aid Scheme Act, 1999 (Act No. 56 of 1999) (NSFAS Act).	1999	Not applicable

PROFESSIONAL BODY LEGISLATION				
NO	PRIMARY KEY LEGISLATION (TITLE)	PRIMARY LEGISLATION CITATION	PROMULGATION DATE	AMENDED LEGISLATION (TITLE)
8.	South African Council for Educators Act, 2000 (Act No. 31 of 2000)	Republic of South Africa (RSA) (2000). South African Council for Educators Act, 2000 (Act No. 31 of 2000) (SACE Act).	2000	

PART B: SUBORDINATE LEGISLATION (REGULATIONS)⁵ PROMULGATED IN TERMS OF PRINCIPAL LEGISLATION

NO	TITLE OF THE REGULATION	GOVERNMENT GAZETTE IN TERMS OF WHICH REGULATIONS WERE PROMULGATED	COMMENCEMENT DATE
CONTINUING EDUCATION AND TRAINING ACT 16 OF 2006			
1.	Regulations for the registration of private Further Education and Training Colleges	GN R1134 of 2007 GG No.30550	7 December 2007
2.	Regulations for the registration of private Further Education and Training Colleges, 2007: A guide for completing the application for registration as a private Further Education and Training College (Form FPX-01)	GN 195 of 2008 G.G No. 30732	5 February 2008
3.	Regulations for the registration of private Further Education and Training Colleges, 2007: Application for amendment as a private Further Education and Training College (Form FPX-02)	GN 196 of 2008 GG No. 30733	5 February 2008
4.	Regulations for the registration of private Further Education and Training Colleges, 2007: A guide for completing the application for amendment as a private Further Education and Training College (FPX-02)	GN 197 of 2008 GG No. 30734	5 February 2008
5.	Regulations for the registration of private Further Education and Training Colleges, 2007: A guide for completing the application for registration as a private further Education and Training College (Form FPX-01)	GN 198 of 2008 GG No. 30735	5 February 2008

⁵ Note that authority to make regulations is vested in or lies with the Minister.

NO	TITLE OF THE REGULATION	GOVERNMENT GAZETTE IN TERMS OF WHICH REGULATIONS WERE PROMULGATED	COMMENCEMENT DATE
6.	Regulations on the Conduct, Administration and Management of Assessment for the National Senior Certificate for Adults (NASCA)	GN 831 of 2016 GG No. 40140	15 July 2016
GENERAL AND FURTHER EDUCATION AND TRAINING QUALITY ASSURANCE ACT 58 OF 2001			
7.	Regulations for the issuing of Certificates by the General and Further Education and Training Quality Assurance Council	GN 1754 of 2003 GG No. 25794	2 December 2003
HIGHER EDUCATION ACT 101 OF 1997			
8.	Regulations relating to fees payable in respect of the registration and amendment of registration of private Higher Education Institutions and in respect of the provision of certified copies of or extracts from certain documents	GN R703 of 1999	4 June 1999
9.	Regulations for the registration of private Higher Education Institutions	GN R335 of 2003 GG No. 24976	28 February 2003
10.	Regulations for the nomination process for members of the boards of the national institutes for higher education in the Mpumalanga and the Northern Cape provinces	GN 371 of 2004	19 March 2004
11.	Regulations for the establishment of a National Institute for the Humanities and Social Sciences	GN 952 of 2013 GG No.37118	5 December 2013
12.	Regulations for reporting by public Higher Education Institutions	GN R464 of 2014 GG No. 37726	9 June 2014
13.	Regulations for the registration of private Higher Education Institutions	GN R383 of 2016 GG No. No. 39880	31 March 2016
NATIONAL QUALIFICATIONS FRAMEWORK ACT 67 OF 2008			
14.	Regulations for resolving a dispute in terms of the National Qualifications Framework Act, 2008	GN R743 of 2010 GG No.33483	27 August 2010

NO	TITLE OF THE REGULATION	GOVERNMENT GAZETTE IN TERMS OF WHICH REGULATIONS WERE PROMULGATED	COMMENCEMENT DATE
15.	Regulations for the registration of private Higher Education Institutions, 2016: Annual registration form (Form APX-01)	GN 40 of 2018 GG 41399	26 January 2018
16.	Regulations for the registration of private Higher Education Institutions, 2016: Annual amendment form (Form APX-02)	GN 41 of 2018 GG No. 41399	26 January 2018
17.	Regulations for the registration of private Higher Education Institutions, 2016: Annual reporting form (Form APX-03)	GN 42 of 2018 GG No.41399	26 January 2018
18.	Regulations for the registration of private Higher Education Institutions, 2016: A guide for completing the application for registration as private Higher Education Institutions (Guide APX-01)	GN 43 of 2018 GG No.41399	26 January 2018
19.	Regulations for the registration of private Higher Education Institutions, 2016: Guide for completing the application for amendment as a private Higher Education Institutions (Guide APX-02)	GN 44 of 2018 GG No.41399	26 January 2018
20.	Regulations for the registration of private Higher Education Institutions, 2016: Guide for completing the annual report private Higher Education Institutions (Guide APX-03)	GN 45 of 2018 GG No.41399	26 January 2018
NATIONAL STUDENT FINANCIAL AID SCHEME ACT 56 OF 1999			
21.	Regulations under the National Student Financial Aid Scheme Act 56 of 1999	GNR R676 of 2001 GG 22491	19 July 2001
22.	Regulations on additional functions assigned to NSFAS, 2018	GNR 413 of 2018 GG No. 41554	3 April 2018
SKILLS DEVELOPMENT ACT 97 OF 1998			
23.	Regulations with regard to Private Employment Agencies	GN R1023 of 1999	7 September 1999

NO	TITLE OF THE REGULATION	GOVERNMENT GAZETTE IN TERMS OF WHICH REGULATIONS WERE PROMULGATED	COMMENCEMENT DATE
24.	Regulations to prescribe the limit regarding the cost to administer the National Skills Fund	GN R1030 of 2010 GG No. 33740	8 November 2010
25.	Regulations for the conditions of service and appointment of the CEO of a SETA	GN R902 of 2011 GG No. 34720	4 November 2011
26.	Sector Education and Training Authorities (SETA) Standard Constitution Regulations	GG No.35940	December 2012
27.	Draft National Register of Artisans Regulations	GG No.38458	February 2015
28.	Trade Test Regulations	GG No.39077	May 2015
29.	The Sector Education and Training Authorities (SETA) Grant Regulations regarding monies received by a SETA and related matters	GN 23 of 2016 GG No. 39592	13 January 2016
30.	SETA Work-Based Learning programme agreement regulations, 2018	GN 1241 of 2018 GG No. 42037	16 November 2018

PART C: PUBLIC POLICIES ON PSET

Categories/ Focus Areas

1. White Papers
2. Higher Education Sector
3. TVET Sector
4. CET Sector
5. Skills Levy System
5. NQF (Quality Assurance)
6. Cross Cutting Focus Areas
7. General

WHITE PAPERS			
NO	TITLE	CITATION	APPROVAL DATE
1.	White Paper on Education and Training	Department of Education (1995). <i>White Paper on Education and Training</i> . Pretoria: Government Printer.	15 March 1995
2.	Education White Paper 3: Programme for the Transformation of Higher Education	Department of Education (1997). <i>Education White Paper 3: Programme for the Transformation of Higher Education</i> . Pretoria: Government Printer.	15 August 1997
3.	Education White Paper 4: Programme for the Transformation of Further Education and Training	Department of Education (1998). <i>Education White Paper 4: Programme for the Transformation of Further Education and Training</i> . Pretoria: Government Printer.	25 September 1998
4.	Education White Paper 5 on Early Childhood Education: Meeting the challenge of Early Childhood Development in South Africa	Department of Education (2001). <i>Education White Paper 5 on Early Childhood Education: Meeting the challenge of Early Childhood Development in South Africa</i> . Pretoria: Government Printer.	1 May 2001
5.	Education White Paper 6: Building an inclusive education and training system	Department of Education (2001). <i>Education White Paper 6: Building an inclusive education and training system</i> . Pretoria: Government Printer.	2 July 2001
6.	Education White Paper 7 on e-Education: Transforming Learning and Teaching through Information and Communication Technologies (ICTs)	Department of Education (2004). <i>Education White Paper 7 on e-Education: Transforming Learning and Teaching through Information and Communication Technologies (ICTs)</i> . Pretoria: Government Printer.	2 September 2004
7.	White Paper on Post-School Education and Training: Building an Expanded, Effective and Integrated Post -School System	Department of Higher Education and Training (2013). <i>White Paper on Post-School Education and Training: Building an Expanded, Effective and Integrated Post -School System</i> . Pretoria: Government Printer.	November 2013

HIGHER EDUCATION				
NO	TITLE	CITATION	LATEST APPROVAL DATE	REVIEW DATE
1.	Language Policy Framework for South African Higher Education	Department of Higher Education and Training. (2001). <i>Language Policy Framework for South African Higher Education</i> . Pretoria: Government Printer.	July 2001	
2.	A new Academic Policy for programmes and qualifications in Higher Education	Department of Higher Education and Training. (2002). <i>A new Academic Policy for programmes And qualifications in Higher Education</i> . Pretoria: Government Printer.	January 2002	
3.	Language Policy for Higher Education	Department of Higher Education and Training. (2002). <i>Language Policy for Higher Education</i> . Pretoria: Government Printer.	November 2002	
4.	Policy on professional qualifications for lecturers in Technical and Vocational Education and Training Colleges	Department of Higher Education and Training. (2013). <i>Policy on professional qualifications for lecturers in Technical and Vocational Education and Training Colleges</i> . Pretoria: Government Printer.	11 June 2013	
5.	Policy for the provision of distance education in South African universities in the context of an integrated post-school system	Department of Higher Education and Training. (2014). <i>Policy for the provision of distance education in South African universities in the context of an integrated post-school system</i> . Pretoria: Government Printer.	7 July 2014	
6.	Revised Policy on the Minimum Requirements for Teacher Education Qualifications	Department of Higher Education and Training. (2015). <i>Revised Policy on the Minimum Requirements for Teacher Education Qualifications</i> . Pretoria: Government Printer.	19 February 2015	

7.	Research Outputs Policy	Department of Higher Education and Training. (2015). <i>Research Outputs Policy</i> . Pretoria: Government Printer.	11 March 2015	
8.	Policy on minimum requirements for programmes leading to qualifications for educators and lecturers in adult and Community Education and Training	Department of Higher Education and Training. (2015). <i>Policy on minimum requirements for programmes leading to qualifications for educators and lecturers in adult and Community Education and Training</i> . Pretoria: Government Printer.	27 March 2015	
9.	Policy on the minimum norms and standards for student housing at public universities	Department of Higher Education and Training. (2015). <i>Policy on the minimum norms and standards for student housing at public universities</i> . Pretoria: Government Printer.	29 September 2015	
10.	Policy on minimum requirements for programmes leading to qualifications in higher education for Early Childhood Development	Department of Higher Education and Training. (2017). <i>Policy on minimum requirements for programmes leading to qualifications in higher education for Early Childhood Development</i> . Pretoria: Government Printer.	31 March 2017	
11.	Policy on the evaluation of creative outputs and innovations produced by South African public Higher Education Institutions	Department of Higher Education and Training. (2017). <i>Policy on the evaluation of creative outputs and innovations produced by South African public Higher Education Institutions</i> . Pretoria: Government Printer.	28 April 2017	
12.	Policy for the Post-School Education and Training Central Application Service	Department of Higher Education and Training. (2017). <i>Policy for the Post-School Education and Training Central Application Service</i> . Pretoria: Government Printer.	2 November 2017	

13.	Minimum admission requirements for Higher Certificates, Diplomas and Bachelor's Degree Programmes requiring a National Senior Certificate	Department of Higher Education and Training. (2005). <i>Minimum Admission Requirements for Higher Certificates, Diplomas and Bachelor's Degree Programmes requiring a National Senior Certificate</i> . Pretoria: Government Printer.	18 August 2005	10 June 2008
14.	Policy on minimum requirements for teacher education qualifications	Department of Higher Education and Training. (2011). <i>Policy on minimum requirements for teacher education qualifications</i> . Pretoria: Government Printer.	15 July 2011	
15.	Policy Framework for the Internationalisation of Higher Education in South Africa	Department of Higher Education and Training. (2017). <i>Policy Framework for the Internationalisation of Higher Education in South Africa</i> . Pretoria: Government Printer.	07 April 2017	
16.	Policy Framework for the remuneration of Senior Managers in public Higher Education Institutions	Department of Higher Education and Training. (2009). <i>Policy Framework for the remuneration of Senior Managers in public Higher Education Institutions</i> . Pretoria: Government Printer.	08 April 2009	
17.	Revised Policy on the minimum requirements for teacher education qualifications	Department of Higher Education and Training. (2014). <i>Revised Policy on the Minimum Requirements for Teacher Education Qualifications</i> . Pretoria: Government Printer.	11 December 2014	
18.	Draft Policy on minimum requirements for programmes leading to qualifications in higher education in Early Childhood Care and Education (Birth – Four) for educators and practitioners	Department of Higher Education and Training. (2016). <i>Draft Policy on Minimum Requirements for Programmes Leading to Qualifications in Higher Education in Early Childhood Care and Education (Birth – Four) for Educators and Practitioners</i> . Pretoria: Government Printer.	30 March 2016	

TVET SECTOR				
	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENT
1.	National Policy on the conduct of Adult Basic Education and Training (ABET) Level 4 exemptions	Department of Education. (2002). <i>National Policy on the conduct of Adult Basic Education and Training (ABET) Level 4 exemptions</i> . Pretoria: Government Printer.	5 July 2002	
2.	National policy regarding further education and Training programmes: approval of the amendments to the Certification requirements of the National Certificates (Vocational)	Department of Education. (2006). <i>National policy regarding further education and Training programmes: approval of the amendments to the Certification requirements of the national certificates (Vocational)</i> . Pretoria: Government Printer.	29 March 2006	07 September 2007
3.	National policy on the conduct, administration and management of the assessment of the National Certificate (Vocational)	Department of Education. (2007). <i>National policy on the conduct, administration and management of the assessment of the national certificate (vocational)</i> . Pretoria: Government Printer.	12 September 2007	
4.	Approval of the policy document, formal Further Education and Training Programmes at level 2 to 4 on the National Qualifications Framework	Department of Higher Education and Training. (2010). <i>Approval of the policy document, formal Further Education and Training Programmes at level 2 to 4 on the National Qualifications Framework</i> . Pretoria: Government Printer.	22 May 2010	
5.	Policy on professional Qualifications for lectures in Technical and Vocational Education and Training	Department of Higher Education and Training. (2013). <i>Policy on professional Qualifications for lectures in Technical and Vocational Education and Training</i> . Pretoria: Government Printer.	11 June 2013	

6.	Public Further Education and Training College Attendance and Punctuality Policy	Department of Higher Education and Training. (2013). <i>Public Further Education and Training College Attendance and Punctuality Policy</i> . Pretoria: Government Printer.	November 2013	
7.	Draft-Department of Higher Education and Training Recommended Trading Entity Policy for TVET Colleges	Department of Higher Education and Training. (2014). <i>Draft-Department of Higher Education and Training Recommended Trading Entity Policy for TVET Colleges</i> . Pretoria: Government Printer.	14 July 2014	
8.	Policy framework for administration and management of student Admissions in technical and vocational education and training Colleges	Department of Higher Education and Training. (2019). <i>Policy framework for administration and management of student Admissions in technical and vocational education and training Colleges</i> . Pretoria: Government Printer.	30 March 2019	

CET SECTOR				
NO	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENT
1.	National Policy on Community Colleges	Department of Higher Education and Training. (2015). <i>National Policy on Community Colleges</i> . Pretoria: Government Printer.	3 July 2015	
2.	National Policy for the Monitoring and Evaluation of Community Education and Training Colleges	Department of Higher Education and Training. (2016). <i>National Policy for the Monitoring and Evaluation of Community Education and Training Colleges</i> . Pretoria: Government Printer.	28 September 2016	
3.	Draft National Policy on verification of-enrolments and staff in the of Community Education and Training Colleges	Department of Higher Education and Training. (2017). <i>Draft National Policy on Verification of-Enrolments and Staff in the Community Education and Training Colleges</i> . Pretoria: Government Printer.	07 February 2017	
4.	Draft Policy Framework for the development of admission policies by Community Education and Training Colleges	Department of Higher Education and Training. (2017). <i>Draft Policy Framework for the Development of Admission Policies by Community Education and Training Colleges</i> . Pretoria: Government Printer.	07 March 2017	
5.	Policy and Procedure for regulating the opening, merging and closing of Community Education and Training Colleges	Department of Higher Education and Training. (2017). <i>Policy and Procedure for regulating the opening, merging and closing of Community Education and Training Colleges</i> . Pretoria: Government Printer.	05 April 2017	
6.	National Policy on curriculum development and implementation in Community Education and Training Colleges	Department of Higher Education and Training. (2017). <i>National Policy on Curriculum Development and Implementation in Community Education and Training Colleges</i> . Pretoria: Government Printer.	05 April 2017	

7.	National Policy on annual reporting of Community Education and Training Colleges	Department of Higher Education and Training. (2018). <i>National Policy on annual reporting of Community Education and Training Colleges</i> . Pretoria: Government Printer.	27 March 2018	
8.	The National Norms and Standards for funding of Further Education and Training Colleges (NSF-FET Colleges)	Department of Higher Education and Training. (2009). <i>The National Norms and Standards for funding of Further Education and Training Colleges (NSF-FET Colleges)</i> . Pretoria: Government Printer.	10 March 2009	
9.	Amendments to the National Norms and Standards for funding Adult Learning Centres	Department of Higher Education and Training. (2010). <i>Amendments to the National Norms and Standards for funding Adult Learning Centres</i> . Pretoria: Government Printer.	24 April 2010	

SKILLS DEVELOPMENT SECTOR				
NO	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENT
1.	National Generic Artisan Workplace Data, Learner Grant Funding and Administration System Policy	Department of Higher Education and Training. (2013). <i>National Generic Artisan Workplace Data, Learner Grant Funding and Administration System Policy</i> . Pretoria: Government Printer.	July 2013	
2.	Draft Policy on Artisan Recognition of Prior Learning	Department of Higher Education and Training. (2015). <i>Draft Policy on Artisan Recognition of Prior Learning</i> . Pretoria: Government Printer.	23 October 2015	

NATIONAL QUALIFICATIONS FRAMEWORK (NQF)				
NO	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENT
1.	Policy and Criteria for Recognising a Professional Body and Registering a Professional Designation for the Purpose of the Act	Department of Higher Education and Training. (2012). <i>Policy and Criteria for Recognising a Professional Body and Registering a Professional Designation for the Purpose of the Act</i> . Pretoria: Government Printer.	27 July 2012	3 April 2018
2.	General and Further Education and Training Qualifications Sub-Framework and Higher Education Qualification Sub-Framework of the National Qualification Framework	Department of Higher Education and Training. (2013). <i>General and Further Education and Training Qualifications Sub-Framework and Higher Education Qualification Sub-Framework of the National Qualification Framework</i> . Pretoria: Government Printer.	2 August 2013	
3.	Occupational Qualifications Sub-Framework (OQSF) Policy	Department of Higher Education and Training. (2014). <i>Occupational Qualifications Sub-Framework (OQSF) Policy</i> . Pretoria: Government Printer.	31 July 2014	
4.	National Senior Certificate for Adults (NASCA) Policy	Department of Higher Education and Training. (2014). <i>National Senior Certificate for Adults (NASCA) Policy</i> . Pretoria: Government Printer.	2 September 2014	
5.	Policy for the General and Further Education and Training Qualifications Sub-Framework	Department of Higher Education and Training. (2014). <i>Policy for the General and Further Education and Training Qualifications Sub-Framework</i> . Pretoria: Government Printer.	29 September 2014	
6.	Higher Education Qualifications Sub-Framework	Department of Higher Education and Training. (2014). <i>Higher Education Qualifications Sub-Framework</i> . Pretoria: Government Printer.	17 October 2014	

7.	National Policy for the Implementation of the Recognition of Prior Learning	Department of Higher Education and Training. (2014). <i>National Policy for the Implementation of the Recognition of Prior Learning</i> . Pretoria: Government Printer.	10 October 2014	
8.	National Policy and Criteria for Designing and Implementing Assessment for NQF Qualifications and Part-Qualifications and Professional Designation in South Africa	Department of Higher Education and Training. (2014). <i>National Policy and Criteria for Designing and Implementing Assessment for NQF Qualifications and Part-Qualifications and Professional Designation in South Africa</i> . Pretoria: Government Printer.	28 November 2014	
9.	Policy for Credit Accumulation and Transfer within the National Qualifications Framework	Department of Higher Education and Training. (2014). <i>Policy for Credit Accumulation and Transfer within the National Qualifications Framework</i> . Pretoria: Government Printer.	2 December 2014	
10.	Policy for Credit Accumulation, Exemption, Recognition and Transfer	Department of Higher Education and Training. (2015). <i>Policy for Credit Accumulation, Exemption, Recognition and Transfer</i> . Pretoria: Government Printer.	15 June 2015	
11.	Policy for General Education and Training Certificate for Adults	Department of Higher Education and Training. (2015). <i>Policy for General Education and Training Certificate for Adults</i> . Pretoria: Government Printer.	18 September 2015	
12.	Policy and Criteria for Evaluating Foreign Qualifications within the South African NQF	Department of Higher Education and Training. (2015). <i>Policy and Criteria for Evaluating Foreign Qualifications within the South African NQF</i> . Pretoria: Government Printer.	30 December 2015	
13.	Articulation Policy for the Post-School Education and Training System of South Africa	Department of Higher Education and Training. (2015). <i>Articulation Policy for the Post-School Education and Training System of South Africa</i> . Pretoria: Government Printer.	13 January 2017	

14.	Policy and Criteria for Evaluating Foreign Qualifications within the South African NQF	Department of Higher Education and Training. (2017). <i>Policy and Criteria for Evaluating Foreign Qualifications within the South African NQF</i> . Pretoria: Government Printer.	31 March 2017	
15.	National Policy for Integrated Career Development System for South Africa	Department of Higher Education and Training. (2015). <i>National Policy for Integrated Career Development System for South Africa</i> . Pretoria: Government Printer.	20 April 2017	
16.	Policy for the quality assurance of private Colleges for Continuing Education and Training, offering qualifications registered on the General and Further Education and Training Qualifications Sub-Framework, and the accreditation of private Assessment Bodies.	Department of Higher Education and Training. (2018). <i>Policy for the quality assurance of private Colleges for Continuing Education and Training, offering qualifications registered on the General and Further Education and Training Qualifications Sub-Framework, and the accreditation of private Assessment Bodies..</i> Pretoria: Government Printer.	7 September 2018	

CROSS-CUTTING FOCUS AREAS				
CAREER DEVELOPMENT				
NO	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENTS
1.	Competency Framework for Career Development Practitioners in South Africa	Department of Higher Education and Training. (2015). <i>Competency Framework for Career Development Practitioners in South Africa</i> . Pretoria: Government Printer.	March 2015	
2.	Policy Standard on approval to conduct research in public colleges	Department of Higher Education and Training. (2016). <i>Policy Standard on approval to conduct research in public colleges</i> . Pretoria: Government Printer.	8 January 2016	
3.	Department of Higher Education and Training's Position on Online Programme and Course Offerings	Department of Higher Education and Training. (2017). <i>Department of Higher Education and Training's Position on Online Programme and Course Offerings</i> . Pretoria: Government Printer.	22 March 2017	
4.	National Policy for an Integrated Career Development System for South Africa	Department of Higher Education and Training. (2017). <i>National Policy for an Integrated Career Development System for South Africa</i> . Pretoria: Government Printer.	20 April 2017	
5.	Framework for a Network of Khetha Centres	Department of Higher Education and Training. (2017). <i>Framework for a Network of Khetha Centres</i> . Pretoria: Government Printer.	24 August 2017	

DEVELOPMENT SUPPORT				
NO	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENTS
6.	Policy on Official Development Assistance and Partnerships	Department of Higher Education and Training. (2012). <i>Policy on Official Development Assistance and Partnerships</i> . Pretoria: Government Printer.	28 March 2012	
INFORMATION SYSTEMS				
	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENTS
7.	The Data Quality Standard for Surveys	Department of Higher Education and Training. (2012). <i>Standard for the Data Quality Standard Surveys</i> . Pretoria: Government Printer.	02 August 2012	
8.	Standard for the publication of the Master list of Education Training Institutions in the Post- School Sector	Department of Higher Education and Training. (2012). <i>Standard for the publication of the Master list of Education Training Institutions in the Post- School Sector</i> . Pretoria: Government Printer.	06 September 2012	
9.	Higher Education and Training Information Policy	Department of Higher Education and Training. (2013). <i>Higher Education and Training Information Policy</i> . Pretoria: Government Printer.	1 November 2013	November/December 2018
10.	Standard for the publication of Post-School Education and Training Statistics Reports in South Africa	Department of Higher Education and Training. (2014). <i>Standard for the publication of Post-School Statistics in South Africa</i> Pretoria: Government Printer.	28 March 2014	

11.	Standard for the specifications for Load Files for the Technical and Vocational Education and Training Management Information System (TVETMIS)	Department of Higher Education and Training. (2015). <i>Standard for the specifications for Load Files for the Technical and Vocational Education and Training Management Information System (TVETMIS)</i> . Pretoria: Government Printer.	13 February 2015	
12.	Standard for File Name Convention	Department of Higher Education and Training. (2015). <i>Standard for File Name Convention</i> . Pretoria: Government Printer.	14 August 2015	
13.	Standard for Submission, Processing and Archiving	Department of Higher Education and Training. (2015). <i>The Submission, Processing and Archiving</i> . Pretoria: Government Printer.	14 August 2015	
14.	Standard for the specifications for Load Files for the Sector Education and Training Authorities Management Information System (SETMIS)	Department of Higher Education and Training. (2018). <i>Standard for the specifications for Load Files for the Sector Education and Training Authorities Management Information System (SETMIS)</i> . Pretoria: Government Printer.	17 March 2017	06 July 2018
15.	Data Dissemination Standard of the Department of Higher Education and Training	Department of Higher Education and Training. (2018). <i>Data Dissemination Standard of the Department of Higher Education and Training</i> . Pretoria: Government Printer.	12 June 2014	16 February 2018
16.	Data Confidentiality Standard	Department of Higher Education and Training. (2018). <i>Data Confidentiality Standard of the Department of Higher Education and Training</i> . Pretoria	02 April 2018	
17.	Standard for the specifications for load files for the Community Education and Training Management Information System (CETMIS)	Department of Higher Education and Training. (2019). <i>Standard for the specifications for Load Files for the Community Education and Training Management Information System (CETMIS)</i> . Pretoria: Government Printer.	16 February 2019	

SOCIAL INCLUSION				
	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENTS
18.	Policy Framework for the realisation of social inclusion in the Post–School Education and Training System	Department of Higher Education and Training. (2016). <i>Policy Framework for the realisation of social inclusion in the Post–School Education and Training System</i> . Pretoria: Government Printer.	15 December 2016	
19.	Strategic Disability Policy Framework for the Post-School Education and Training System	Department of Higher Education and Training. (2018). <i>Draft Strategic Disability Policy Framework for the Post-School Education and Training System</i> . Pretoria: Government Printer.	6 April 2018	
20.	Draft Policy Framework to address Gender-Based Violence in the Post-School Education and Training system	Department of Higher Education and Training. (2020). Draft Policy Framework to address Gender-Based Violence in the Post-School Education and Training. Pretoria: Government Printer.	Expected 31 March 2020	
OPEN LEARNING				
	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENTS
21.	Department of Higher Education and Training’s Position on Online Programme and Course Offerings	Department Higher Education and Training. 2017. Department of Higher Education and Training’s Position on Online Programme and Course Offerings	9 February 2017	
22.	Draft Open Learning Policy Framework for Post-School Education and Training	Department of Higher Education and Training. 2017. Draft Open Learning Policy Framework for Post-School Education and Training. Pretoria: Government Printer.	24 March 2017	

GENERAL GUIDELINES				
NO	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENTS
1.	Financial Management System and Guidelines for Adult Learning Centres 2010	Department of Higher Education and Training. (2010). <i>Financial Management System and Guidelines for Adult Learning Centres 2010</i> . Pretoria: Government Printer.	2010	
2.	Framework for cooperation in the provision of Career Development Services in South Africa	Department of Higher Education and Training. (2012). <i>Framework for cooperation in the provision of Career Development Services in South Africa</i> . Pretoria: Government Printer.	October 2012	
3.	Criteria for the use and management of the Research Development Grant to Universities (2014/15 – 2016/17)	Department of Higher Education and Training. (2013). <i>Criteria for the use and management of the Research Development Grant to Universities (2014/15 – 2016/17)</i> . Pretoria: Government Printer.	November 2013	
4.	Draft Guideline Framework for the validation of SETA Quarterly Performance Reports	Department of Higher Education and Training. (2014). <i>Draft Guideline Framework for the validation of SETA Quarterly Performance Reports</i> . Pretoria: Government Printer.	05 March 2014	
5.	Draft Framework for appointment, management and monitoring of SETA Administrators 2015	Department of Higher Education and Training. (2015). <i>Draft Framework for Appointment, Management and Monitoring of SETA Administrators 2015</i> . Pretoria: Government Printer.	08 April 2015	

6.	Criteria and Guidelines for the implementation of Artisan Recognition of Prior Learning	Department of Higher Education and Training. (2017). <i>Criteria and Guidelines for the implementation of Artisan Recognition of Prior Learning</i> . Pretoria: Government Printer.	March 2017	
7.	Policy template for the Department of Higher Education and Training	Department of Higher Education and Training. (2017). <i>Policy template for the Department of Higher Education and Training</i> . Pretoria: Government Printer.	22 June 2017	
8.	Policy Development Guideline for the Department of Higher Education and Training	Department of Higher Education and Training. (2017). <i>Policy Development Guideline for the Department of Higher Education and Training</i> . Pretoria: Government Printer.	22 June 2017	
9.	Amended Rules and Guidelines for the Administration and Management of the Department of Higher Education and Training Technical and Vocational Education and Training College Bursary Scheme for 2019	Department of Higher Education and Training. (2019). <i>Amended Rules and Guidelines for the Administration and Management of the Department of Higher Education and Training Technical and Vocational Education and Training College Bursary Scheme for 2019</i> . Pretoria: Government Printer.	January 2019	
10.	Guidelines for the Department of Higher Education and Training Bursary Scheme for Students at Public Universities	Department of Higher Education and Training. (2019). <i>Guidelines for the Department of Higher Education and Training Bursary Scheme for Students at Public Universities</i> . Pretoria: Government Printer.	2019	

COMMUNIQUES				
	TITLE	CITATION	APPROVAL DATE	LATEST AMENDMENTS
11.	Ministerial Statement on University Funding: 2016/17 and 2017/18	Department of Higher Education and Training. (2015). <i>Ministerial Statement on University Funding: 2016/17 and 2017/18</i> . Pretoria: Government Printer.	November 2015	
12.	Ministerial Statement on University Funding: 2018/19 and 2019/20	Department of Higher Education and Training. (2018). <i>Ministerial Statement on University Funding: 2018/19 and 2019/20</i> . Pretoria: Government Printer.	February 2018	
13.	List of Private Skills Development Providers that have lodged applications to be registered as Private Colleges with the Department of Higher Education and Training	Department of Higher Education and Training. (2018). <i>List of Private Skills Development Providers that have lodged applications to be registered as Private Colleges with the Department of Higher Education and Training</i> . Pretoria: Government Printer.	09 April 2018	
14.	The list of registered Private Colleges	Department of Higher Education and Training. (2018). <i>The list of registered Private Colleges</i> . Pretoria: Government Printer.	25 April 2018	

ANNEXURE A: CONSTITUTION OF THE REPUBLIC OF SOUTH AFRICA

FOCUS AREA	TITLE	CITATION	PROMULGATION/ APPROVAL DATE	AMENDMENT
Constitution ⁶	Constitution of the Republic of South Africa, 1996	Constitution of the Republic of South Africa, (1996).	1996	1. Constitution First Amendment Act of 1997
			1998	2. Constitution Second Amendment Act of 1998
			1998	3. Constitution Third Amendment Act of 1998
			1999	4. Constitution Fourth Amendment Act of 1999
			1999	5. Constitution Fifth Amendment Act of 1999
			2001	6. Constitution Sixth Amendment Act of 2001
			2001	7. Constitution Seventh Amendment Act of 2001
			2002	8. Constitution Eighth Amendment Act of 2002
			2002	9. Constitution Ninth Amendment Act of 2002

⁶ The Constitution is the primary and the supreme law from which all the other legislation, including PSET legislation are derived.

FOCUS AREA	TITLE	CITATION	PROMULGATION/ APPROVAL DATE	AMENDMENT
			2003	10. Constitution Tenth Amendment Act of 2003
			2003	11. Constitution Eleventh Amendment Act of 2003
			2005	12. Constitution Twelfth Amendment Act of 2005
			2007	13. Constitution Thirteenth Amendment Act of 2007
			2008	14. Constitution Fourteenth Amendment Act of 2008
			2008	15. Constitution Fifteenth Amendment Act of 2008
			2009	16. Constitution Sixteenth Amendment Act of 2009
			2012	17. Constitution Seventeenth Amendment Act of 2012

ANNEXURE B: GENERAL AND TRANSVERSAL LEGISLATION

GENERAL AND TRANSVERSAL LEGISLATION				
1.	Public Service Act, 1994 – (PSA) Public Service Regulations, 2016 – (GN 877 published in GG 40167 of 29 July 2016)	Proclamation 103 published in GG 15791 of 3 June 1994	Proclamations: 105 of 1994; 134 of 1994; R 171 of 1994; R 175 of 1994; Acts: 38 of 1994; 13 of 1996; 67 of 1996; 47 of 1996; 47 of 1997; 86 of 1998; 05 of 1999; 40 of 2002; 65 of 2002; 52 of 2003; 30 of 2007; 11 of 2013 and 11 of 2014	3 June 1994 29 July 2016
2.	Labour Relations Act, 1995 – (LRA)	Act No. 66 of 1995	Acts: 42 of 1996; 75 of 1997; 55 of 1998; 127 of 1998; 12 of 2002; 65 of 2002; 68 of 2002; 52 of 2003; 12 of 2004; 30 of 2007; 10 of 2013; 11 of 2013; 06 of 2014; 39 of 2014	1 January 1996
3.	Basic Conditions of Employment Act, 1997 – (BCEA)	Act No 75 of 1997	Acts: 11 of 2002; 65 of 2002; 53 of 2003; 37 of 2008; 11 of 2013; 20 of 2013	21 March 1998

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4.	Employment Equity Act, 1998 – (EEA)	Act No. 55 of 1998)	Act 65 of 2002; Act 68 of 2002; Act 52 of 2003; Act 47 of 2013	14 May 1999
5.	Public Finance Management Act, 1999 – (PFMA) Treasury Regulations, 2005 published under GN R 225 in GG 27388 of 15/03/2005	Act No.1 of 1999 GN R 146 in GG 29644 of 20/02/2007	Acts: 29 of 1999; 32 of 2000; 28 of 2003; 25 of 2004; 05 of 2007; 30 of 2007; 33 of 2007; 34 of 2007; 10 of 2009; 12 of 2013 GN R 874 in GG 37042 of 15/11/2013	2 March 1999 15 November 2013
6.	Public Service Commission Act, 1997 – (PSCA)	Act No. 46 of 1997	Public Service Laws Second Amendment Act 93 of 1997 Public Service Laws Amendment Act 86 of 1998	3 October 1997
7.	Promotion of Access to Information Act, 2000 – (PAIA)	Act No. 2 of 2000	Acts: 38 of 2001; 42 of 2001; 54 of 2002; 55 of 2003; 66 of 2008; 04 of 2013; 42 of 2013; 24 of 2015; 08 of 2017	3 February 2000

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8.	Promotion of Administrative Justice Act, 2000 – (PAJA) Regulations on Fair Administrative Procedures, 2002	Act No. 3 of 2000 GN R 1022 in GG 23674 of 31 July 2002	Acts: 42 of 2001; 53 of 2002; 55 of 2003; 22 of 2005; 30 of 2007; 66 of 2008; 24 of 2015; 08 of 2017 GN R 614 in GG 27719 of 27 June 2005	3 February 2000 27 July 2005
9.	Preferential Procurement Policy Framework Act, 2000 – (PPPFA)	Act No. 5 of 2000 GN R 501 in GG 34350 of 08/06/2011 GN R 1027 in GG 34832 of 07/12/2011 GN R 825 in GG 40132 of 11/06/2016 GN R 32 in GG 40553 of 20/11/2017 GN 571 in GG 40919 of 15/06/2017		3 February 2000
10.	Division of Revenue Act, 2012 (DoRA)	Act No. 5 of 2012	Acts: 18 of 2012; 02 of 2013; 01 of 2015; 15 of 2015; 3 of 2016; 11 of 2016 1 of 2018	11 December 2012
11.	Occupational Health and Safety Act, 1993 – (OHS Act)	Act No. 85 of 1993	Act 181 of 1993 Act 66 of 1995	2 July 1993
12.	Compensation for Occupational Injuries and Diseases Act, 1993 – (COIDA)	Act No. 130 of 1993	Act No. 61 of 1997	6 October 1993
13.	Use of Official Languages Act, 2012	Act No. 12 of 2012		2 October 2012

GENERAL AND TRANSVERSAL LEGISLATION

	Use of Official Languages Regulations, 2013	GN R 150 in GG 37398 of 28/02/2014		28 February 2014
14.	Prevention and Combating of Corrupt Activities Act, 2004 GN R 194 in GG 27365 of 11/03/2005 GN 1028 in GG 35949 of 07/12/2012	Act No. 12 of 2004	Act 31 of 2008; Act 66 of 2008; Act 10 of 2012	28 April 2004
15.	Protection of Personal Information Act, 2013	Act No 4 of 2013	11/04/2014	