



	Effective Date	Revision Date	No. of Pages
No. 710 EXCHANGE/FOREIGN/ INTERNATIONAL STUDENTS	April 28, 1997	May 25, 1999 April 4, 2017	1 of 3

It is the policy of the Tri-County Regional School Board to support the registration of foreign students under the following categories:

- A. Recognized Exchange Program (as defined under 51(1)(a) of the Governor in Council *Education Act Regulations*, see Appendix "A"); and
- B. Foreign Students (as defined under 51(1)(b) of the Governor in Council *Education Act Regulations*, see Appendix "A"); and
- C. International Students Program (as defined under 51(1)(c) of the Governor in Council *Education Act Regulations*, see Appendix "A").

PROCEDURE under Policy No. 710

- 1) All applications from foreign/exchange/international students should be received by March 1st of each school year. Applications received after that date may be considered by the School Principal, subject to availability of seats.
- 2) Prior to the approval of any foreign/exchange/international student, the student shall have demonstrated that he/she has the basic capacity to function in the English language.
- 3) Foreign/international students, who are not participating in a recognized exchange program, will be required to pay fees pursuant to section 54(3) or 54(4) of the *Ministerial Education Act Regulations* (see appendix "B"). All fees will be payable at the time of registration.
- 4) The Tri County School Board shall have the right to expel any foreign/exchange/international student who violates school regulations and/or any local, provincial or national laws.
- 5) Students will be issued a transcript outlining course results upon request.
- 6) The allocation of foreign student fees will be pursuant to section 54(5) of the *Ministerial Education Act Regulations* (see Appendix "B"), with the School Board's portion being determined as follows:



PROCEDURE under Policy No. 710

Once all commissions, expenses and the percentage owed to the NS Department of Education and Early Childhood Development have been paid, the remaining funds will be shared between the host school and the Tri-County Regional School Board, as determined by the Superintendent.

- 7) The Principal will be required to advise the Coordinator of Finance of the number and names of exchange and foreign students in attendance at his/her school by September 30th of each school year.
- 8) Foreign/international students are not eligible to compete for locally awarded scholarships and/or bursaries.
- 9) The Tri-County Regional School Board reserves the right to reject any foreign/exchange/international student application.

APPENDIX A

Excerpt from the Regulations under the *Education Act*

International student program

51 (1) For the purpose of this Section,

(a) "exchange program" means a reciprocal arrangement approved by the Minister whereby a foreign student attends a school in Nova Scotia and a Nova Scotia student attends a school outside Canada;

(b) "foreign student" means a person who enters Canada for the purpose of attending a Nova Scotia public school, but does not include

(i) a person who is a Convention refugee, or whose claim to Convention refugee status has been referred to the Refugee Division as described in the Immigration Act,

(ii) a person admitted to Canada under order of the Minister of Citizenship and Immigration Canada,

(iii) a Canadian citizen, or a permanent resident of Canada as defined in the Immigration Act,

(iv) a person who is a dependant of a properly accredited diplomat, consular officer, representative or official of the United Nations or any of its agencies, where the United Nations diplomat, consular officer, representative or official is residing in Nova Scotia,

(v) a person who is a dependant of a representative of a foreign government sent by that government to take up duties with a federal or provincial agency under an exchange agreement with Canada,

(vi) a dependant of a person in possession of a valid and subsisting student authorization,

(vii) a person who enters Canada pursuant to an exchange program;

(viii) Students exempted in the January 10, 2003 memo from the Department of Education and Early Childhood Development, Appendix "C"

(c) "international student program" means a program designed to be provided by a school board to foreign students at a cost to the foreign students and comprises the Public School Program and courses approved pursuant to the Public School Program, and integration and settlement services, excluding residency services.

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APPENDIX B

53 A child enrolled in a
rules and regulations

Foreign student fees

54 (1) For the purpose of this Section,

- (a) "foreign student" means a foreign student defined in clause 51(1)(b) of the *Ministerial Education Act Regulations*;
 - (b) "international student program" means an international student program defined in clause 51(1)(c) of the *Ministerial Education Act Regulations*.
- (2) A school board may admit a foreign student to a school serving the school district or school region of the school board, for the purpose of enrolling the foreign student in
- (a) the Public School Program; or
 - (b) an international student program.
- (3) A school board that admits a foreign student pursuant to clause (2)(a) shall charge the foreign student an annual fee equal to two times the Provincial general formula rate as determined for funding purposes pursuant to Schedule "A".
- (4) A school board that admits a foreign student pursuant to clause (2)(b) shall charge the foreign student an annual fee equal to three times the Provincial general formula rate as determined for funding purposes pursuant to Schedule "A".
- (5) All the fees remitted by foreign students pursuant to this Section shall be allocated by the school board as between the school board and the Minister, with the school board being paid 80 percent of the fees and the Minister being paid 20 percent of the fees.

Conseil scolaire acadien provincial

- 55 (1) An entitled parent wishing to register a child in a French-first-language program shall file with the Conseil acadien a declaration in the form set out in Schedule "B".
- (2) The Conseil acadien may require an entitled parent to provide further information respecting eligibility and the Conseil acadien shall, subject to subsection (3), determine eligibility.

APPENDIX C

I N T E R

Department of Education

Public Schools Branch

P.O. Box 578

Halifax, N.S. B3J 2S9


Ph: (902) 424-5829

Fx: (902) 424-0680

O F F I C E

MEMO

TO: Superintendents, Directors of Education

FROM: Mike Sweeney 

SUBJECT: Public School Foreign Student Fees

DATE: January 10, 2003

In November 1997 the Department of Education in a P and I Release (A-1, 1997-98) issued a policy statement on foreign student fees. While this has helped in determining who must pay foreign student fees, a number of cases in the past three to four years point to the need for further clarification.

Section 51 of the Ministerial Education Act Regulations defines a foreign student as a person who enters Canada for the purpose of attending a Nova Scotia public school. There are exclusions under s.51(1)(b). The exclusions list is not an exhaustive list (hence the word 'include') but point to situations where the student is clearly not a 'foreign student' or not in Canada for the purpose of attending a Nova Scotia public school consistent with the intent of the regulation, the Department of Education would take the view that exclusions would also apply to the following:

- a: Parents who are in Canada on a work visa.
The parents have come to Canada for the purposes related to work and their children accompany them.
- b: Parent of child is married to a Canadian citizen.
In this case the parent of the child is in a legally recognized union with a *Canadian* partner and has applied for landed immigrant status in Canada for both themselves and the child. The child would require a student authorization as issued by Canada Immigration and Customs Service.

As should be noted, students in these situations would be included in the student enrolment count. If you have questions on this matter, please contact the Regional Education Officer for your area or my office.

c: Dennis Cochrane
Nancy Mosher
Jim Burton
Joe MacEachern

Frank Pecora (AVRSB)
David Crane (CBVRSB)
Paul Millman (CCRSB)
Judy O'Brien (HRSB)

Wade Selig (SSDSB)
Kevin MacDonald (SRSB)
Gerry Pitman (TCDSB)