

Law No 6 of 2000 concerning the Practising of Educational Services 6 / 2000

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We, Hamad Bin Khalifa Al-Thani, Emir of the state of Qatar,
Having been conversant with the Amended Provisional Constitution, in particular Articles 23, 34 and 51 thereof;
Law No. 2 of 1962 organizing the public financial policy in Qatar, as amended by Decree-law No. 19 of 1996;
The Labour Law No. 3 of 1962 and the amending laws thereof;
Law No. 11 of 1962 establishing the commercial register system;
Law No. 5 of 1970 determining the powers of Ministers and specifying the functions of ministries and other government authorities, and the amending laws thereof;
Law No. 3 of 1975 on commercial, industrial and similar public places, and the amending laws thereof;
Law No. 3 of 1984 concerning the regulation of sponsorship and exit of aliens, and the amending laws thereof;
Decree-law No. 7 of 1980 organizing private schools, and the amending laws, particularly Article 2 thereof;
Law of Commercial Companies issued under Law No. 11 of 1981, as amended by Law No. 9 of 1998;
Decree-law No. 25 of 1990 regulating the investment of non-Qatari capital in business, as amended by Law No. 9 of 1995;
Law No. 7 of 1997 permitting citizens of GCC Arab countries to engage in educational fields of business;
The proposal of the Minister of Education and Higher Education;
The draft law submitted by the Cabinet;
And having consulted the *Shura* council;

Hereby promulgate the following:

Chapter One

Definitions

Article 1

The following words and expressions shall have the meaning assigned to each, unless the context requires otherwise:

“Ministry” means the Ministry of Education and Higher Education.

“Minister” means the Minister of Education and Higher Education.

“Competent authority” means the presidency of national education at the Ministry.

“Educational service centres” means:

1. University service centres aimed at providing educational service, facilitate registration of students in universities abroad, following up and reporting results, and providing necessary books and summaries.
2. Educational centres that provide orientation classes prior to university entrance.
3. Translation centres.
4. Foreign-language teaching centres.
5. Training centres that provide training in fields of computer, secretariat, accounting and bookkeeping.
6. Administrative training centres that provide training in administration activities, support administration works and administrative advice.
7. Any other entities that provide works or services deemed by the Ministry to be educational services under the provisions herein.

Chapter Two

Terms of Licensing

Article 2

No natural or juristic person shall engage in any of the educational services provided by the centre stipulated in Article 1 herein unless duly and properly licensed. Such license shall be recorded in the register to be established for this purpose.

Article 3

A license to engage in educational services shall be granted where applicants fulfill the following conditions:

1. In the case of natural persons:
2. Only a Qatari national or a national of a GCC Arab country may qualify.
3. The minimum age shall be twenty-one Gregorian years.
4. Good character and conduct shall be essential.
5. Unless rehabilitated, a person who has been convicted of an offence involving moral turpitude or dishonesty shall be disqualified.
6. In the case of legal persons:
7. All partners shall be Qatari nationals or nationals of GCC Arab countries. The company shall be properly formed in accordance with the provisions of the aforesaid Law of Commercial Companies. Where one or more partners is neither a national of Qatar nor of a GCC Arab country, the share capital of the Qatari partners shall not be less than 51 per cent.
8. Unless rehabilitated, a partner who has been convicted of an offence involving moral turpitude or dishonesty shall be disqualified.

3. As an exception to the foregoing conditions, a non-Qatari natural or legal person may apply to engage in educational services upon fulfillment of the conditions prescribed in the aforesaid Decree-Law No. 25 of 1990.

Article 4

Application to engage in educational services shall be submitted to the competent authority on a form specifically established for this purpose. Such form shall include the following data:

1. In the case of natural persons:
2. The name, surname, nationality, date of birth and domicile of the applicant.
3. The particular educational services for which application is being made.
4. In the case of legal persons:
5. The name, type, duration/mandate and address of the education provider.
6. The name, surname, nationality, date of birth and domicile of each partner.
7. The particular educational services for which application is being made.

Article 5

The following supporting documents and certificates shall be enclosed with the application:

1. In the case of natural persons:
2. A copy of their personal identity card.
3. A copy of their passport
4. Character references or Good Morals Character Certificate.
5. In the case of legal persons:
6. A copy of the articles of association.
7. Character references or a copy of each partner's Good Morals Character Certificate.

Article 6

The application for a license to engage in educational services shall be entered in the appropriate record, which shall comprise the following:

1. The serial number and date of entry.
2. The name, surname, nationality, age and domicile of the applicant.
3. The name and address of the institution in which the person will provide the educational service.
4. The type of educational service to be engaged in.

Article 7

1. A decision on the application for educational services shall be issued within sixty days of the date of its submittal. Rejected applicants may appeal by registered mail to the Minister within thirty days of their receipt of written notification of the rejection.
1. Where a period of sixty days has elapsed after submittal of the application but without a decision, the application shall be deemed rejected. The Minister's decision on any appeal shall be final.

Article 8

1. A licensee shall be granted a certificate of entry bearing his name, nationality, address, date of birth, entry number, activity, and the licensed education service.
1. No licensee may be permitted to engage in educational services unless the license has been recorded in the commercial register and he has furnished a bank security amounting to one hundred thousand (100,000) Riyals in favour of the Ministry of Education and Higher Education. Such security shall be valid throughout the term of the license.

Article 9

The granting of a license to open more than one of the centres described in Article 1 herein in the same location shall not be allowed.

Article 10

The term of a license shall be one year, renewable upon application to the competent authority.

Article 11

Based on a proposal of the Minister, a resolution shall be issued by the Council of Ministers to determine the designated fees for licenses and renewals. Non-payment of renewal fees within thirty days of the date of written notice shall result in cancellation of the license. The owner of a cancelled license shall not engage in educational services unless and until the formalities related to issuance of a new license have been observed and finalized

Chapter Three

Obligations of Licensee

Article 12

The licensee may only appoint a manager, specialists and administrators to run the centre after obtaining the approval of the competent authority

Article 13

The licensee shall abide by the conditions of a granted license. The licensee may not engage in any other services in violation of his licensed activity or otherwise engage in any other non-licensed activity.

Article 14

The licensee of an educational centre shall observe that the universities or faculties with which he deals are accredited by the Ministry.

Article 15

1. The licensee shall maintain premises in which to engage in his work. No change in such premises may be made without the prior consent of the competent authority.
1. The licensee shall record his entry number in the appropriate record, as well as in all his papers and correspondence and on the façade of his premises.

Article 16

No license may be assigned without the prior approval of the competent authority. For the continuity of assigned education services, the assignee shall meet all of the conditions applicable to the licensee.

Article 17

A licensee who ceases to engage in the educational service for any reason shall immediately notify the competent authority, which shall cancel the license in the register.

Article 18

The license shall be cancelled upon the request of the licensee, or where he has been disqualified by one of the conditions prescribed in Article 3 herein. In addition, the competent authority may cancel the license in the following two cases:

1. Violation of any of the provisions herein, or violation of the executive regulations and decisions thereof.
2. Non-engagement in a service for one year after the date of issuance of a license.

In all cases, a licensee may appeal to the Minister against cancellation of the license within thirty days of his receipt of a written notice of cancellation. The resolution of the Minister shall be final.

Chapter Four

Penalties

Article 19

Without prejudice to any other greater punishment provided for in any other law, any person convicted of violating the provisions of Articles 12, 13, 14 and 17 herein shall be sentenced to imprisonment not exceeding six months or to a fine not exceeding ten thousand (10,000) Riyals, or to both.

Article 20

Without prejudice to any other greater punishment provided for in any other law, a fine of not less than five thousand (5000) Riyals and not more than ten thousand (10000) Riyals shall be imposed on any person who:

1. Provides incorrect data, whether related to the licensee or to one of his employees.
2. Displays on the façade of his premises or offices, or in publications, a name or an entry number that does not belong to him.
3. Engages in educational services without entering his name in the register of the competent authority.
4. Initiates, circulates or undertakes any publicity that misleads the public into believing that he is entitled to engage in educational service activities, despite the non-existence or cancellation of a license.

In all cases, the court shall order (a) closure of the premises and removal of signboards in which the education service activities are conducted; and (b) publication of the sentence three times in local newspapers at the expense of the convicted person

Chapter Five

General Provisions

Article 21

Natural or legal persons who engage in educational services during the period of validity of this law shall settle their positions in accordance with its provisions no later than six months after the date of its promulgation.

Article 22

1. The officials of the competent authority delegated by a resolution of the Minister shall have judicial powers to investigate and determine offences in violation of this law and its regulations and executive decisions.
2. The Minister may, based on an administrative resolution, close those centres that are in violation of this law for a period not exceeding one month effective from the date of the seizure of evidence resulting from an investigation of a violation.

Article 23

The Minister shall issue the regulations and resolutions necessary for implementation of the provisions herein.

Article 24

All competent authorities, each in its respective jurisdiction, shall enforce this law, which shall come into force thirty days from the date of its publication in the *Official Gazette*.