

**STUDENT FINANCIAL ASSISTANCE ACT**

R-046-2021

Registered with the Chief Legislative Counsel

2021-10-05

**STUDENT FINANCIAL ASSISTANCE REGULATIONS, amendment**

The Minister, under subsection 14(1) of the *Student Financial Assistance Act*, and every enabling power, makes the annexed amendments to the *Student Financial Assistance Regulations*.

**1. These regulations amend the *Student Financial Assistance Regulations*, R.R.N.W.T. 1990,c.S-20.**

**2. Subsection 1(1) is amended by adding the following definition in alphabetical order:**

"part-time student" means a person, other than a full-time student, who is enrolled as a student in a program of studies at an approved institution for a semester during which they will be taking at least one course of post-secondary studies; (*étudiant à temps partiel*)

**3. (1) Paragraph 7(1)(a) is repealed and replaced by:**

- (a) the lesser of
  - (i) \$9885 divided by the number of semesters in the academic year that the student is enrolled, and
  - (ii) the actual cost of
    - (A) tuition and fees set by an approved institution, and
    - (B) books required by an approved institution;

**(2) Paragraph 7(1)(c) is repealed and replaced by:**

- (b) in the case of an approved institution in Canada that offers the program of study to which the grant relates, the actual cost of return travel of the student and their dependants, if any, between the student's place of residence and the location of the approved institution;
- (c) in the case of an approved institution outside Canada, that offers the program of study to which the grant relates, the actual cost of the portion of the return travel of the student and their dependants, if any, that occurs within Canada between the student's place of residence and the location of the approved institution.

**(3) The following is added after subsection 7(1):**

(1.1) If the return travel under paragraph (1)(b) or (c) is not booked by the Government of Nunavut, the actual cost of return travel under those paragraphs is limited to the amounts that the Government of Nunavut would have paid had it booked the return travel.

(1.2) Actual cost of return travel under paragraph (1)(b) or (c) only includes intercity transportation costs by common carrier and, if necessary, accommodation costs and does not include upgrade fees, excess luggage fees, cargo fees, taxi fares, meal costs or other expenses.

**4. The following is added after section 7:**

Part-Time Study Grant

8. (1) Subject to these regulations, a person is eligible for a part-time study grant if they
- (a) are a Canadian citizen or permanent resident;
  - (b) are accepted for registration in a program of studies at an approved institution as a part-time student;
  - (c) have been ordinarily resident in Nunavut for a continuous period of one year

- (d) immediately before the date of acceptance for registration; and are not eligible for a basic grant.

(2) The amount of the part-time study grant for a semester is the lesser of

- (a) half of the amount under subparagraph 7(a)(i); and
- (b) the actual cost of
  - (i) tuition and fees set by an approved institution, and
  - (ii) books required by an approved institution.

(3) A person is eligible for a part-time study grant for a maximum of four academic years, less the number of academic years during which they received a basic grant under section 6.

(4) The number of academic years for which a person is eligible for a basic grant under section 6 is reduced by the number of academic years during which they received a part-time study grant under this section.

(5) The limits imposed by subsections (3) and (4) do not apply to a person described in subsection 9(2).

**5. (1) Subsection 9(1) is amended by replacing "and the basic grants under subsection 6(5)," with "the basic grants under subsection 6(5) and the part-time grants under subsection 8(5)".**

**(2) Subsection 9(4) is amended by adding "and" at the end of paragraph (a), replacing the semi-colon at the end of paragraph (b) with a period, and**

- (a) replacing "a living allowance" with "living expenses"; and**
- (b) repealing and replacing paragraph (b) by:**
  - (b) a student rent supplement in the applicable amount set out in Schedule C to cover the costs of rental accommodations;
- (c) repealing paragraph (c); and**
- (d) repealing paragraph (d).**

**6. Subsections 15(4) and (5) are repealed and replaced by:**

(4) If a person is eligible to receive a basic grant, the maximum amount that they are entitled to receive as a primary loan is the amount of living expenses in the applicable amount set out in Schedule B.

(5) If a person is not eligible to receive a basic grant, the maximum amount that they are entitled to receive as a primary loan is the total of

- (a) the amount set out in paragraph 7(1)(a); and
- (b) the amount of living expenses in the applicable amount set out in Schedule B.

**7. Subsection 16(3) and (4) are repealed and replaced by:**

(3) The maximum that a person is entitled to receive as a secondary loan is the total of

- (a) the amount set out in paragraph 7(1)(a); and
- (b) the amount of living expenses in the applicable amount set out in Schedule B.

**8. Section 20 is amended by deleting "and interest on the loan".**

**9. Subsections 21(1) and (2) are amended by deleting "or interest" wherever it appears.**

**10. (1) Paragraph 22(1)(a) is amended by deleting "with interest at the rate referred to in subsection 29(2)".**

**(2) Subsection 22(2) is repealed.**

**11. (1) Subsection 23(3) is amended by deleting "and interest on the loan".**

**(2) Subsection 23(4) is amended by deleting "and interest accrued on the loan".**

**12. (1) Subsection 24(2) is amended by deleting "and" at the end of paragraph (f), replacing the period at the end of paragraph (g) with a semi-colon, and adding the following after paragraph (g):**

- (h) 150 months, if the consolidated loan exceeds \$36,000 but does not exceed \$54,000;
- (i) 156 months if the consolidated loan exceeds \$54,000 but does not exceed \$72,000;
- (j) 162 months, if the consolidated loan exceeds \$72,000 but does not exceed \$90,000;
- (k) 168 months, if the consolidated loan exceeds \$90,000 but does not exceed \$108,000;  
and
- (l) 174 months, if the consolidated loan exceeds \$108,000 but does not exceed \$150,000.

**(2) Subsection 24(3) is amended by replacing "12 years" with "15 years".**

**13. (1) Subsection 25(1) is amended by deleting "and interest".**

**(2) Subsection 25(2) is amended by deleting "and interest on the loan".**

**14. Subsection 27(2) is amended by replacing "\$750" with "\$1,500".**

**15. (1) Subsections 28(1) and (3) are amended by deleting "and the interest accrued on the loan" wherever it appears.**

**(2) Paragraph 28(3)(c) is amended by deleting "and interest".**

**(3) Subsection 28(4) is amended by deleting "the right of the borrower to an interest free period under subsection 29(1) may be revoked by the Minister and"**

**(4) Paragraph 28(4)(b) is amended by deleting "and the interest accrued on the loan" and "and interest accrued on the loan".**

**16. Section 29 and the heading preceding it are repealed.**

**17. Section 31 is amended by deleting "and the interest accrued on the loan".**

**18. Section 35 is amended by adding "section 8," before "paragraph 11.1(4)(b)".**

**19. (1) Paragraph 40(b) is amended by deleting "together with interest on the student financial assistance".**

**(2) Paragraph 40(c) is amended by deleting "and interest".**

**20. Subsection 41(3) is amended by deleting "and interest on the money".**

**21. Schedule A.1 is repealed.**

**22. Schedule B is amended by**

- (a) deleting "SUPPLEMENTARY GRANT"; and**
- (b) replacing "ALLOWANCE" wherever it appears with "EXPENSES".**

**23. Schedule C in the Schedule to these regulations is added after Schedule B.**

**Transitional**

**24. Any interest accrued under the regulations as they read prior to the coming into force of these regulations remains payable and the payment of such outstanding interest may be enforced in the same manner as the payment of the principal of a loan under the regulations.**

**25. An application for student financial assistance submitted prior to the coming-into-force dates in subsection 26(2) or (3) of these regulations that relates to a period after the relevant coming-into-force date must be processed in accordance with the provisions of the regulations as they will read after the relevant coming-into-force date.**

**Coming into force**

**26. (1) Subject to this section, these regulations come into force on the day they are registered by the Chief Legislative Counsel under the *Legislation Act*.**

**(2) The following provisions of these regulation come into force on January 1, 2022:**

- (a) paragraphs 5(2)(a) to (c);**
- (b) sections 6 and 7;**
- (c) section 12;**
- (d) section 23 and the Schedule.**

**(3) The following provisions of these regulations come into force on April 15, 2022:**

- (a) subsection 3(2) and (3);**
- (b) section 4;**
- (c) subsection 5(1);**
- (d) paragraph 5(2)(d).**

**(4) Section 14 of these regulations comes into force on January 1, 2023.**

**SCHEDULE**

*(section 23)*

**SCHEDULE C**

*(paragraph 9(4)(b))*

**STUDENT RENT SUPPLEMENT**

1. In this Schedule, "spouse" includes a person the student is cohabiting with outside marriage.
2. Subject to item 3, the maximum of the student rent supplement is the highest of the applicable amounts in the table below:

STUDENT CATEGORY	MAXIMUM STUDENT RENT SUPPLEMENT
(a) a student living in a Nunavut Artic College residence during their studies	
(i) with no spouse or dependent children	\$0
(ii) with a spouse	\$50
(iii) with one or two dependent children	\$100
(iv) with three or more dependent children	\$250
(b) a student living in a private residence in Nunavut during their studies	
(i) with no spouse or dependent children	\$1,450
(ii) with a spouse	\$2,250
(iii) with one or two dependent children	\$2,650
(iv) with three or more dependent children	\$3,100
(c) a student living outside Nunavut during their studies	
(i) with no spouse or dependent children	\$550
(ii) with a spouse	\$750
(iii) with one or two dependent children	\$1,000
(iv) with three or more dependent children	\$1,200

3. No student rent supplement is payable in the following circumstances:
  - (a) during their studies, the student is living in the same municipality where they lived prior to commencing their studies;
  - (b) the student is living in public housing or staff housing during their studies;
  - (c) the student applies for the student rent supplement after the end of the semester during which it would have been payable.