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Legal Affairs

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Twenty-fourth amended version adopted by the Executive Board 1 March 2022 with the consent of the University Council on 6v April 2022.

This amended version shall enter into force on 1 September 2022.

(The rules contained in these regulations therefore apply to enrolment for academic year 22-23)

Previous version:

Twenty-third amended version: BV/JZ/21.003

adopted by the Executive Board on 9 March, 25 May and 22 June with the consent of the University Council on 31 March and 23 June 2021.

1 INTRODUCTION

The HU Enrolment Regulations are adopted by the Executive Board and apply to the funded study programmes of the HU University of Applied Sciences Utrecht. In principle, these regulations do not apply to unfunded study programmes, unless this has been explicitly stated (see, for instance, Article 9). These regulations are based on the regulations contained in the 'WHW' (Wet op het hoger onderwijs en wetenschappelijk onderzoek), as well as on the policies from the university of applied sciences that are based on these regulations.

The HU University of Applied Sciences Utrecht is connected to Studielink. Students should therefore apply and enrol for a CROHO registered programme via Studielink. Studielink ensures that the student's enrolment details are passed on to the institution and to DUO. However, the institution remains ultimately responsible for the enrolment of the student.

Chapter 7 of the WHW contains the legal requirements for enrolment in a study programme at a university of applied sciences. It also indicates that a university of applied sciences must adopt further procedural rules regarding the enrolment of students and extranei. These further rules are laid down in the HU Enrolment Regulations and form part of the HU Student Charter.

The institute director is authorised to take formal decisions on enrolment and related matters, all within the frameworks of these regulations. This does not apply to decisions for which it is explicitly stated that these shall be made by the Executive Board. In a number of cases, the authority mandated to the institute director is actually exercised by the Enrolment Office, under the responsibility of the institute director.

The HU Enrolment Regulations state which subjects must or may be regulated further at institute level. This concerns, for example, the determination of substantive criteria (such as admission requirements). In all cases, the institute director remains responsible for the assessment thereof.

Where the HU Enrolment Regulations correspond to the text of the WHW, the relevant article number of the WHW is added in brackets. With a view to readability of the HU Enrolment Regulations, only the most relevant provisions of the WHW have been included.

The various tuition fees can be found via the tuition fee survey:

<https://www.hu.nl/collegegeld-en-betalen>

2 DEFINITIONS

Article 1 Definitions

For the purposes of these regulations, the following definitions shall apply:

1. **Basic Register of Higher Education ('BRON'):**
A central register, part of the BRON contains enrolment and dis-enrolment details, examination and certificate data of funded higher education institutions.
2. **Abroad:**
For the purposes of these regulations, 'abroad' means outside the borders of the European part of the Dutch kingdom.
3. **Examinations Appeals Board:**
An appeal board for interested parties (students, prospective students and extranei) affiliated with the university of applied sciences, as referred to in Section 7.60 of the WHW. The organisation, duties and powers are regulated in the HU Legal Protection for Students Regulations.
4. **Executive Board:**
The governing body of the university of applied sciences, which is also the board of the Hogeschool Utrecht Foundation pursuant to Section 10.8 of the WHW, with duties and powers as laid down in the Articles of the Hogeschool Utrecht Foundation.
5. **Part-time education/Part-time (study) programme:**
A part-time study programme that is designed in such a way that the student can perform other work in addition to educational activities. Under certain circumstances, specific activities can be classified as courses and the competences acquired in these courses are tested (7.27).
6. **Work-study(study) programme:**
A study programme that is designed in such a way that education taken during one or more periods alternates with professional practice in connection to that education. The study programme then consists of an educational component and a professional practice component. Professional practice forms part of the curriculum of the study programme and can therefore result in credits (7.7.2).
7. **DUO: Education Executive Agency (Dienst Uitvoering Onderwijs):**
the executive body of the Ministry of Education, Culture and Science.
8. **European Economic Area (EEA):**
The EEA includes the following countries: Belgium, Bulgaria, Cyprus, Denmark, Germany, Estonia, Finland, France, Greece, Hungary, Ireland, Iceland. Italy, Croatia, Latvia, Lithuania, Liechtenstein, Luxembourg, Malta, the Netherlands, Norway, Austria, Poland, Portugal, Romania, Slovenia, Slovakia, Spain, Sweden and the United Kingdom.
9. **Examination board**
A committee set up in accordance with Article 7.12 of the WHW for the purpose of conducting, organising and coordinating and guaranteeing the quality of (interim) examinations of one or more study programmes
10. **Examination fee:**
The examination fee determined by the Executive Board for any academic year for those who enrol as extraneus for a programme offered by the university of applied sciences.
11. **Extraneus:**
A person who, in accordance with Section 7.32 et seq. of the Act, is registered as an *extraneus* at the university of applied sciences. An *extraneus* does not have the right to attend classes, but can take tests and examinations and use certain study facilities.

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12. Disputes committee:
The committee as referred to in Section 7.63a of the WHW. Its organisation and powers are laid down in the HU Legal Protection for Students Regulations, which is adopted by the Executive Board.
13. University of applied sciences:
The HU University of Applied Sciences Utrecht, maintained by the Hogeschool Utrecht Foundation.
14. Main phase:
The post-propaedeutic phase of a programme, which is completed with the final examination.
15. HU Legal Protection for Students Office:
Facility established by the Executive Board, as referred to in Section 7.59a WHW, where students can lodge complaints and appeals, and which ensures forwarding to a competent body.
16. Institution tuition fees:
The tuition fees determined by the Executive Board for any academic year for students enrolled in a programme at the university of applied sciences and who are not eligible for statutory tuition fees under Section 7.45a(1) of the WHW.
17. Institute
An organisational unit entrusted with the provision of core tasks, in particular with providing for:
 - one or more CROHO-registered bachelor's degree programmes (full-time/part-time/work-study) and/or pre-bachelor's degree programmes and/or;
 - one or more master's degree programmes and/or;
 - post initial courses; and/or
 - commercial activities such as offering courses.
18. Institute director:
The person who manages an institute, with duties and powers as described in the Board and Management Regulations.
19. The Netherlands:
In these regulations, 'the Netherlands' means: within the borders of the European part of the Kingdom of the Netherlands.
20. Education and Examination Regulations (HU-EER):
The regulations for a study programme or group of study programmes, as referred to in Section 7.13 of the WHW. The regulation lays down the most important issues concerning education and examinations for the entire university of applied sciences (EER-HU). Further details are provided at study programme level, in the study guides of the study programmes. (available via ASK HU)
21. (Study) programme:
A coherent set of courses, aimed at achieving well-defined objectives in terms of knowledge, insight and skills that the person completing the programme should have. Programmes have a full-time, part-time or work-study structure (7.3.2).
22. Propaedeutic phase:
The 60 EC phase preceding the main phase of a programme, which, unless stated otherwise in the study guide of the programme, is completed with a propaedeutic examination (7.8.2).
23. Student:
The person who, in accordance with Section 7.32 et seq. WHW or other statutory regulations, is enrolled as an HU student (full-time, part-time or work-study).

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24. Study guide:
The information guide for students of one or more programmes, as adopted by the institute director. The study guide is an elaboration and implementation of the EER-HU (see also: Education and Examination Regulations)
25. Academic year:
The period starting on 1 September and ending on 31 August of the following year, as referred to in Section 1.1. WHW.
26. Studielink:
The national digital system of all Dutch universities (of applied sciences). Anyone wishing to enrol as a student must submit an online request for (re-)enrolment via Studielink. The student must also use Studielink for the issue of the digital authorisation and to dis-enrol during the academic year or to pass on a change of address.
27. Full-time programme:
A full-time programme is a course of study with a format that does not provide for the performance of any work other than educational activities. Work in the form of work-placements is part of the education programme and therefore counts as an educational activity.
28. WEB:
The 'Wet Educatie en Beroepsonderwijs' (Adult Education and Vocational Education Act), as published in Bulletin of Acts and Decrees 1995, number 501, including subsequent amendments and additions.
29. Statutory tuition fee:
The tuition fee determined for an academic year by or pursuant to the WHW for full-time, part-time and work-study students who meet the requirements specified in section 7.45a(1) WHW. The regulations concerning the amount of the statutory tuition fees can be found in Section 7.45 subsection 4 (full-time) or subsection 5 (part-time and work-study) of the WHW.
30. WHW:
The Higher Education and Scientific Research Act (WHW), as published in the Bulletin of Acts and Decrees 1992 no. 593, including the subsequent supplements and amendments.

3 GENERAL PROVISIONS

Article 2 Statutory basis

1. These HU Enrolment Regulations set out the statutory requirements for enrolment in an HU study programme. (see also title 7.2 and 7.3 of the Higher Education and Scientific Research Act)
2. In addition, these HU Enrolment Regulations also contain a number of procedural rules concerning the enrolment of students and extranei in HU programmes.
3. These HU Enrolment Regulations form part of the HU Student Charter.

Article 3 Scope and mandate

1. These HU Enrolment Regulations apply to enrolment in funded HU Associate's, bachelor's and master's degree programmes, unless expressly stated otherwise. These HU Enrolment Regulations do not apply to unfunded study programmes, unless this has been explicitly stated as in Section 9.
2. Wherever these HU Enrolment Regulations refer to students, this may be taken to mean full-time students, part-time students or work-study students, unless the relevant article or chapter expressly states otherwise.
3. The authority to take decisions on enrolment and withdrawal/termination of enrolment has been delegated to the institute director by the Executive Board. This is only different if the specific article in these HU Enrolment Regulations explicitly states that the Executive Board takes the decision.

Article 4 Publication and Communication

1. The HU Enrolment Regulations are published in good time, thus before the start of the academic year.
2. Decisions relating to the programme selection check, decentralised selection, enrolment and dis-enrolment and other communications prior to enrolment as a student are sent digitally from the Enrolment Office to the e-mail address provided by the (prospective) student in Studielink. From the moment the student is enrolled, HU communicates to the student's e-mail account. The (prospective) student is responsible for ensuring that these e-mail addresses can be reached and are checked regularly. The (prospective) student is also expected to check the spam box (unwanted mail) on a regular basis, because it cannot be excluded that e-mails from the HU end up in the spam box.

4 ENROLMENT PROCEDURE

Article 5 Enrolment for the first year of an Associate's degree¹ programme or for the propaedeutic phase of a bachelor's degree programme

1. This article applies exclusively to the first² enrolment for the first year of an Ad programme or the propaedeutic phase of a bachelor's degree programme. You can only be enrolled as a student for these programmes if you have met the requirements set out in this article.
2. This Article does not apply to programmes that have a decentralised selection procedure, with the exception of paragraph 12, which does apply. (see also Article 20 of these regulations)
3. The 'Programme Selection Check' of the university of applied sciences consists of a digital intake, a programme selection activity (matching) in the form of a matching day or programme selection consultation (physical or online) and a programme selection recommendation.

The Programme Selection Check can be offered in a (digital) form which is such that physical presence is not necessary.

If you have participated in an (online) matching day or in an (online) programme selection consultation, you are entitled to a substantiated programme selection recommendation.

4. If you want to enrol for the full-time variant of a bachelor's degree or Ad programme and you are living in the Netherlands at the moment of your enrolment, you must enrol with the university of applied sciences via Studielink no later than on 1 May prior to the relevant academic year. (7.31a.1)³

You have the right to be admitted if you have completed the digital intake no later than 1 June and you have subsequently participated in the programme selection activity (matching).

If you have not returned the digital intake on time, you will no longer be entitled to participate in a programme selection activity (matching) or to receive a programme selection recommendation. This also means that your right to admission will lapse and you will no longer be able to enrol for the relevant programme. (7.31b)

5. If you want to enrol for the full-time variant of a bachelor's degree or Ad programme and you live abroad at the moment of enrolment, you must enrol with the university of applied sciences via Studielink before 1 September.

You have the right to be admitted if you have completed and returned the digital intake within 1 month after it was sent to you, but no later than on 15 September. You may participate in a programme selection activity (matching), but this is not compulsory.

6. If you want to enrol for the work-study variant of a bachelor's degree or Ad programme and you are living in the Netherlands at the moment of enrolment, you must enrol with the university of applied sciences via Studielink before 1 September.

You have the right to be admitted if you have completed and returned the digital intake within 1 month after it was sent to you, but no later than on 15 September and you have participated in

¹ An Ad programme does not have a propaedeutic phase; the first year of an Ad programme refers to the first 60 EC.

² If a student dis-enrols prematurely and then re-enrols in a subsequent academic year, this is also regarded as a first enrolment and not as a re-enrolment.

³ If there are still opportunities to be enrolled for a programme in case of an application after 1 May, this is stated on the website of the study programme concerned, together with the applicable conditions.

the programme selection activity (matching) if this was still offered according to the regular programme.

7. If you want to enrol for the work-study variant of a bachelor's degree or Ad programme and you live abroad at the moment of enrolment, you must enrol with the university of applied sciences via Studielink before 1 September.

You have the right to be admitted if you have completed and returned the digital intake within 1 month after it was sent to you, but no later than on 15 September and you have participated in the programme selection activity (matching) if this was still offered according to the regular programme.

8. If you want to enrol for the regular part-time variant of a bachelor's degree or Ad programme, you must enrol with the university of applied sciences via Studielink before 1 September⁴.

In order to be admitted, it is not compulsory to take part in the programme selection check.

If you have applied no later than on 1 May, you can request to take part in the study programme selection activity (matching).

If you applied after 1 May you can also request a programme selection activity (matching), but in that case it is up to the institute to decide whether this can still be provided.

9. If you want to enrol for a part-time variant of a bachelor's degree or Ad programme that forms part of the Flexibilization Pilot (see Article 7a), you must enrol with the university of applied sciences via Studielink.

The number of starting dates may vary per programme. The starting dates for the relevant study programmes as well as the application deadlines are set out on the website and in the study guide of the study programme concerned.

After your application, you will receive a digital intake and an invitation for a programme selection activity (matching).

In order to be admitted, it is not compulsory to return the digital intake or to participate in the programme selection activity.

10. If you have applied for a part-time or work-study variant, you cannot transfer to the full-time variant of the study programme per 1 September. However, this is possible during the academic year (on a starting date other than 1 September). For the possibilities of an interim transfer to another variant of the study programme, see Article 25, paragraph 2.

11. If you can demonstrate that you were enrolled in another funded higher professional education or university programme prior to the academic year for which you want to enrol, you can enrol for a programme with the university of applied sciences via Studielink no later than on 31 August.

If you have applied after 1 May, you have the right to be admitted if you have completed and returned the digital intake within 1 month after it was sent to you, but no later than on 15 September and you have participated in the programme selection activity (matching) if this was still offered according to the regular programme (i.a.. 7.31a.5).

⁴ In the case of an enrolment in a regular part-time variant of a bachelor's degree or Ad programme, the institute director may allow enrolment until 30 September pursuant to Article 7(7).

12. If you have registered in time⁵ via Studielink with a university of applied sciences for the propaedeutic phase or equivalent phase of a programme, but you want to choose another programme, you must enrol for another programme with the university of applied sciences via Studielink before 1 September.

You have the right to be admitted if you have completed and returned the digital intake within 1 month after it was sent to you, but no later than on 15 September and you have participated in the programme selection activity (matching) if this was still offered according to the regular programme. (7.31c).

Article 6 Participation in further programme selection activities

1. If participation in the programme selection activity (matching) is compulsory on the grounds of Article 5, you can only be enrolled if the programme has established that you have fulfilled the participation obligation.
2. Information on how to complete the 'Programme Selection Check' is provided on the website www.studiekeuze.hu.nl under practical information of the programme concerned⁶.
3. After you have applied, you will be invited in good time via the e-mail address provided in Studielink or by telephone to take part in the programme selection activity (matching).
4. You are obliged to cancel as soon as possible, and in any case before the start of the programme selection activity (matching), if you are unable to take part in the programme selection activity (matching). If you are unable to cancel in due time because of special circumstances, please report this as soon as possible.

Appendix 2 of these regulations describes what constitutes a valid reason, in the form of a special circumstance.

5. The institute director will assess whether a valid reason indeed exists, in the form of a special circumstance, which prevents participation in/timely cancellation for the programme selection activity (matching). You may be asked to provide evidence of the special circumstances you have invoked.
6. If the institute director determines that there is a valid reason, in the form of a special circumstance due to which you were unable to cancel in time/participate in the programme selection activity (matching), you will be invited to the next programme selection activity (matching), and you will be obliged to participate in it.

If a programme selection activity (matching) is no longer available, the institute director will grant you exemption from the obligation to participate in the programme selection activity (matching) as referred to in paragraph 1 of this Article.

7. If you do not participate in the programme selection activity (matching) without a valid reason and/or do not cancel in time, your right to admission to the study programme will lapse and your enrolment application will be rejected.

⁵ For a programme with decentralised selection, the student must have applied before 15 January; for other programmes, including programmes with additional admission requirements (Arts Therapy), the student must have applied before 1 May 6 It is also stipulated whether and how a prospective student can participate in a programme selection activity if this is not compulsory.

5 ENROLMENT PROCEDURE

Article 7 General requirements

1. If you want to make use of education, examination or other facilities within the framework of initial (funded) education⁷, you must be enrolled as a student (7.32.1).
2. If you are enrolled as extraneus, you can take tests and exams and use certain study facilities, but you are not allowed to attend classes.
3. You can enrol for a programme via Studielink. You will only be enrolled once you have applied correctly via Studielink and complied with all procedural rules.
4. Enrolment is effected via Studielink, per programme and for a particular variant (full-time, part-time and work-study). The director of the institute that provides the study programme you have applied for will decide on your enrolment application (7.32.3)
5. When registering for a work-study programme, for the practice of the profession, a three-party civil agreement is entered into between the institute director, you as a student and the company/organisation where the profession is practised. With due observance of the education and examination regulations, this agreement in any event regulates:
 - a. the duration of the agreement and the duration of the period or periods of professional practice;
 - b. the guidance provided to you as a student;
 - c. the qualities in the field of knowledge, insight and skills that you must realise during the period or periods of professional practice and the assessment thereof, and;
 - d. the events in which and the way in which the agreement may be terminated before term (7.7.5).
6. Enrolment in a programme starts on 1 September and runs until 31 August of the following calendar year, unless you are dis-enrolled during this period.
7. If you applied through Studielink after 1 September but before 1 October, the institute director may still grant your enrolment application with effect from 1 September if the following requirements have been met:
 - a. you want to enrol in a master's degree programme or a regular part-time variant of a bachelor's degree programme or Ad programme, and,
 - b. no later than on 30 September, the HU can establish that you meet the enrolment requirements.

The institute director may, apart from an individual request, also decide in general to allow enrolment in September for a (variant of a) programme. In these cases, the enrolment is considered as an enrolment for the full academic year and therefore effective as of 1 September.

8. If you wish to enrol after 1 September but do not meet the conditions set out in paragraph 7, your enrolment application will be considered as an application for interim enrolment. The study guide may set out criteria for the approval of an application for interim enrolment.

An interim enrolment starts on the first day of the month following the moment on which it is established that you meet all the enrolment conditions. Unless you indicate that you prefer to be enrolled at a later date. Please note that any enrolment always starts on the first day of a month. Retroactive enrolment is not possible⁸.

⁷ Article 9 applies to enrolment for a post-initial master's degree programme.

⁸ In the event of re-enrolment, after you were dis-enrolled in the same academic year on the grounds of a payment arrears

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9. If you have successfully lodged an appeal against your negative binding study recommendation and/or the institute director's decision to refuse your enrolment application, but the decision on your appeal is taken on or after 30 September of the academic year in question, you may still be enrolled at your request as of 1 September⁹ of the academic year. You must then (if you have not done so previously) submit an application for enrolment with effect from 1 September via Studielink within one month of the date of the decision on the appeal. In addition, you must also comply with all enrolment conditions within that period.
10. Every enrolment for a study programme takes place according to the application and enrolment procedure as included in chapters 4 and 5 of these regulations.
11. When you apply for enrolment for a programme via Studielink for the first time¹⁰, your identity and your prior education will be checked centrally. If central checking is not possible, you must submit the following documents to the university of applied sciences:
 - a. a copy of a valid passport or European identity card;
 - b. a copy of the diploma or certificate as referred to in Article 10 or 16, and, if requested, with the accompanying list of marks¹¹.

In addition, you must also submit the following documents:

- c. if applicable, the proof of admission as referred to in chapter 9;
- d. the other documents as indicated by the institute director;

For non-EEA nationals aged 18 years or older:

- e. proof (document or written statement) demonstrating the lawfulness of the stay in the Netherlands¹²; or
- f. proof that you are not residing in the Netherlands on the first day of the study programme for which you are applying for enrolment for the first time;
- g. written evidence that the payment obligation, as laid down in chapter 10, has been fulfilled;
- h. in the event of a conditional enrolment based on Article 7b, paragraph 1, at request, proof evidencing that it can be reasonably expected that the educational admission requirements and/or admission requirements will be met by 31 December 2022 at the latest. For admission from MBO (senior secondary vocational education) to an Ad or bachelor's degree programme at a university of applied sciences, the completion recommendation from the MBO institution must in any case be submitted.

In principle, the aforementioned documents should be submitted before the start of the academic year concerned. There is one exception to this, namely, for a first enrolment per 1 September. In that event, all documents must have been received by the university of applied sciences no later than on 30 September¹³.

12. If you want to re-enrol in the same programme, you must submit a request for re-enrolment via Studielink before 1 September of the academic year in question. It is compulsory to pay the

(Article 31 paragraph 4), the institute director may allow you to be (re-)enrolled as of the first day of the month in which all enrolment conditions are complied with.

⁹ In case of enrolment in a programme that participates in the Part-time Flexibilisation Pilot, a different starting date may apply, see Article 30 paragraph 3

¹⁰ If a student dis-enrols prematurely and then re-enrols in a subsequent academic year, this is also regarded as a first enrolment and not as a re-enrolment.

¹¹ If it concerns a diploma/certificate, a regular copy suffices, unless a certified copy is explicitly requested;

¹² A student who reaches the age of 18 after enrolling in a programme does not have to undergo a residence status check, unless the student enrolls in a different programme (so-called 'switchers').

¹³ This exception does not apply to interim enrolments or enrolments for programmes with a starting date other than 1 September, which means that all documents must have been submitted before the start date of the programme concerned.

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tuition fees due or to issue a payment authorisation for this purpose before the start of the academic year.

A re-enrolment is an uninterrupted enrolment in the same programme and the same programme variant. All other cases of enrolment are regarded as a first enrolment as referred to in paragraph 11.

Re-enrolment is not possible if you have received a negative binding study recommendation for that programme or for a programme with a common propaedeutic phase (7.8b.5).

13. If your application for enrolment is successful, you will receive a student card or other proof of enrolment issued by the institute director. This student card refers to the HU Student's Charter (7.33.2). The HU Student's Charter describes the rights and obligations of students at the university of applied sciences¹⁴.

Article 7a Part-time Flexibilisation Pilot

The university of applied sciences participates in the Part-time Flexibilisation Pilot. This means that for part-time variants of certain programmes, in addition to the regular enrolment date of 1 September, there are an additional maximum of three starting dates for enrolment in the academic year. These starting dates and any enrolment deadlines are listed on the website and in the study guide of the relevant programme.

If you enrol for a start date other than 1 September, you must re-enrol for the programme as from 1 September in order to continue the programme. Your re-enrolment as from 1 September must then again be in compliance with the applicable regulations.

These officially recorded deviating starting times apply as a regular enrolment and not as an interim enrolment as referred to in article 7 paragraph 8.

Article 7aa Enrolment as from 1 February

1. In addition to the standard starting date of the programme on 1 September, a number of programmes also have a standard starting date on 1 February. On the website and in the study guide of the relevant programmes you can check whether this also applies to the programme you have selected¹⁵.
2. If you wish to enrol for the programme in question with a standard starting date of 1 February, you must apply to the university of applied sciences via Studielink by 31 December at the latest.
3. If you enrol for the standard starting date of 1 February, your first academic year runs from 1 February through 31 August. You must then re-enrol as of 1 September in order to continue the programme. Your re-enrolment as from 1 September must then again be in compliance with the applicable regulations.
4. If you are enrolling for the first time¹⁶ for the first year of an Ad or the propaedeutic phase of a bachelor's degree programme and you are living in the Netherlands at the time of enrolment, you

¹⁴ The Student's Charter and other important regulations can be found at www.reglementen.hu.nl.

¹⁵ This is therefore a standard starting date and does not refer to the Part-time Flexibilisation Pilot of Art. 7a.

¹⁶ If a student dis-enrols prematurely and then re-enrols in a subsequent academic year, this is also a first enrolment and not a continued enrolment.

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are obliged to return the digital intake no later than 15 January and also to participate in the programme selection activity (matching).

If you live abroad at the time of application, you are obliged to return the digital intake no later than on 15 January and you may participate in the programme selection activity (matching).

This applies regardless of which variant of the programme you wish to enrol in. If you fulfil these obligations, you have the right to be admitted. If you have participated in the programme selection activity (matching), you are entitled to programme selection recommendation.

If you have not fulfilled the obligations, your right to admission will lapse (7.31b)¹⁷.

5. The 'Programme Selection Check' of the university of applied sciences consists of a digital intake, a programme selection activity (matching) in the form of a matching day or programme selection consultation (physical or online) and a programme selection recommendation.

The Programme Selection Check can be offered in a (digital) form which is such that physical presence is not necessary.

If you have participated in an (online) matching day or in an (online) programme selection consultation, you are entitled to a substantiated programme selection recommendation.

6. You must enrol for the programme concerned in accordance with the application and enrolment procedure as described in this article, article 6 and article 7, with the exception of article 7, paragraph 6, 7 and 8. And where these articles mention 1 and 30 September, they should instead read 1 February and the last day of February.
7. Your enrolment can be cancelled free of charge until 31 January.
8. This article does not apply to study programmes for which a selection procedure has been established.

Article 7b Conditional enrolment

1. If, as a result of the COVID-19 outbreak, you have not been able to comply with:
 - a) the educational admission requirements and/or admission requirements for enrolment in an Ad or bachelor's degree programme as referred to in article 10¹⁸ (the MBO (senior secondary education) diploma¹⁹), or
 - b) one or more of the educational admission requirements and/or admission requirements for master's degree programmes, as referred to in Articles 9 and 16 (a bachelor's degree in scientific or higher professional education)

you may, in deviation from these provisions and without prejudice to the other provisions of these regulations, still be enrolled as of 1 September 2022, subject to the condition that it can be reasonably expected that you will meet the relevant conditions by 31 December 2022 at the latest.

¹⁷ The exceptions as mentioned in article 5 paragraphs 11 and 12 do not apply to an application for an enrolment per 1 February.

¹⁸ Conditional enrolment for academic year 22-23 is not possible in case of absence of a secondary education diploma (Netherlands or Dutch Caribbean).

¹⁹ The same educational admission requirements apply to Ad and bachelor's degree programmes.

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2. Without prejudice to chapter 6 of these regulations, the institute director will terminate your enrolment if you have not been enrolled subject to the conditions referred to in the first paragraph, and you do not meet the requirements referred to in that section before 1 January 2023;
3. The institute director may decide not to terminate your enrolment for failure to meet the term stipulated in the second paragraph, if such termination would result in an exceptional case of extreme unfairness. In that event, your enrolment will be terminated if you fail to fulfil the requirements referred to in the first paragraph before 1 September 2023²⁰.
4. Paragraph 1 under a of this article does not apply to foreign students as referred to in Article 10, paragraph 2 and Article 16 paragraph 1 sub c. Students who cannot (yet) be admitted to higher education in their country of origin due to the outbreak of COVID-19 cannot claim a conditional enrolment as described in paragraph 1 sub a. Students from the European Union who have access to higher education in their country of origin, despite not having completed their prior education due to the outbreak of COVID-19, can be enrolled unconditionally on the basis of Article 10 paragraph 2, second sentence and Article 16 paragraph 1 sub c.

²⁰ It may be that an individual student, through no fault of his or her own, does not meet the admission requirements within the time limit. This may be the case, for example, if an examination or resit is cancelled. For that reason, this provision provides a hardship clause. If the application of the time limit of 1 January 2022 would lead to an exceptional case of extreme unfairness, this time limit may be extended until 1 September 2022 at the latest.

6 ENROLMENT REQUIREMENTS

Article 8 Enrolment as extraneus

1. An extraneus is an external student who is allowed to take tests and examinations, but is not entitled to attend educational activities. You can only be enrolled as an extraneus if the Executive Board has determined that enrolment as an extraneus for the study programme in question is permitted. To be enrolled as an extraneus, you must meet the same requirements as for enrolment as a regular student. (7.37.1).
2. For certain programmes, as determined by the Executive Board, you may also enrol as an extraneus during the course of the programme. If you have already followed one (or more) module(s) as a paid student (contract education), you can take the test of that module(s) in the regular programme as an extraneus. In that case, your test result will be entered into Osiris. The provisions in Article 7, paragraph 7, then apply to your enrolment. In that case, a refund of the examination fee is applicable. See Article 26 paragraph 7.
3. The other provisions of these regulations also apply to enrolment as an extraneus, unless this is contrary to the special nature of this enrolment or if special regulations apply to enrolment as extraneus.

Article 9 Enrolment in Post-initial Master's Degree Programme

1. You can enrol in a post-initial master's degree programme²¹ if you:
 - a) meet the admission requirements set by the institute. These can be found on the website of the relevant programme and;
 - b) you have concluded a contract with the institute, which at least regulates the payment and possible refund of the course fees and other contributions, and;
 - c) you have applied for the study programme concerned via Studielink in accordance with Article 7 paragraph 11 under a through f of these regulations.
2. Your enrolment must also comply with the rules of procedure established by the institute director, and available on the website of the study programme concerned.
3. If you have successfully been enrolled, you will receive a student card or other proof of enrolment issued by the institute director.
4. If you wish to re-enrol in the post-initial master's degree programme in question for the following academic year, your application for re-enrolment must be made via Studielink before 1 September of the academic year in question.
5. If your application for (re-)enrolment is refused, you will receive a written decision explaining why your application has been refused and how you can appeal against that decision. The course fee will be refunded in accordance with the provisions set out in the contract (see paragraph 1 sub b).
6. Your enrolment may be withdrawn and/or terminated by the university of applied sciences in accordance with the regulations laid down in Article 31 of these regulations.

²¹ A post-initial master's degree programme is a master's degree programme that is not funded by the government and is offered as contract education. However, this programme is accredited and you can also obtain a degree and title after completion.

7 EDUCATIONAL ADMISSION REQUIREMENTS FOR BACHELOR'S DEGREE PROGRAMMES AND ASSOCIATE DEGREES

Article 10 Educational Admission Requirements Bachelor's Degree Programmes and Ad Programmes

1. You can only be enrolled as a student for the propaedeutic phase of a bachelor's degree programme or for the first year of an Ad programme if you are in possession of:
 - a. a pre-university education diploma, or
 - b. a higher general secondary education diploma, or
 - c. a diploma based on the WEB for a middle management training course²², a specialist training course, or a vocational training course designated by ministerial regulation²³, as referred to in Section 7.24 of the WHW.
2. If you have successfully completed a propaedeutic examination at a university (of applied sciences), or if you have obtained the Ad, Bachelor's or Master's degree, you will be exempt from the educational admission requirement set out in paragraph 1. This exemption also applies if you have access to university education or higher vocational education in a state signatory to the Convention on the Recognition of Qualifications concerning Higher Education in the European Region.
3. If your diploma has been designated by ministerial regulation as being at least equivalent to a certificate as referred to in paragraph 1, the institute director will grant you exemption from the educational admission requirement stipulated in paragraph 1 (7.28.2).
4. If you have another diploma than those referred to in paragraph 2 or 3 of this Article, the institute director may also exempt you from the educational admission requirements stated in paragraph 1. Condition for this exemption is that the examination board of the programme concerned assesses your diploma as being at least equivalent to a diploma as referred to in paragraph 1. (7.28.2).
5. If you have a diploma as referred to in paragraph 2, 3 or 4, that has been issued outside the Netherlands and you want to enrol for a programme of which the language of instruction is Dutch, the institute director can only grant exemption from the educational admission requirement stated in paragraph 1 if the examination board has issued a positive recommendation

Condition for a positive recommendation from the examination board is that you can prove that you have sufficient command of the Dutch language to be able to follow the programme with successful results (7.28.2).

You cannot enrol until you have submitted proof of a sufficient command of the Dutch language and the institute director has granted you exemption from the educational admission requirement mentioned in paragraph 1. Therefore, you cannot take any exams or tests earlier (7.28.2).

6. In order to prove that you have sufficient command of the Dutch language, you must have passed the Nt2 II state examination. So if you have a diploma/certificate from prior education of which the language of instruction is not Dutch, you must submit proof that you have passed the Nt2 II state examination.

²² In this respect, the university waives the right to take a deficiency test for students with a so-called unrelated mbo-4 diploma.

²³ Former MBO certificates obtained before the WEB entered into force and providing access to higher professional education are equated with these diplomas by virtue of a transitional provision (Section 12.2.1 WEB). VWO (pre-university)/HAVO (higher general secondary education) and MBO (senior secondary vocational education) diplomas also include the diplomas as referred to in the laws that apply to the BES islands (Bonaire, St. Eustatius, Saba), and diplomas obtained before 10-10-2010 in (all) the Netherlands Antilles.

If, in order to enrol in a particular programme, it is not required that you have passed all parts of the Nt2 II state examination, the study guide and website of the programme in question will state which parts you must have passed in any event²⁴.

Exemption from the above requirement is granted in the following cases:

- MBO4, havo or VWO diploma from Suriname;
 - Dutch MBO4, havo or VWO diploma or from Curacao, St. Maarten, the BES Islands and Aruba;
 - Diplomas from the Dutch-speaking education system in Belgium;
 - IB diplomas, provided that Dutch as a Language A (SL or HL) or as Language B at HL was obtained with final mark 4, 5, 6 or 7 respectively;
 - EB diplomas with Dutch as a language 1 or 2 (subject to written examinations);
 - A certificate Dutch as a Foreign Language, Profile Language Proficiency HO (PTHO) or Profile Academic Language Proficiency (PAT), or the examinations 'Educative Start' or 'Educative Professional';
 - The Nt2 II test of the Radboud University, B2 level of the European Framework of Reference;
 - An Nt2II language examination, carried out through the University of Applied Sciences, by an Nt2 II teacher appointed by the Examination Board in advance, which proves that the student has sufficient command of Dutch to be able to follow the educational programme successfully. For this, at least B2 level must be demonstrated^{25 26};
 - an admission test in accordance with Article 11, paragraph 1.
7. If you have a diploma as referred to in paragraph 2, 3 or 4, issued outside the Netherlands and you want to enrol for a programme of which the language of instruction is English, the examination board may advise the institute director to grant exemption from the educational admission requirement stated in paragraph 1. Condition for a positive recommendation from the examination board is that you can prove that you have sufficient command of the English language to be able to follow the programme with successful results.

The HU University of Applied Sciences is bound by the Code of Conduct for International Students. With respect to the English language test, the Code of Conduct stipulates that universities of applied sciences must assess international students by means of one of the following tests: IELTS, TOEFL, TOEIC, Cambridge ESOL. An own language test may not be used unless it has been validated by the National Commission, at recommendation from the Research Centre for Examination and Certification (RCEC). For the required scores see Appendix 1.

During the period in which it is not possible to use the regular language tests as stated in Article 4.2 of the Code of Conduct, due to the measures taken to combat the Corona virus, it is permitted to use online tests offered by the providers listed in Article 4.2 of the Code of Conduct, if these tests are covered by sufficient quality guarantees.

Exemption will be granted to students with a diploma/certificate from prior education of which the language of instruction is English, if and insofar as this is included in the list published for this purpose by Nuffic or otherwise formally confirmed by Nuffic.

²⁴ The Nt2 II state examination consists of the following 4 parts: Reading, listening, speaking and writing. A partial certificate can be obtained for each part. If all 4 parts are passed, the candidate receives the State Exam Nt2 II Diploma.

²⁵ The university of applied sciences offers candidates with a foreign diploma/certificate the opportunity to participate in the Nt2 II language test before the start of the academic year. A conditional enrolment in case of the absence of an Nt2II Diploma is therefore not possible.

²⁶ The Nt2 II language test of the university of applied sciences is valid indefinitely for enrolment at the university of applied science. Parts that have already been passed may result in an exemption if the language test has not yet been passed in its entirety.

Exemption will also be granted if a transfer track (e.g. a pre-bachelor programme) has been completed within the HU in which the English language proficiency is tested at least at MBO 4 completion level.

You cannot enrol until you have submitted proof of your sufficient command of the English language and the institute director has granted you exemption from the educational admission requirement mentioned in section 1. Therefore, you cannot take any exams or tests earlier.

Article 11 Admission Test

1. If you do not have a certificate/diploma that meets the requirements as stated in Article 10 of these regulations and you are twenty-one years of age or older at the moment that the study programme you wish to enrol in starts, the institute director may grant you exemption from the educational admission requirement. This is subject to the condition that you have demonstrated to the examination board or another committee designated by the institute director, by means of an admission test, that you:
 - a. are suitable for the relevant education and
 - b. if you wish to enrol in a study programme of which the language of instruction is Dutch, you have sufficient command of the Dutch language to be able to follow the study programme with successful results²⁷ (7.29.1); or
 - c. if you wish to enrol in a study programme of which the language of instruction is English, you have sufficient command of the English language to be able to follow the study programme with successful results²⁸.

The age limit of twenty-one years can be deviated from, if in a special case²⁹ no diploma can be presented (7.29.3).

2. If you do not meet the educational admission requirement(s) set out in article 10, or if you have a diploma which was issued outside the Netherlands but you cannot submit it, the institute director may exempt you from the educational admission requirement(s) if you have successfully completed a pre-bachelor's track offered by the university of applied sciences. This pre-bachelor track establishes that you:
 - a. are suitable for the relevant education and
 - b. if you wish to enrol for a programme of which the language of instruction is Dutch, you have sufficient command of the Dutch language to be able to follow the programme with successful results³⁰ (7.29.1); or
 - c. if you wish to enrol in a study programme of which the language of instruction is English, you have sufficient command of the English language to be able to follow the programme with successful results³¹.

²⁷ The admission test includes an ability test and is conducted in Dutch (for admission to a programme of which the language of instruction is Dutch), therefore sufficient command of the Dutch language is necessary. If a candidate passes the admission test, this demonstrates that he or she has sufficient command of the Dutch language to be able to follow the study programme with successful results.

²⁸ The admission test includes an ability test and is conducted in English (for admission to a programme of which the language of instruction is English), therefore sufficient command of the English language is necessary. If a candidate passes the admission test, this demonstrates that he or she has sufficient command of the English language to be able to follow the study programme with successful results

²⁹ One example is refugees, who no longer have their documents.

³⁰ For the requirements involved, see Article 10 paragraph 6.

³¹ For the requirements involved, see Article 10 paragraph 7.

3. If you have a diploma which was issued outside the Netherlands, and gives access to a higher education programme in the country concerned but not in the Netherlands (and is therefore covered by the exceptions mentioned in Article 10), the institute director may decide that you may participate in the admission test as referred to in paragraph 1, even if you are younger than twenty-one (7.29 subsection 3).
4. The requirements of the admission test per programme for a specific academic year are determined by or on behalf of the institute director and are announced on the HU-wide internet site <http://www.toelatingsonderzoek.hu.nl> no later than in November of the preceding academic year. This term may be deviated from for new study programmes, in which case the requirements of the admission test will be announced as soon as possible.

Article 12 Further Educational Admission Requirements

1. The 'Regeling aanmelding en toelating hoger onderwijs' (hereinafter: Ratho), sets out the subject combination(s) to which the havo (general secondary education) diploma and the vwo (pre-university education) diploma, as referred to in article 10, must relate in order to be able to enrol in a study programme or group of study programmes (7.25.1).

The Ratho may also designate subjects and other programme components that must have been part of the examination to obtain the havo diploma or the vwo diploma mentioned in the first full sentence³² (7.25.2).

The Ratho may also stipulate that the university board may resolve not to make the further educational admission requirements compulsory for a specific study programme or group of study programmes.

2. The Ratho may stipulate that requirements can be set for the desired diploma of a middle management training course, specialist training course or of a vocational training course designated by ministerial regulation, as referred to in Article 10, in order to be able to enrol in a study programme or a group of study programmes (7.25.4).
3. If you have a diploma or certificate (as referred to in Article 10) that does not meet the requirements referred to in paragraphs 1 and 2 of this Article, the institute director may decide to enrol you after all, subject to the condition that you can demonstrate that you meet comparable requirements in terms of content. You can prove this by means of an additional test conducted by the examination board and/or admissions committee of the institute. After this, the examination board and/or admissions committee advises the institute director who makes a decision on the basis of this advice.

If your application for enrolment is refused, you will receive a written decision explaining why your application has been refused and how you can appeal against that decision.

You have to fulfil the comparable requirements before the start of the programme (7.25.6). The results of this additional test shall remain valid during a period of 6 years.

4. In the study guide and on the website of the study programme concerned, the following information shall at least be included:
 - a) the subject combination or subject combinations, the subjects and other programme components referred to in paragraph 1, and/or
 - b) the requirements as stated in paragraph 2 and/or

³² The required subject combinations, subjects and programme components are included in the 'Regeling nadere vooropleidingseisen hoger onderwijs 2007' (Ratho), Bulletin of Acts and Decrees no. 109 of 11 June 2007, including later amendments.

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- c) the requirements of the additional test referred to in paragraph 3, and
 - d) whether these requirements are mandatory for enrolment or not.
5. Have you followed havo or mbo education and do you want to register for the primary education teacher training programme? Then the WHW Implementation Decree stipulates special further educational admission requirements you have to comply with before you can be enrolled.
These special further educational admission requirements are tested by means of three national tests which must have been successfully completed before enrolment. Which test(s) you have to pass, and whether you may be eligible for exemption on the basis of your diploma if you have not passed the national tests³³ is set out in the study guide and on the website of the relevant programme.

Article 13 Additional Requirements

1. If the practice of the profession or professions for which the study programme prepares or the organisation and set-up of the education programme sets specific requirements with respect to:
 - a) knowledge and skills that are not or not sufficiently part of secondary education and vocational education as referred to in the WEB;
 - b) the characteristics of the student respectively,in connection with the above, requirements can be set by ministerial regulation in addition to the educational admission requirements mentioned in Article 10³⁴. The additional requirements are listed in the study guide of the relevant programme (7.26.1).
2. With a view to enrolment in part-time programmes, the study guide of the programme concerned may set requirements with regard to the performance of work activities while following that programme, provided that this work is designated as units of study (7.27).

Article 14 Enrolment for a Main Subject or Specialisation

If a programme of study has several main subjects or specialisations, the study guide for the relevant institute must indicate whether intake restrictions are applicable. If you do not meet the requirements, it is up to the examination board to decide whether you can still be admitted to the relevant main subject or specialisation (7.9.1).

Article 15 Educational Admission Requirements for Enrolment in the Main Phase

1. If you want to enrol in the main phase of a bachelor's degree programme, you must have; a certificate of a successfully passed propaedeutic examination of that programme³⁵, or of a successfully passed propaedeutic examination which that programme and one or more other programmes have in common (7.30.1).
2. The institute director may grant you exemption from the requirement referred to in the first paragraph if you have a certificate, whether or not issued in the Netherlands. This only happens if, in the opinion of the examination board concerned, that certificate is at least equivalent to the certificate mentioned in the first paragraph (7.30.2).

³³ The university of applied sciences intends to participate in the 'Experiment bijzondere nadere vooropleidingseisen tot leraar basisonderwijs', which makes it possible for candidates who do not pass the national knowledge tests to be able to enrol despite this, for no more than 1 year. When re-enrolling for the second year, the national knowledge test must then still be passed.

³⁴ See 'Vermande Uitvoeringsvoorschriften' WHW, C.22.

³⁵ If you have completed the P. of the programme concerned at another institution, it is up to the examination board of the university of applied sciences to decide whether this P. is regarded as equal.

3. If the certificate referred to in the previous paragraph is a certificate issued outside the Netherlands and the language of instruction was Dutch, the institute director may only grant exemption from the educational admission requirement set in paragraph 1 after the examination board has been provided with proof of sufficient command of the Dutch language to be able to follow the education successfully and the examination board has given the institute director a positive study recommendation in this respect (7.30.2)³⁶.

It is not possible to enrol as a student in the main phase of a programme without having submitted the aforementioned proof. And thus also not subject to the condition that examinations or parts thereof can be taken after this proof has been provided (7.28.2).

4. If the certificate referred to in the previous paragraph is a certificate issued outside the Netherlands and the language of instruction was English, the institute director may only grant exemption from the educational admission requirement set in paragraph 1 after the examination board has been provided with proof of sufficient command of the English language to be able to follow the education successfully and the examination board has given the institute director a positive study recommendation in this respect (7.30.2)³⁷.

It is not possible to enrol as a student for a programme without having submitted the aforementioned proof. And thus also not subject to the condition that examinations or parts thereof can be taken after this proof has been provided (7.28.2).

5. If, based on the previous provisions of this article, you have been granted exemption from taking the propaedeutic exam of that study programme, the proof of this exemption for the enrolment in the main phase of that study programme will be considered equal to the certificate as referred to in paragraph 1. In that event, a propaedeutic certificate is not issued.
6. In anticipation of enrolment as a student in the main phase, in the second and any subsequent years of enrolment, the examination board in principle gives (tacit) permission to students enrolled in the propaedeutic phase to already take one or more tests of the final examination, unless the examination board explicitly decides otherwise (7.30.3).
7. If the institute director is of the opinion that the teaching capacity for the main phase of a study programme, involving a restriction for first enrolment, is not sufficient for unrestricted enrolment, the institute director may deny a request for enrolment in the main phase to those who have not already been enrolled in the study programme concerned in the preceding academic year (7.54).

³⁶ See Article 10 paragraph 6.

³⁷ See Article 10 paragraph 7.

8 EDUCATIONAL ADMISSION REQUIREMENTS MASTER'S DEGREE PROGRAMMES

Article 16 Education Admission Requirements for Master's Degree Programmes

1. If you want to enrol in a master's degree programme, you must comply with the following; you have:
 - a. a bachelor's degree, obtained at a university (of applied sciences)³⁸; or
 - b. knowledge, insight and skills at the level of a bachelor's degree obtained at a university (of applied sciences); or
 - c. admission to education provided by a university (of applied sciences) in the country of a party that has ratified the Convention on the Recognition of Qualifications concerning Higher Education in the European Region, unless the institute director demonstrates a substantial difference between the foreign qualification and the general admission requirements³⁹ (7.28.1); and
 - d. if required, meet the qualitative admission requirements set for the programme concerned and described in the study guide of the programme concerned (7.30b).
2. If you want to enrol in a study programme of which the language of instruction is Dutch, and you can demonstrate with a certificate issued outside the Netherlands that you meet the educational admission requirements, the institute director may decide that you will only be exempted from the educational admission requirements mentioned in paragraph 1, after you have submitted proof to the examination board that you have sufficient command of the Dutch language to be able to follow the study programme⁴⁰.
3. If you want to enrol in a study programme of which the language of instruction is English, and you can demonstrate with a certificate issued outside the Netherlands that you meet the educational admission requirements, the institute director may decide that you will only be exempted from the educational admission requirements mentioned in paragraph 1, after you have submitted proof to the examination board that you have sufficient command of the English language to be able to follow the study programme⁴¹.

Article 17 Admission Requirements for Master's Degree Programmes

1. If you want to enrol for a master's degree programme, you must obtain a certificate of admission for that programme. The institute director will issue a certificate of admission if:
 - a. you meet the established educational admission requirements and (if applicable) the qualitative admission requirements, and;
 - b. the institute director has set a maximum number of enrolments, which has not yet been exceeded.
2. The certificate of admission, as referred to in the first paragraph, is valid for the academic year following the academic year in which the application for this certificate was submitted, unless the institute director decides otherwise.⁴²

³⁸ If a foreign student has not yet obtained a BA certificate due to the COVID 19 outbreak, he cannot apply for the exception based on Section 7b subsection 1, but if he already satisfies the knowledge, insight and skills at BA grade level, he can be enrolled on the basis of subsection 1 sub b.

³⁹ The institute director can, for example, demonstrate a significant difference in qualification on the hand of a recommendation from Nuffic.

⁴⁰ See Article 10 paragraph 6.

⁴¹ See Article 10 paragraph 7.

⁴² For information refer to Article 7: Retroactive enrolment is not possible.

3. If you do not meet the admission requirements as referred to in paragraph 1 of this article, but it is reasonably expected that you will be able to do so within a reasonable period of time, you will be offered the opportunity to remedy the shortcoming (7.30 e). However, you can only be enrolled after you have fulfilled all admission requirements.

9 PROOF OF ADMISSION

Article 18 Scope Chapter 9

Articles 19 and 20 of this chapter do not apply to enrolment as extraneus.

Article 19 Labour-Market Related Quota and Teaching Capacity of University of Applied Sciences.

1. When the first enrolment for the propaedeutic phase of a study programme is restricted based on the needs of the labour market by means of a ministerial regulation, or for reasons of available teaching capacity at the university of applied sciences, you can only be enrolled if you have received proof of admission via Studielink (on behalf of the university of applied sciences and for the study programme in question) and you have accepted this within two weeks (7.53 et seq.).
2. A certificate of admission refers to the academic year you have applied for.
3. If you dis-enrol from a study programme with a limited capacity after a first enrolment, or if your enrolment is terminated on other grounds, you will only be able to re-enrol for the propaedeutic phase in the situation referred to in Article 20, paragraph 6 of these regulations.

Article 20 Decentralised Selection

1. For study programmes with an admission restriction as referred to above, the Executive Board determines the number of available study places per study programme.
2. If you want to take part in the decentralised selection, you must have applied via Studielink no later than on 15 January.
3. Students are selected on the basis of at least two qualitative selection criteria.
4. The following will be announced in good time on the website of the study programme:
 - a. the selection criteria;
 - b. the selection procedure;
 - c. rules of an administrative nature;
 - d. the number of places available as referred to in paragraph 1;
 - e. the number of times you may participate in the decentralised selection (in any case no more than 3 times) and in what cases and in what way a selection attempt may be cancelled (7.53);
 - f. how to participate in the selection if you live abroad on the reference date of 15 January;
 - g. how to apply for a facility in connection with a functional impairment or chronic illness⁴³ and what facilities can be provided;
 - h. the procedure in the event that special circumstances⁴⁴ prevent you from taking part in (part of) the decentralised selection.
5. If the number of applications does not exceed the number of available study places, no decentralised selection will take place and Articles 5 and 6 shall apply to the application procedure. In that event, the exception in Article 5 paragraph 1 for programmes with a selection procedure does not apply.
6. If you were enrolled for the propaedeutic phase of a study programme for which an admission restriction applies and you dis-enrol prematurely after a first enrolment (with proof of admission), you can only be re-enrolled for that study programme if you:
 - a. have a positive, suspended or urgent study recommendation, or;

⁴³ The study programme may also provide other facilities, provided that these are then also offered during the study programme and subject to the same conditions.

⁴⁴ Special circumstances shall be assessed in accordance with Appendix 2 of these regulations.

b. you have dis-enrolled before the date of the study recommendation and thus have not receive a study recommendation. But in that event you need the permission of the institute director. The institute director may decide to grant permission on the basis of a statement from the student counsellor confirming that you have dis-enrolled prematurely on his advice due to special circumstances as referred to in Article 5 paragraph 4 of the HU-OER.

Article 21 Other Proof of Admission

You can only be enrolled for a master's degree programme if you have submitted a proof of admission issued by the institute director, as referred to in Article 17 (7.30b in conjunction with 7.30a).

10 TUITION AND EXAMINATION FEES

Article 22 Tuition Fee Amounts

If you are enrolled as a student (full-time, part-time or work-study), you must pay tuition fees. The tuition fee amount is determined annually per academic year, based on the law (statutory or reduced statutory tuition fee or the rate for flexible studying), or by the Executive Board (institution tuition fees) (7.43, 7.45, 7.45a and 7.46).

The amounts of the various tuition fees can be found via the tuition fee survey:

<https://www.hu.nl/collegegeld-en-betalen>

The tuition fees to be paid are determined on the basis of the WHW and relating laws and regulations. You can check this via the tuition fee survey.

If you participate in flexible studying, you pay a specific rate per credit. Please refer to the Regulations for Flexible Studying, which can be found at www.reglementen.hu.nl.

Article 23 Payment of Tuition Fees

1. You must pay the tuition fees before the start of an academic year, by;
 - a) payment of the full amount in one instalment, or
 - b) by issuing a direct debit mandate for the entire amount in one payment, or
 - c) by issuing a guaranteed direct debit authorisation for payment in instalments. Tuition fees are paid in equal parts in the months of September, October, November, December, January, February, March, April, May, June.
2. The tuition fee must be paid by or on behalf of you, the student. If someone else pays for you, you must agree to this via Studielink or expressly in writing. If someone else pays for you, paragraph 1 also applies, but instead of a direct debit authorisation, a written statement guaranteeing payment of tuition fees may also be submitted.
3. You can also ask the university of applied sciences to agree to payment in at least five instalments (7.47.1).
4. Payment, or compensation, of the student's tuition fees by the university of applied science from the central government grant is not permitted (2.9.1 and 7.48.5).
5. As long as the tuition fees due has not been paid in full by or on behalf of you, you may be denied participation in the education programme, the use of education facilities and/or access to the faculty buildings. Your enrolment may also be terminated or your re-enrolment refused (see Article 27 paragraph 3 and Article 31 paragraph 4).

Article 24 Exemption and Deduction of Tuition Fees

1. If you:
 - a) are already enrolled as a student at the university of applied sciences, a university or another university of applied sciences for an academic year at the (reduced) statutory tuition fee⁴⁵ or owe tuition or course fees as a student for that academic year; and

⁴⁵ This means that no settlement will take place if an institution tuition fee is payable for enrolment outside the Utrecht University of Applied Sciences.

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- b) you wish to be enrolled, either in addition or instead, in the same academic year at the university of applied sciences, as a student for a second programme at (reduced) statutory tuition fees; and
- c) you owe a higher tuition fee for your second enrolment at the university of applied sciences than the tuition, school or course fees already due and paid;

then the tuition fee you must pay for your second enrolment at the university of applied sciences for that academic year is equal to the difference between the amount already paid, which can be demonstrated in writing, and the higher tuition fee referred to.

If the tuition fee due for the second enrolment is equal to or less than the amount already paid (or to be paid) for the first enrolment, you will be exempt from paying tuition fees for the second enrolment (7.48).

This provision also applies to a simultaneous enrolment at an MBO and a conditional enrolment pursuant to Article 7b paragraph 1 of these Regulations at the university of applied sciences. MBO students who are enrolled in higher professional education pay school fees to the MBO institution and are exempt from paying statutory tuition fees up to the amount of the school fees. Students exercise their right to statutory reduced tuition fees during the time they are enrolled in both the mbo and the hbo (Section 7.48(2) WHW). If the student dis-enrols before 1 January 2023, he/she will not be eligible for a tuition fee reduction again in the following year of higher education.

2. If:
- a. you are already enrolled as a student at the university of applied sciences and are paying institutional tuition fees; and
 - b. you wish to be enrolled, either in addition or instead, in the same academic year at the university of applied sciences as a student for a second programme; and
 - c. you owe a higher tuition fee for your second enrolment at the university of applied sciences than the institution tuition fee already due;

then the tuition fee you must pay for your second enrolment at the university of applied sciences for that academic year is equal to the difference between the amount already paid, which can be demonstrated in writing, and the tuition fee for the second enrolment.

If the tuition fee due for the second enrolment is equal to or less than the amount already paid (or to be paid) for the first enrolment, you will be exempt from paying tuition fees for the second enrolment (7.48).

3. The regulations in Articles 1 and 2 do not apply if you are allowed to pay the (reduced) statutory tuition fee due to the exception in article 2.3 of the WHW Implementation Decree. This exception means that you may pay the (reduced) statutory tuition fee for your second programme, because you have not previously completed a programme in the field of education or healthcare⁴⁶.
4. If you are enrolled as a student in the course of an academic year, subject to paragraphs 1 and 2, you must pay the same tuition fees as those who enrolled for that academic year on 1 September, but reduced by one twelfth for each month you were not enrolled (7.48.).
5. Paragraph 4 also applies if you were enrolled in a programme and you were dis-enrolled at your own request during the academic year on the grounds of Article 29.1 and you were subsequently re-enrolled in a programme in the course of that same academic year (7.48.).

⁴⁶ Someone who is allowed to study whilst paying statutory tuition fees because it concerns a second programme in the field of education or healthcare and the first degree was obtained outside this field, is not allowed to offset these statutory tuition fees against a simultaneous (third or subsequent) programme.

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6. If you are enrolled for an academic year and are paying institutional tuition fees at another university of applied sciences that participates in the KOM project⁴⁷ and you enrol for a programme at the university of applied sciences with the sole purpose of taking a minor for which the first institution settles the costs with Utrecht University of Applied Sciences. In this case, the preceding paragraphs of this Article do not apply, but you will be exempt from paying the institutional tuition fees for your second enrolment at the university of applied sciences.
7. If you are entitled to a year of 'kosteloos besturen' (free board year) under the Profiling Fund ('kosteloos besturen'), you may be exempted from paying statutory tuition fees at the Utrecht University of Applied Sciences once and for a maximum period of one academic year. For the applicable requirements, see the Profiling Fund (Free Board Year) at www.reglementen.hu.nl.

Article 25 Repayment of Tuition Fees

1. Refund or reduction of tuition fees is only allowed in the event of (7.48.5):
 - a. Article 27; if an institute director refuses to enrol a student;
 - b. Article 28; if a student cancels his enrolment in time;
 - c. Article 29; if the enrolment is terminated at the student's request;
 - d. Article 31; if the enrolment is terminated at the request of the university of applied sciences;
 - e. Section 7.46(4) of the WHW; if the difference between the institutional and statutory tuition fees must be settled;
 - f. Article 32(1) sub b, if the enrolment is terminated by the death of the student.
2. If you request to transfer from a full-time study programme to a part-time or work-study variant of the same study programme (or vice versa) during the course of an academic year, you will be charged the applicable tuition fees with effect from the change of enrolment and excess amounts paid will be settled insofar as required⁴⁸. This transfer is only possible with the approval of the institute director⁴⁹ and shall take effect from the first day of the month following the month in which the transfer request was made.

Article 26 Examination Fees

1. To enrol as an extraneus, you must pay an examination fee. The amount of the examination fee is determined annually for the coming academic year by the Executive Board (7.44).
2. If, in the course of an academic year, you are enrolled as an extraneus, you must pay an examination fee that is equal to the fee paid by those who enrolled for the same academic year on 1 September, with the exception of enrolments as an extraneus for a (variant of a) programme as referred to in Article 8, paragraph 2.
3. The regulations governing reduction, exemption, payment and refund of tuition fees do not apply to examination fees, with the exception of enrolments as an extraneus for a (variant of a) programme as referred to in Article 8, paragraph 2. However, payment by a third party on behalf of the extraneus is possible, provided he/she agrees to this in writing.
4. The examination fee must in all cases be paid by lump sum.
5. As long as the outstanding examination fees have not been paid, no certificate of successful completion of an examination shall be issued to the extraneus. The extraneus will also be refused

⁴⁷ KOM means 'Kies op Maat' ('Select Customised').

⁴⁸ A transfer from a part-time or work-study programme to a full-time programme per 1 September is not possible, see article 5 paragraph 10.

⁴⁹ This is subject to article 7 paragraph 8.

participation in the tests of the programme, the use of the facilities of the institute and access to the buildings.

6. Payment, or compensation, of the tuition fees of the extraneus by the university of applied science from the central government grant is not permitted (2.9.1).
7. A refund of paid examination fees is only possible if:
 - a. an external student is not enrolled because enrolment is refused;
 - b. cancellation of enrolment has taken place before 1 September. There will be no refund of examination fees in the event of cancellation after 1 September,
 - c. in the case of enrolment as an extraneus in a programme (or variant) as referred to in article 8, paragraph 2, and in the case of dis-enrolment during the academic year, the rules for the refund of statutory tuition fees shall apply accordingly to the refund of examination fees.

11 CANCELLATION, REFUSAL AND TERMINATION OF ENROLMENT

Article 27 Refusal of Enrolment

1. The institute director will refuse your enrolment if you do not meet the requirements laid down in the WHW. You must in any case meet the requirements set out in Chapters 4 (application procedure), 5 (enrolment procedure) and 6 (enrolment requirements) of these regulations, with the exception of the requirements set out in Article 7b of these regulations (7.37).
2. The institute director may also refuse your enrolment in a programme if:
 - a. there is a well-founded fear that you will abuse your enrolment and the rights attached to it, which will seriously harm the unique nature of the university of applied sciences (7.37.5);
 - b. the university of applied sciences terminated your enrolment in the past on one of the grounds referred to in Articles 30 and 31 of these regulations. If your enrolment has previously been terminated for a specific period, and that period has meanwhile expired, this is no longer a reason for refusing your enrolment;
 - c. you demonstrate by certain behaviour or statements;
 1. unfitness for the practice of one or more professions for which programme provides training, and/or
 2. unsuitability for the practical preparation for the professional practice of the programme concerned, and/or
 3. your enrolment at another institution was refused or terminated for this reason (7.42a). See Article 32 of the HU Student's Charter.
3. If you have any outstanding payment obligations with the university, your enrolment in subsequent years will be denied⁵⁰.
4. If your application is rejected, you will receive a written decision explaining why your enrolment application has been rejected. This decision shall also include how and within what time limit you may lodge an appeal against this decision. If you have already paid tuition fees but your enrolment is refused, the tuition fees already paid will be refunded to you.

Article 28 Cancellation of enrolment

1. You can cancel your enrolment as a student or extraneus for a programme with a starting date of 1 September free of charge until 1 September of the relevant academic year⁵¹.
2. If you have cancelled your enrolment in time and have already paid tuition fees for that enrolment, these tuition fees will be refunded to you.

Article 29 Termination on Request

1. You can request to terminate your enrolment via Studielink. The institute director will then terminate your enrolment with effect from the month following the date of your request (7.42.1)⁵². Unless you request a later dis-enrolment, in which case the enrolment will end with effect from the month you have specified.
2. If your enrolment is terminated, any tuition fees already paid will be refunded as follows:

⁵⁰ From 1 September 2010, dis-enrolment is possible in the event of non-payment. In the event of subsequent re-enrolment, the arrears must have been paid.

⁵¹ For enrolments in the framework of the Part-time Flexibilisation Pilot, enrolment as from a fixed start date can be cancelled up to the fixed starting date.

⁵² Students themselves are responsible for their dis-enrolment via Studielink, as well as for discontinuing their student finance and terminating their student travel products with DUO.

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- a. If your enrolment is terminated in the course of the academic year, but not with effect from 1 July or 1 August of that year, you will be refunded one twelfth of the tuition fees paid for each month of the academic year during which you are no longer enrolled (7.48.4);
 - b. If your enrolment is terminated with effect from 1 July or 1 August of the academic year, no tuition fees will be refunded. An exception to this is when an enrolment is terminated in the event of the death of the student. In that event, the remaining part of the tuition fee for the entire year will be refunded.
3. If, in the academic year in question, you are also enrolled in a second programme at the university of applied sciences or another funded university (of applied sciences) and are exempt from paying tuition fees for the second enrolment, no tuition fees will be refunded if you are dis-enrolled from your first programme at the university of applied sciences (7.48.1).

Article 30 Termination after Binding Study Recommendation

1. If you have received a negative binding study recommendation⁵³ that includes a rejection, you will not be able to re-enrol in that programme, or in a programme that has the same propaedeutic exam⁵⁴ as the programme in question.
2. If you are enrolled for a study programme on 1 February or later and have received a negative binding study recommendation with a rejection before 1 February of the following academic year, you will be dis-enrolled as from 31 January of that year. A follow-up enrolment for that programme, or for a programme that has the propaedeutic examination in common with the relevant programme, is not possible.
3. If you are enrolled in the framework of the Part-time Flexibilisation Pilot as from a different enrolment date (see art. 7a) and you have received a negative binding study recommendation with a rejection, you will be dis-enrolled at the end of that academic year (in this case, an academic year comprises 12 months). A follow-up enrolment for that programme, or for a programme that has the propaedeutic examination in common with the relevant programme, is not possible.

Article 31 Withdrawal and Termination of Enrolment by the University of Applied Sciences

1. Your enrolment may be withdrawn if you do not respect the objectives of the university of applied sciences. The decision to withdraw your enrolment is taken by the Executive Board, at the recommendation of the institute director. This decision shall be substantiated in writing. This decision shall also include how and within what time limit you may lodge an appeal against this decision. Your enrolment cannot be withdrawn if the programme you are enrolled in is only offered by the university of applied sciences. And because of the withdrawal of your enrolment, you will no longer be able to follow the relevant study programme at another university of applied sciences (7.37.6).
2. Your enrolment can be withdrawn if there is a well-founded fear that you will abuse your enrolment and the rights attached to it, which will seriously harm the unique nature of the university of applied sciences. Your enrolment may also be withdrawn if it is established that you have abused your enrolment and associated rights. The decision to withdraw your enrolment is taken by the Executive Board, at the recommendation of the institute director. This decision shall be substantiated in writing. This decision shall also include how and within what time limit you may lodge an appeal against this decision. (7.37.5).

⁵³ No rejection is attached to an urgent negative study recommendation and the student can therefore still enrol again for the study programme concerned. Whether the institute of your programme issues an urgent or a binding study recommendation is recorded in the study guide of the programme concerned.

⁵⁴ For an Ad program, this should read: the first period of 60 EC of the program.

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3. If you are a non-EEA student, your enrolment will be terminated immediately if it becomes apparent after enrolment, on whatever grounds, that your residence in The Netherlands was not lawful on the first day on which the programme starts and to which the first enrolment pertained (7.32.6).
4. Your enrolment may be terminated if the tuition fee is not paid despite a reminder. The enrolment shall then be terminated with effect from the 2nd month following the first reminder (7.42.2).
5. Your enrolment may be terminated if you are guilty of irregularities in accordance with the provisions of Article 4.12.1 HU-OER (7.12b paragraph 2). This decision is taken by the institute director at the recommendation of the examination board. This decision shall be substantiated in writing. This decision shall also include how and within what time limit you may lodge an appeal against this decision.
6. Your enrolment may be terminated during the academic year on the basis of Article 30 paragraph 4 sub c HU Students' Charter, if you have not complied with the regulations as referred to in Section 7.57h(1) WHW (internal rules and order measures). The decision to terminate your enrolment is taken by the institute director. This decision shall be substantiated in writing. This decision shall also include how and within what time limit you may lodge an appeal against this decision.
7. Your enrolment may be terminated permanently on the grounds of Article 30 paragraph 4 sub d HU Students' Charter, if despite a warning to this effect you violate the rules of order and/or cause serious nuisance (7.57h paragraph 2). The decision to terminate your enrolment is taken by the institute director. This decision shall be substantiated in writing. This decision shall also include how and within what time limit you may lodge an appeal against this decision.
8. If, through your behaviour or remarks, you have demonstrated unfitness for the practice of one or more professions for which the study programme concerned trains you, or unsuitability for the practical preparation for the professional practice of the study programme concerned, the institute director may advise the Executive Board to terminate your enrolment, possibly after having obtained the advice of the examination board and carefully weighing up the interests involved. Further rules of a procedural nature are contained in Article 33 of the HU Student Charter (7.42a).
9. Your enrolment may be terminated on the grounds of Article 7b, paragraph 2 of these regulations, if you do not meet the educational admission requirements in time.

Article 32 Termination by Operation of Law

Your registration ends automatically (by operation of law):

- a. at the end of an academic year;
- b. due to the death of the student.

Article 33 Payment Obligation upon Termination of Enrolment

The obligation to pay outstanding debts to the university of applied sciences does not lapse if the enrolment is terminated.

12 FINAL PROVISIONS

Article 34 Penalty Clauses

1. If you use the educational and/or examination facilities provided by the university of applied sciences you may be expected to prove that you are enrolled in a programme at the university of applied sciences and are therefore entitled to this use (15.4).
2. If you are not enrolled in a programme at the university of applied sciences and yet make use of educational and/or examination facilities, you will owe compensation to the university of applied sciences. The amount of the compensation shall be determined by the Executive Board. The institutional tuition fees for full-time programmes are the guiding principle when participating in a full-time programme, and the part-time and work-study statutory tuition fees when participating in a part-time or work-study programme (15.2).

Article 35 Hardship clause and Unforeseen Circumstances

1. In cases not provided for in these regulations and for which an immediate decision is necessary, or if the strict application of the regulations result in an exceptional case of extreme unfairness, the matter shall be decided by the institute director of the programme where the student is or wishes to be enrolled.

The person concerned shall be notified of the decision without delay.

2. Enrolment shall be effected in accordance with the rules of procedure laid down by the Executive Board. In the event of unforeseen circumstances, the Executive Board is entitled to set further rules with respect to the enrolment procedure. (7.33.1)

Article 36 Entry into Force

1. This amended HU Enrolment Regulations enter into force on 1 September 2022.
2. This regulation may be cited as 'HU Enrolment Regulations'.

Article 37 Evaluation

The Executive Board shall ensure regular evaluation of these regulations. This evaluation shall take place at least once every four years.

APPENDIX 1 ARTICLE 4 CODE OF CONDUCT INTERNATIONAL STUDENT.

4 Admission and enrolment for the programme

4.1 If an international student applies for admission and enrolment with the educational institute, admission is first assessed on the basis of the required prior education, sufficient language skills (see Article 4.2) and the diplomas, aimed at the specific study programme for which admission and enrolment is requested.

The higher education institution determines these admission requirements prior to the recruitment of the international student for the study programme concerned and, before admission and enrolment, checks whether the international student meets the requirements.

4.2 The educational institution determines the minimum language requirements that international students should meet and sees to it that the international student actually meets these requirements.

If it concerns education of which the language of instruction is Dutch, the provisions of Section 7.28(2) WHW apply.

If it concerns education of which the language of instruction is English, at least an 'academic' IELTS test is required with an 'overall band score' of 6.0 (six) for the Bachelor and Master levels.

For the preparatory year with a duration of 6 to 12 months, there is a minimum requirement of 5.0 IELTS; for a preparatory year of 6 months or less, a minimum requirement of 5.5 IELTS applies⁵⁵.

The table⁵⁶ below is used for the scores of accepted language tests other than IELTS:

During the period in which it is not possible to use the regular language tests as stated in Article 4.2 of the Code of Conduct, due to the measures taken to combat the Corona virus, it is permitted to use online tests offered by the providers as stated in Article 4.2 of the Code of Conduct (these are the language tests mentioned in foot note 13), if these tests are covered by sufficient quality guarantees, it is possible to use online tests offered by the suppliers mentioned in article 4.2 of the Code of Conduct.

IELTS	TOEFL Paper	TOEFL Internet	TOEIC ⁵⁷ Listening and Reading	TOEIC Speaking and Writing	Cambridge English grades and scale
7.5	625	113	790	400	Advanced (CAE) - Grade B (scale 194 - 199) Advanced (CAE) - Grade C (scale 191 - 193)
7.0	600	100	780	350	First (FCE) - Grade A (scale 185 and above) First (CAE) - Grade C (scale 185 and above)
6.5	575	90	720	310	Advanced (CAE) - Grade C (scale 180 - 184)

⁵⁵ During the period in which it is not possible to use the regular language tests as stated in Article 4.2 of the Code of Conduct, due to the measures taken to combat the Corona virus, it is permitted to use online tests offered by the providers as stated in Article 4.2 of the Code of Conduct (these are the language tests mentioned in foot note 13), if these tests are covered by sufficient quality guarantees, it is possible to use online tests offered by the suppliers mentioned in article 4.2 of the Code of Conduct. For example, the TOEFL iBT Special Home Edition test (covered by TOEFL internet).

⁵⁶ The table is not intended to mutually compare the language tests and/or scores mentioned. The aim is only to formulate the minimum scores for the accepted language tests listed for the admission of international students. There has been no referencing to the Common European Framework of Reference for Languages (CEFR) because the CEFR is a framework with level designations and not an English language test. A CEFR-level covers several scores of the language tests mentioned in the language tests mentioned in the table. Therefore, no level indication has been included, but a minimum score of a language test.

⁵⁷ The threshold values must be met for both parts of the TOEIC.

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					First (FCE) - Grade A (scale 180- 184) First (FCE) - Grade B (scale 176- 179)
6.0	550	80	670	290	First (FCE) - Grade B (scale 173- 175) First (FCE) - Grade C (scale 169- 172)
5.5	525	70	620	260	First (FCE) - Grade C (scale 162- 168)
5.0	500	60	600	240	First (FCE) - Grade C (scale 160- 161) B1 level certificate (scale 154 - 159)

If the institute has reasonable doubts about the certificate issued and, as a result, about the international student's command of English, the institute may set further requirements in addition to the prevailing language requirement relating to the language proficiency.

4.3 By way of derogation from the provisions of Article 4.2, an education institution may exempt international students whose previous education was in English from the obligation to take a language test. This also applies to the holder of the International Baccalaureate certificate for English A Language and Literature. The National Committee may request that the education institution submits a statement from Nuffic confirming that the prior education was provided in English. Furthermore, an education institution may exempt an international student from the obligation to take a language test if he/she holds a secondary education diploma from a country that is included in the list of diplomas drawn up by order of the associations of higher education institutions, as published on the website of the Code of Conduct.

In case of an exchange programme for a study programme of which the language of instruction is Dutch as well as a joint, double or multiple degree programme of which the language of instruction is Dutch, the agreement between the sending and receiving educational institution contains arrangements regarding the command of the minimum language level of English. The agreements must be in accordance with the standards set out in Article 4.2, whereby the language test referred to only has to be taken once. The educational institution provides access to the agreement with the sending educational institution upon request of the National Committee.

The educational institution for higher professional education in the field of art can set adjusted requirements concerning the level of English language skills. These are programmes which are registered in the Arts subsection of the Language and Culture section of the CROHO. These study programmes are subject to statutory additional requirements (Section 7.26a WHW), primarily in connection with the required artistic quality.

These study programmes test English language proficiency within the framework of the selection procedure and are exempted from the obligation to take a language test as described in Article 4.2. Given the special nature of these programmes, the management of the institution management establishes the desired language level and lays this down in the Education and Examination Regulations.

4.4 The educational institution will refuse the international student admission and/or enrolment in writing, stating reasons, if he/she does not meet the requirements set by the education institutional and/or the study programme. The educational institution specifies the legal remedies that the international student can use in connection with the refusal.

4.5 The educational institution that makes the admission and/or registration to the study programme dependent on the successful completion of a preparatory year, will ensure beforehand that the international student can be expected to successfully complete the preparatory year.

4.6 Upon enrolment, the higher education institution will request the student who must have a residence permit to agree in writing with the procedure by which the educational institution will report the student who must have residence permit - with or without prior notice - to the IND, in case the enrolment is terminated or it is determined that the student has not made sufficient progress as referred to in Articles 5.5 and 5.6.

APPENDIX 2 Valid Reasons for Not Participating in Programme Selection Activities

Introduction

There are at least two opportunities per programme to participate in the further programme selection activity; the dates are announced no later than 1 February prior to the year of enrolment.

Article 5 of these regulations lays down the requirements you have to meet. If you do not comply with the obligations, your application will be rejected.

The timely return of the digital intake is a formal obligation. If you fail to do so, your application will be rejected. Any appeal against the refusal of your enrolment because you did not submit the digital intake on time will be assessed on the same criteria as the other obligations for enrolment laid down in the HU Enrolment Regulations⁵⁸.

These criteria do not apply to absences during the programme selection activity (matching). An appeal to special circumstances is, in principle, insufficient reason for not complying with the enrolment obligations, but can be sufficient reason for absence during the programme selection activity (matching). The main thing is that you always cancel if you cannot participate (unless the specific circumstance makes this impossible). If you cancel with a valid reason, you will be given a new opportunity to participate in the programme selection activity (matching). If there is no further opportunity to participate, the programme will offer you an (online) individual-study interview or you will be granted an exemption from participation.

Procedure for Evaluating Reason for Absence

The institute director will decide whether there is a valid reason for your absence and whether or not you will be given another opportunity to participate in the programme selection activity (matching). The institute director may, if required, seek advice from the student counsellors to determine whether a valid reason exists. The student counsellors will issue the advice in writing. The institute director may deviate from this advice.

Which Reasons are Substantively Valid and which Not?

- A. Legal
- B. General criteria when examining the reason for cancellation
- C. Additional guidelines from the Student Counselling Service

A. *Legal*

In connection with valid reasons, the Explanatory Memorandum to the 'Wet kwaliteit verscheidenheid' sets out:

"special or personal circumstances of the prospective student that prevented him/her from participating in the activities. Examples are: special family circumstances or illness, but also the situation that two institutions have organised interviews at two very different locations in the Netherlands on the same day, the prospective student's educational obligations or a public transport strike." (WP 10140 K-2 page 69)

⁵⁸ Extensive case law has been developed within HU, see site complaints guide, opinions GAC on enrolment.

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Valid reasons as referred to in Section 7.31b(3) WHW are the following:

- a) Participation in an internal examination, test or national examination;
- b) participation in another programme selection check;
- c) illness or childbirth;
- d) physical-, sensory - or functional disorder;
- e) special family circumstances, including the special circumstances of the person with whom you are living together or are in a long-standing LAT relationship;
- f) compulsory participation in an activity related to top-level sport, as referred to in the HU Regulations for Top-Level Sport;
- g) other circumstances which, if the request as referred to in paragraph 3 of this article were not to be granted, would - at the discretion of the education manager - lead to an exceptional case of extreme unfairness.

B General criteria

The following criteria apply to the question of whether the special circumstance was also sufficient reason for absence:

- was the reason mentioned unforeseen?
- was it force majeure?
- was there no freedom of choice?
- were there no possible solutions to get to the matching?
- can it be proved with objective evidence?

C Additional guidelines

Based on the general special circumstances and the general criteria, the special circumstances can be completed as follows:

Valid reasons:

- Supplement to Sub C, Illness or Childbirth and Sub E, Functional Impairment:**
 - an accident
 - surgery
 - chronic medical conditions intensifying at the time of matching (epileptic fit, migraine attack, for example)
 - temporary unexpected acute illness (hospitalisation, first aid, crisis service)
 - in all cases to be supported by objective evidence
- Supplement to Sub E, Special Family Circumstances:**
 - funeral or marriage of relatives or close friends on the day of the matching
 - very recent death of relatives and close friends within one week before the matching
 - special family circumstances that have a major impact on daily life at the time of the matching
 - in all cases to be supported by objective evidence
- Supplement to Sub F, Top-Level Sport**
 - match
 - training camp
 - stay abroad for matches / training
 - in all cases to be supported by objective evidence
- Supplement to Sub G, Other Circumstances:**
 - Calamities and crisis situations outside own sphere of influence, i.e. situations in which 112 / fire brigade / police / crisis service are (or must) be called in

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- Severe weather and traffic conditions of a national character, for which an alert has been issued in the respective region(s) (orange or red alert)
- Scheduled appointments that cannot be cancelled, cannot be rescheduled or have disproportionately large negative consequences in the event of cancellation/rescheduling.

Examples:

- obligatory appointment with a municipal authority whereby the authority has indicated that if the appointment is not complied with, eviction / cessation of benefits / etc. will be effected;
 - medical appointments with a doctor or care provider which, if cancelled, will lead to discontinuation of treatment or increased waiting time for treatment.
- in all cases to be supported by objective evidence

Non-Valid Reasons:

- If you do not cancel and/or do not contact and/or do not respond to attempts to contact you from the HU
- Temporary illness without proof (fever, flu, headache)
- Events and reports of events that are part of everyday life (birthdays, failing a driving test, being turned down for a job application, etc.)
- Regular weather and traffic conditions: participants should anticipate possible obstacles
- Cultural/religious commandments/prohibitions. In principle, this does not constitute a valid reason.
- Holidays: not valid, unless they were booked before the dates of the matching were known, i.e. before 1 January, and they cannot be rescheduled or cancelled without disproportionate consequences.
- Course/study abroad: not valid, unless the course/study had already started before the matching dates were known, i.e. before 1 February of the year of intended enrolment, and the study is taking place outside the border regions of the Netherlands
- Travel expenses for matching