

MEMORANDUM OF UNDERSTANDING

between

**Technological Higher Education Association,
Ireland**

and

Colleges Ontario



November 20, 2016



PARTIES TO THE MEMORANDUM

The Parties to this Memorandum of Understanding are the **Technological Higher Education Association** (hereinafter referred to as “**THEA**”), a not-for-profit company with charitable status, whose address is at 1st Floor Fumbally Square, Fumbally Lane, Dublin 8 and **Colleges Ontario**, the advocacy and outreach association of Ontario’s 24 Colleges of Applied Arts and Technology, located at 20 Bay Street, Suite 1600, Toronto Ontario, M5J 2N8.

THEA is the representative body for 14 Institutes of Technology in Ireland:

Athlone Institute of Technology
Institute of Technology, Blanchardstown
Institute of Technology, Carlow
Cork Institute of Technology
Dublin Institute of Technology
Dundalk Institute of Technology
Dún Laoghaire Institute of Art, Design and Technology
Galway-Mayo Institute of Technology
Letterkenny Institute of Technology
Limerick Institute of Technology
Institute of Technology, Sligo
Institute of Technology, Tallaght
Institute of Technology, Tralee
Waterford Institute of Technology

Colleges Ontario is the representative body for the 24 Colleges of Applied Arts and Technology in Ontario, Canada:

Algonquin College of Applied Arts and Technology
Cambrian College of Applied Arts and Technology
Canadore College of Applied Arts and Technology
Centennial College of Applied Arts and Technology
Collège Boréal d'arts appliqués et de technologie
Conestoga College Institute of Technology and Advanced Learning
Confederation College of Applied Arts and Technology
Durham College of Applied Arts and Technology
Fanshawe College of Applied Arts and Technology
George Brown College of Applied Arts and Technology
Georgian College of Applied Arts and Technology
Humber College Institute of Technology and Advanced Learning
La Cité le collège d'arts appliqués et de technologie
Lambton College of Applied Arts and Technology
Loyalist College of Applied Arts and Technology
Mohawk College of Applied Arts and Technology
Niagara College of Applied Arts and Technology
Northern College of Applied Arts and Technology
St. Clair College of Applied Arts and Technology
St. Lawrence College of Applied Arts and Technology
Sault College of Applied Arts and Technology
Seneca College of Applied Arts and Technology
Sheridan College Institute of Technology and Advanced Learning
Sir Sandford Fleming College of Applied Arts and Technology

OBJECTIVE

The Parties, subject to the terms of this Memorandum of Understanding, and the laws, rules, regulations and government policies from time to time in force in each organisation's country and/or province, will strengthen, promote and develop co-

operation in education, training, research, development and innovation on the basis of equality and mutual benefit. Specific agreements in areas of common interest between the Ontario Colleges of Applied Arts and Technology and the Irish Institutes of Technology will be appended to this Master Agreement in the form of schedules as they are developed.

PRINCIPLES FOR CO-OPERATION

The principles of co-operation for this Memorandum of Understanding, and any specific agreements between the individual institutions that are members of Colleges Ontario and THEA are as follows:

1. The uniqueness of the postsecondary educational systems and educational approaches in each jurisdiction shall be respected.
2. The co-operation shall result in enhancing the learning experiences of students and the enrichment of faculty.
3. The co-operation shall advance the quality of career-oriented postsecondary education and training and/or applied research.

AREAS OF CO-OPERATION

THEA and Colleges Ontario will, subject to the laws, rules, regulations and national policies from time to time in force, governing the subject matter in their respective countries and/or province, take the necessary steps to encourage and promote co-operation in the following areas:

- Degree completion opportunities at the Irish Institutes (up to PhD level) for graduates of Ontario colleges

- Opportunities for graduates of the Irish Institutes in Graduate Certificate programs in Ontario colleges
- Professional development of faculty and administrative staff (to include access to the Masters in Teaching approved in the Irish system)
- Faculty, student and administrative exchanges
- Partnerships in innovation and applied research, including potential for joint research
- Distance education

The list is not exhaustive and other areas of collaboration and co-operation may be agreed to by the Parties, and included within the terms of the Memorandum of Understanding.

FINANCIAL ARRANGEMENTS

The parties agree that, where tuition fees are payable for study in the Irish Institutes of Technology or the Ontario colleges, there will be an agreed approach to the determination of the appropriate fees, including any scholarship arrangements. The Parties recognise and accept the importance of giving advance notice to students of the likely full cost of completing programmes of study.

The parties note and accept that individual member institutions may exclude themselves from an agreement on fees. But any exemption to the fees protocol will be communicated to students well in advance of the start of the programme of study.

INTELLECTUAL PROPERTY

The Parties agree that the ownership of intellectual property developed within the Irish Institutes of Technology or Ontario colleges belongs to those institutions and no action will be taken to compromise such ownership. In the event that intellectual property is derived through the operation of this Memorandum of Understanding, the Parties, and the respective institutions, will seek to reach agreement on ownership.

EFFECT OF MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding serves only as a record of the Parties' intentions and does not constitute or create, and is not intended to constitute or create obligations under domestic or international law and will not give rise to any legal process and will not be deemed to constitute or create any legally binding or enforceable obligations, express or implied.

ENTRY INTO EFFECT AND DURATION

In accordance with the provisions of the original Memorandum of Understanding signed on November 28th 2011, an extension for a period of five (5) years is hereby agreed to.

This Memorandum of Understanding may be extended for a further period as may be agreed to in writing by the Parties.

SETTLEMENT OF DISPUTES

Any difference or dispute between the Parties concerning the interpretation and/or implementation and/or application of any of the provisions of this Memorandum of Understanding shall be settled amicably through mutual consultation and/or negotiations between the Parties.

SUSPENSION AND TERMINATION

Each Party reserves the right for reasons of national security, national interest, public order or public health to suspend temporarily, either in whole or in part, the implementation of this Memorandum of Understanding which suspension shall take effect immediately after written notification has been given to the other Party.

Either Party may terminate this Memorandum of Understanding by giving six months written notice to the other party. In the event of such notice being given, the Parties agree that students will not be disadvantaged in the completion of their programmes of study.

**OFFICERS RESPONSIBLE
FOR MANAGING THE MEMORANDUM OF UNDERSTANDING**

The Chief Executive Officer of THEA and the President and Chief Executive Officer of Colleges Ontario will have responsibility for managing the implementation of the terms of this Memorandum of Understanding. This responsibility may be delegated to relevant members of the staff of each organization.

SIGNED by
for and on behalf of
**Technological Higher Education
Association**

Thomas Stone

20/11/16

Date:

SIGNED by
for and on behalf of
Colleges Ontario

Frank

20/11/16

Date:

in the presence of

P. Davis

27/1/16

Date:

in the presence of

[Signature]

Nov 30/16

Date: