
STATUTORY RULES OF NORTHERN IRELAND

2012 No. 398

**The Education (Student Support) (No. 2)
Regulations (Northern Ireland) 2009 (Amendment)
(No. 2) Regulations (Northern Ireland) 2012**

Amendment of the Education (Student Support) (No. 2) Regulations (Northern Ireland) 2009

10. For regulation 48(7) substitute—

“(7) In this regulation—

A is the aggregate of—

- (a) the residual income of the eligible student’s partner for the prior financial year;
- (b) the residual income of the eligible student’s adult dependants for the prior financial year; and
- (c) subject to paragraph (7B), (7C) or (7D), the net income of the eligible student’s dependent children for the prior financial year”.

Where the student begins the course before 1st September 2013, *B* is—

- (a) £1,182 where the eligible student has no dependent child;
- (b) £3,543 where the eligible student is not a lone parent and has one dependent child;
- (c) £4,721 where the eligible student—
 - (i) is not a lone parent and has more than one dependent child; or
 - (ii) is a lone parent and has one dependent child;
- (d) £5,910 where the eligible student is a lone parent and has more than one dependent child.

Where the student begins the course on or after 1st September 2013, *B* is—

- (a) £6,182 where the eligible student has no dependent child;
- (b) £8,543 where the eligible student is not a lone parent and has one dependent child;
- (c) £9,721 where the eligible student—
 - (i) is not a lone parent and has more than one dependent child; or
 - (ii) is a lone parent and has one dependent child;
- (d) £10,910 where the eligible student is a lone parent and has more than one dependent child.

(7A) For the purposes of paragraph (7), the current course is treated as beginning before 1st September 2013 in relation to a student “A” where A transfers to the current course pursuant to regulation 8 on or after 1st September 2013 from a designated course beginning before 1st September 2013.

(7B) Where the Department is satisfied that the net income of the eligible student’s dependent children in the financial year beginning immediately before the relevant year

(“the current financial year”) is likely to be not more than 95 per cent of the sterling value of their net income in the prior financial year the Department may, for the purpose of enabling the eligible student to attend the course without hardship, ascertain the dependent children’s net income for the current financial year.

(7C) In the event that paragraph (7B) or this paragraph is applied in the previous academic year of the current course and the Department is satisfied that the net income of the eligible student’s dependent children in the financial year beginning immediately before the relevant year (“the current financial year”) is likely to be not more than 95 per cent of the sterling value of their net income in the previous financial year the Department may, for the purpose of enabling the eligible student to attend the course without hardship, ascertain the dependent children’s net income for the current financial year.

(7D) In an academic year immediately following one in which the Department has ascertained the eligible student’s dependent children’s net income for the current financial year under paragraph (7B) and, where applicable, under sub-paragraph (7C) the Department must ascertain the dependent children’s net income in the preceding financial year.”.