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STATUTORY INSTRUMENTS

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**2008 No. 1582**

**The Education (Student Support) (No.2) Regulations 2008**

**PART 4**

**FEE SUPPORT**

**CHAPTER 5**

**FEE CONTRIBUTION LOANS FOR OLD SYSTEM STUDENTS**

**Availability of fee contribution loans to old system students**

**34.** An old system student qualifies for a fee contribution loan in respect of an academic year of a designated course if—

- (a) the student qualifies for a grant for fees in respect of that year or would have qualified if the student had applied for the grant (even if the amount is or would have been nil); and
- (b) the designated course is provided by or on behalf of an institution that was publicly funded as at 1st August 2005.

**Amount of the fee contribution loan**

**35.—(1)** Where an old system student applies for a grant for fees and a fee contribution loan, the amount of the fee contribution loan in respect of an academic year of the designated course is the amount for which the student applies not exceeding the difference between the basic amount of the grant determined under regulation 31 or 32 and the amount of the grant that is payable after the application of the contribution in accordance with regulation 98.

(2) Where the only fee support for which an old system student applies is a fee contribution loan, the maximum amount for which the student may apply in respect of an academic year is the lesser of—

- (a) £1,285 or, if any of the cases set out in regulation 24(3) apply, £640; and
- (b) the fees payable by the student in connection with the academic year.

(3) An old system student may apply to borrow an additional amount of fee contribution loan where—

- (a) the Secretary of State determines that the maximum amount of fee contribution loan should be increased (including an increase from nil) as a result of a reassessment of the student's contribution or otherwise; and
- (b) the Secretary of State considers that the increase in the maximum amount does not result from the old system student—
  - (i) failing to provide information promptly which might affect the student's ability to qualify for a grant for fees or fee contribution loan or the amount of grant for fees or fee contribution loan for which the student qualifies; or
  - (ii) providing information which is inaccurate in any material particular.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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(4) The additional amount under paragraph (3) is an amount which when added to the amount already applied for does not exceed the increased maximum.

(5) Where an old system student (“A”) has applied for a fee contribution loan of less than the maximum amount to which A is entitled, A may apply to borrow an additional amount which, when added to the amount already applied for, does not exceed the relevant maximum applicable in A’s case.