

---

STATUTORY INSTRUMENTS

---

**2018 No. 137**

**The Education (Student Fees, Awards and Support) (Amendment) Regulations 2018**

**PART 3**

**AMENDMENT OF THE EDUCATION (POSTGRADUATE MASTER'S DEGREE LOANS) REGULATIONS 2016**

**Amendments relating to support available to persons granted stateless leave and their families**

**14.**—(1) In regulation 2(1) (interpretation), after the definition of “person granted humanitarian protection”, insert—

““person granted stateless leave” means a person who—

- (a) has extant leave to remain as a stateless person under the immigration rules (within the meaning given in section 33(1) of the Immigration Act 1971); and
- (b) has been ordinarily resident in the United Kingdom and Islands throughout the period since the person was granted such leave.”.

(2) In regulation 8(b) (events), after “becomes”, insert “a person granted stateless leave or”.

(3) In Schedule 1(1) (eligible students), Part 2 (categories), after paragraph 4, insert—

**“Persons granted stateless leave and their family members**

**4A.**—(1) A person granted stateless leave who—

- (a) is ordinarily resident in England on the first day of the first academic year of the course; and
- (b) has been ordinarily resident in the United Kingdom and Islands throughout the three-year period preceding the first day of the first academic year of the course.

(2) A person—

- (a) who—
  - (i) is the spouse or civil partner of a person granted stateless leave; and
  - (ii) on the leave application date, was the spouse or civil partner of a person granted stateless leave;
- (b) who is ordinarily resident in England on the first day of the first academic year of the course; and
- (c) who has been ordinarily resident in the United Kingdom and Islands throughout the three-year period preceding the first day of the first academic year of the course.

- (3) A person—
  - (a) who—
    - (i) is the child of a person granted stateless leave or the child of the spouse or civil partner of a person granted stateless leave; and
    - (ii) on the leave application date, was the child of a person granted stateless leave or the child of a person who, on the leave application date, was the spouse or civil partner of a person granted stateless leave;
  - (b) was under 18 on the leave application date;
  - (c) is ordinarily resident in England on the first day of the first academic year of the course; and
  - (d) has been ordinarily resident in the United Kingdom and Islands throughout the three-year period preceding the first day of the first academic year of the course.

(4) In this paragraph, “leave application date” means the date on which the person granted stateless leave made an application to remain in the United Kingdom as a stateless person under the immigration rules (within the meaning given in section 33(1) of the Immigration Act 1971).”.