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STATUTORY INSTRUMENTS

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**2019 No. 142**

**EDUCATION, ENGLAND**

**The Education (Student Fees, Awards and Support etc.) (Amendment) Regulations 2019**

<i>Made</i>	- - - -	<i>28th January 2019</i>
<i>Laid before Parliament</i>		<i>31st January 2019</i>
<i>Coming into force</i>	- -	<i>21st February 2019</i>

The Secretary of State, in exercise of the powers conferred by sections 1 and 2 of the Education (Fees and Awards) Act 1983(1) , sections 22 and 42(6) of the Teaching and Higher Education Act 1998(2) and section 10(4)(b) of the Higher Education and Research Act 2017(3), makes the following Regulations:

**PART 1**

**GENERAL**

**Citation, commencement and application**

**1.—(1)** These Regulations may be cited as the Education (Student Fees, Awards and Support etc.) (Amendment) Regulations 2019 and come into force on 21st February 2019.

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- (1) 1983 c. 40. Section 1 was amended by: paragraph 91 of Part 2 of Schedule 12 to the Education Reform Act 1988 (c. 40); paragraph 19 of Part 1 of Schedule 8 to the Further and Higher Education Act 1992 (c. 13); paragraph 8 of Schedule 9 to the Further and Higher Education (Scotland) Act 1992 (c. 37); paragraph 7 of Schedule 2 to the Education Act 1994 (c. 30); paragraph 57 of Schedule 37 to the Education Act 1996 (c. 56); paragraph 5 of Schedule 3 to the Teaching and Higher Education Act 1998 (c. 30); paragraph 11 of Schedule 9 to the Learning and Skills Act 2000 (c. 21); paragraph 5 of Schedule 21, and Part 3 of Schedule 22, to the Education Act 2002 (c. 32); paragraph 9 of Schedule 14 to the Education Act 2005 (c. 18); paragraph 5 of Schedule 5, and paragraph 5 of Schedule 16, to the Education Act 2011 (c. 21); paragraph 33 of Part 2 of Schedule 14 to the Deregulation Act 2015 (c. 20); S.I. 2005/3238, 2010/1080 and 2010/1158. Section 2 was amended by Schedule 4 to the Teaching and Higher Education Act 1998.
- (2) 1998 c. 30. Section 22 was amended by: section 146(2) of, and Schedule 11 to, the Learning and Skills Act 2000 (c. 21); paragraph 236 of Part 2 of Schedule 6 to the Income Tax (Earnings and Pensions) Act 2003 (c. 1); section 147(3) of the Finance Act 2003 (c. 14); sections 42(1) and 43(2) and (3) of, and Schedule 7 to, the Higher Education Act 2004 (c. 8); section 257(2) of the Apprenticeships, Skills, Children and Learning Act 2009 (c. 22); section 76(1) and (2)(a) of the Education Act 2011 (c. 21) and S.I. 2013/1881. Section 22 is also amended by section 86(2) to (7) of the Higher Education and Research Act 2017 (c. 29) but those amendments are not yet in force. Section 43(1) defines “prescribed” and “regulations”.
- (3) 2017 c. 29.

(2) Subject to paragraphs (3) and (4), these Regulations apply in relation to the provision of support to students in relation to an academic year which begins on or after 1st August 2019, whether anything done under these Regulations is done before, on or after that date or whether a course begins before, on or after that date.

(3) The following regulations apply in relation to the provision of support to students in relation to a course which begins on or after 1st August 2019 whether anything done under these Regulations is done before, on or after that date—

- (a) regulation 11(3) to (5) and (9) to (11) but only insofar as those provisions relate to an accelerated course;
- (b) regulation 36 to 39;
- (c) regulation 43(3);
- (d) regulation 45;
- (e) regulation 46(3) and (4);
- (f) regulation 50(b) to (d); and
- (g) regulation 53.

(4) Regulations 44, 51 and 52 apply in relation to the provision of support to students in relation to a course which begins on or after 1st August 2019, except where the student transfers on to the course from a course which began before that date. Where regulations 44, 51 and 52 apply, they apply regardless of whether anything done under these Regulations is done before, on or after 1st August 2019.

(5) In paragraph (2), “academic year” means the period of twelve months beginning with 1st January, 1st April, 1st July or 1st September of the calendar year in which the academic year of the course in question begins, according to whether the academic year of the course begins, respectively—

- (a) on or after 1st January and before 1st April;
- (b) on or after 1st April and before 1st July;
- (c) on or after 1st July and before 1st August; or
- (d) on or after 1st August and on or before 31st December.

## PART 2

### AMENDMENT OF THE EDUCATION (STUDENT SUPPORT) REGULATIONS 2011

#### **Amendment of the Education (Student Support) Regulations 2011**

2. Regulations 3 to 36 amend the Education (Student Support) Regulations 2011(4) as follows.

#### **Amendment of regulation 2**

3.—(1) Regulation 2 (interpretation) is amended as follows.

(2) In paragraph (1)—

- (a) after the definition of “the 1998 Act”, insert—

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(4) [S.I. 2011/1986](#), as amended by [S.I. 2012/1653](#), [2013/235](#), [2013/630](#), [2013/1728](#), [2013/3106](#), [2014/1766](#), [2014/2103](#), [2014/2765](#), [2015/1951](#), [2016/270](#), [2016/584](#), [2017/52](#), [2017/114](#), [2017/204](#), [2018/136](#), [2018/137](#), [2018/434](#), [2018/443](#), [2018/472](#) and [2018/599](#).

- “the 2017 Act” means the Higher Education and Research Act 2017<sup>(5)</sup>;
- (b) for the definition of “accelerated course”<sup>(6)</sup>, substitute—
- ““accelerated course” means—
- (i) where the course begins before 1st August 2019, a course which persons undertaking it are normally required by the institution providing it to attend (whether at premises of the institution or elsewhere) for a period of at least 40 weeks in the final year, being a course of two academic years’ duration; or
- (ii) where the course begins on or after 1st August 2019, a higher education course as defined in section 83(1) of the 2017 Act where the number of academic years applicable to the course is at least one fewer than would normally be the case for that course or a course of equivalent content leading to the grant of the same or an equivalent academic award;”;
- (c) after the definition of “accelerated course”, insert—
- ““accredited institution” means an institution accredited by the Secretary of State under regulation 11 of the Education (School Teachers’ Qualifications) (England) Regulations 2003<sup>(7)</sup>”;
- (d) after the definition of “allied health profession subject”, insert—
- ““approved provider” and “approved (fee cap) provider” mean English higher education providers registered in the approved and approved (fee cap) parts of the register respectively;”;
- (e) in the definition of “authority-funded”<sup>(8)</sup>, omit sub-paragraph (a);
- (f) in the definition of “compressed degree course”, before “determined”, insert “which begins before 1st August 2019 and which is”
- (g) in the definition of “compressed degree student”, for sub-paragraph (b), substitute—
- “(b) began the course before 1st August 2019; and”;
- (h) after the definition of “end-on course”, insert—
- ““English higher education provider” has the meaning given by section 83(1) of the 2017 Act;”;
- (i) in the definition of “fees”, for “section 41(1) of the Higher Education Act 2004<sup>(9)</sup>”, substitute “section 85(2) of the 2017 Act;”;
- (j) after the definition of “healthcare tuition payment”, insert—
- ““high level quality rating” has the meaning given by paragraph 2(3) of Schedule 2 to the 2017 Act;”;
- (k) after the definition of “Institute”, insert—
- ““institution” in relation to England includes an English higher education provider;”;
- (l) after the definition of “non-regulated institution”, insert—
- ““OfS” means the Office for Students, as established by section 1(1) of the 2017 Act;”;

(5) 2017 c. 29.

(6) The definition of “accelerated course” inserted by regulation 3(2)(b)(i) is the existing definition in regulation 2(1) of [S.I. 2011/1986](#). The definition inserted by regulation 3(2)(b)(ii) is that contained in paragraph 4(2) of Schedule 2 to the 2017 Act.

(7) [S.I. 2003/1662](#), as amended by paragraph 2 of Schedule 5 to the Education Act 2005 (c. 18), [S.I. 2012/431](#) and [2016/1123](#).

(8) The definition of “authority-funded” was inserted by the Education (Student Support and European University Institute) (Amendment) Regulations [2013/1728](#).

(9) 2004 c. 8. Sections 22 to 41 were revoked by paragraph 30 of Schedule 11 to the 2017 Act, subject to transitional and saving provisions contained in regulation 3 and 13 of [S.I. 2018/245](#).

- (m) omit the definition of “qualifying student”;
- (n) after the definition of “refugee”, insert—
  - ““register(10)” means the register established and maintained by the OfS under section 3 of the 2017 Act;”;
- (o) before the definition of “regulated institution”, insert—
  - ““registered provider” means an English higher education provider which is registered in the register and “unregistered provider” is to be construed accordingly;”.
- (3) In paragraph (2)—
  - (a) in sub-paragraph (b), at the end, omit “and”;
  - (b) in sub-paragraph (c), at the end, for “.”, substitute “; and”;
  - (c) after sub-paragraph (c), insert—
    - “(d) a course which began before 1st August 2019.”.

### **Amendment of regulation 5**

4.—(1) Regulation 5(11) (designated courses) is amended as follows.

(2) For paragraph (1)(d), substitute—

- “(d) either—
  - (i) wholly provided by a registered provider, or provided by a registered or unregistered provider on behalf of a registered provider in England;
  - (ii) wholly provided by an authority-funded institution in Scotland or Northern Ireland, or in Wales where the course began before 1st September 2017;
  - (iii) provided by a registered provider on behalf of an authority-funded institution in Scotland or Northern Ireland, or in Wales where the course began before 1st September 2017;
  - (iv) provided by a registered provider on behalf of a regulated institution in Wales where the course begins on or after 1st September 2017;
  - (v) provided by an institution situated in Scotland, Northern Ireland or Wales on behalf of a registered provider in England, or by a publicly funded institution situated in Scotland, Northern Ireland or Wales on behalf of an authority-funded institution in Scotland or Northern Ireland, or in Wales where the course began before 1st September 2017;
  - (vi) provided by a publicly funded institution in Scotland, Northern Ireland or Wales on behalf of a regulated institution in Wales where the course begins on or after 1st September 2017;
  - (vii) provided by a registered provider in England in conjunction with an institution which is situated outside the United Kingdom;
  - (viii) provided by an authority-funded institution in Scotland or Northern Ireland, or in Wales where the course began before 1st September 2017, in conjunction with an institution which is situated outside the United Kingdom; or

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(10) The register of English higher education providers is available at <https://www.officeforstudents.org.uk/advice-and-guidance/the-register/the-ofs-register/>.

(11) Regulation 5 was amended by S.I. 2013/1728, 2013/3106, 2014/2765, 2015/1951, 2017/114, 2018/136, 2018/137, 2018/434 and 2018/443.

- (ix) provided by a regulated institution in Wales or a regulated institution in Wales in conjunction with an institution which is situated outside the United Kingdom, where that course begins on or after 1st September 2017;”.
- (3) In paragraph (1)(e)(i), after “section 214(2)”, insert “(za), (zb)(12), ”.
- (4) After paragraph (2), insert—
  - “(2ZA) A course is not a designated course if its designation has been revoked or is suspended under paragraph (11).”.
- (5) In paragraph (7)(d), after “a private institution”, insert “in Scotland, Northern Ireland or Wales, or by a private institution which is an unregistered provider in England”.
- (6) In paragraph (11), for “paragraph (10)”, substitute “this regulation”.

### **Amendment of regulation 7**

- 5.—(1) Regulation 7(2)(13) (transfer of status) is amended as follows.
- (2) For sub-paragraph (a), substitute—
  - “(a) on the recommendation of the academic authority A ceases one course and starts to attend or undertake another designated course which is not an accelerated course;”.
- (3) For sub-paragraph (b), substitute—
  - “(b) A starts to attend or undertake a designated course which is not an accelerated course at another institution;”.

### **Amendment of regulation 12**

- 6.—(1) Regulation 12(14) (previous course) is amended as follows.
- (2) For the words “a compressed degree course”, in each place in which they occur, substitute “an intensive course”.
- (3) In paragraph (2), for sub-paragraph (a), substitute—
  - “(a) the course was provided by an institution which was a registered provider in England or by a publicly funded institution in the United Kingdom for some or all of the academic years during which the student attended or undertook the course;
  - (aa) the course was provided by an accredited institution which was an unregistered provider for some or all of the academic years during which the student attended or undertook the course; or”.
- (4) In paragraph (3)—
  - (a) in sub-paragraph (a)—
    - (i) before “a publicly funded institution”, insert “a registered provider or”;
    - (ii) after “United Kingdom”, insert “or a regulated institution”;
    - (iii) after “undertook the course;”, omit “or”;
  - (b) before sub-paragraph (b), insert—

(12) Section 214(2)(a) of the Education Reform Act 1988 (c. 40) was amended by the Further and Higher Education Act 1992 (c.13), section 93(1) and Schedule 8, paragraph 48. Paragraphs (za) and (zb) were inserted into section 214(2) of the Education Reform Act 1988 by section 53(2) of the 2017 Act.

(13) Regulation 7 was amended by S.I. 2015/1951.

(14) Regulation 12 was amended by S.I. 2014/2765, 2017/114, 2018/136, 2018/137, 2018/434 and 2018/443.

“(aa) the course was provided by an accredited institution which was an unregistered provider for some or all of the academic years during which the student attended or undertook the course; or”.

#### **Amendment of regulation 16**

7. In regulation 16(a) (students becoming eligible in the course of an academic year), before “the relevant event”, insert “, with the exception of an event mentioned in paragraph (a) of that regulation,”.

#### **Amendment of regulation 17**

8. In regulation 17(a)(15) (events), after “designated course”, insert—  
 “under regulation 5(10) or by virtue of the course being provided by or on behalf of an English higher education provider which becomes a registered provider”.

#### **Amendment of regulation 18**

9. In regulation 18(16) (students to be treated as in attendance on a course), for the words “a compressed degree student”, in both places in which they occur, substitute “a student undertaking an intensive course”.

#### **Amendment of regulation 22**

10. In regulation 22(2)(17) (standard entitlement of current system students on end-on courses and certain degree courses), for “a compressed degree course”, substitute “an intensive course”.

#### **Amendment of regulation 23**

11.—(1) Regulation 23 (amount of the fee loan) is amended as follows.

(2) After paragraph (1), insert—

“(1A) In this regulation “new accelerated course” means an accelerated course which begins on or after 1st August 2019.”.

(3) In paragraph (3)(18)—

- (a) in sub-paragraph (a), after “applies;”, omit “or”;
- (b) in sub-paragraph (b)(ii), for “a publicly funded institution”, substitute “an approved (fee cap) provider”;
- (c) in sub-paragraph (b)—
  - (i) after “paragraph”, insert “(3)(d),”;
  - (ii) for “applies.”, substitute “applies;”;
- (d) after sub-paragraph (b), insert—
  - “(c) £9,250 where the current course is a course for the initial training of teachers provided by an accredited institution which is an unregistered provider, unless paragraph (6)(b), (6A)(b), (6B)(b) or (6C) applies; or

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(15) Regulation 17 was amended by [S.I. 2018/137](#).

(16) Regulation 18 was amended by [S.I. 2013/1728](#).

(17) Regulation 22 was amended by [S.I. 2012/1653](#), [2013/1728](#), [2013/3106](#) and [2015/1951](#).

(18) Paragraph (3) of regulation 23 was amended by [S.I. 2012/1653](#), [2013/1728](#) and [2017/114](#).

- (d) where the current course is a new accelerated course provided by or on behalf of an approved (fee cap) provider in England—
  - (i) £11,100 unless paragraph (7A), (7B) or (7C) applies;
  - (ii) £2,220 where paragraph (7A) applies; or
  - (iii) £1,660 where paragraph (7B) or (7C) applies.”.
- (4) For paragraph (4)(19), substitute—
  - “(4) Where the current course begins on or after 1st September 2012 and—
    - (a) is provided by an approved provider in England (other than on behalf of an approved (fee cap) provider, a publicly funded institution or a regulated institution);
    - (b) is provided by an unregistered provider, a private institution or a non-regulated institution on behalf of an approved provider; or
    - (c) is provided by an unregistered provider in England (other than on behalf of an approved or an approved (fee cap) provider where the course began before 1st August 2019; and
    - (d)
      - (i) in a case specified in sub-paragraph (a) or (b) the provider of the course does not have a high level quality rating; or
      - (ii) in a case specified in sub-paragraph (c) the provider of the course did not have a high level quality rating in the academic year starting before 1st August 2019,
  - the “maximum amount” is the amount specified in paragraph (4ZA).
- (4ZA) The maximum amount is—
  - (a) £6,000, unless sub-paragraph (e), or paragraph (7), (7A), (7B) or (8) applies;
  - (b) £3,000 where paragraph (7) applies and sub-paragraph (e) does not apply;
  - (c) £1,200 where paragraph (7A) applies and sub-paragraph (e) does not apply;
  - (d) £900 where paragraph (7B) applies and sub-paragraph (e) does not apply; or
  - (e) in the case of a new accelerated course—
    - (i) £7,200, unless paragraph (7A) or (7B) applies;
    - (ii) £1,440 where paragraph (7A) applies; or
    - (iii) £1,080 where paragraph (7B) applies.”.
- (5) For paragraph (4A)(20), substitute—
  - “(4A) Where the current course begins on or after 1st September 2012 and—
    - (a) is provided by an approved provider, a private institution or a non-regulated institution (other than on behalf of an approved (fee cap) provider, a publicly funded institution or a regulated institution);
    - (b) is provided by an unregistered provider in England on behalf of an approved provider; or
    - (c) is provided by an unregistered provider in England (other than on behalf of an approved or an approved (fee cap) provider) where the course began before 1st August 2019; and

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(19) Paragraph (4) of regulation 23 was amended by [S.I. 2013/1728](#) and [2017/114](#).

(20) Paragraph (4A) of regulation 23 was inserted by [S.I. 2017/114](#).



- (d) (i) in a case specified in sub-paragraph (a) or (b) the provider of the course has a high level quality rating; or
  - (ii) in a case specified in sub-paragraph (c) the provider of the course had a high level quality rating in the academic year starting before 1st August 2019,
- the “maximum amount” is the amount specified in paragraph (4B).

(4B) The maximum amount is—

- (a) £6,165, or £7,400 in the case of a new accelerated course, unless paragraph (7), (7A), (7B) or (8) applies;
- (b) £3,080 where paragraph (7) applies and the current course is not an accelerated course;
- (c) £1,230, or £1,475 in the case of a new accelerated course, where paragraph (7A) applies and the course is provided by an approved provider in England (other than on behalf of an approved (fee cap) provider, a publicly funded institution or a regulated institution);
- (d) £1,230 where paragraph (7A) applies, the course is provided by a private institution in Wales (other than on behalf of an approved (fee cap) provider or a publicly funded institution) and began before 1st September 2017;
- (e) £1,230 where paragraph (7A) applies, the course is provided by a non-regulated institution in Wales (other than on behalf of an approved (fee cap) provider, a publicly funded institution or a regulated institution) and the course begins on or after 1st September 2017;
- (f) £3,080 where paragraph (7A) applies and the course is provided by a private institution in Northern Ireland or Scotland (other than on behalf of an approved (fee cap) provider, a publicly funded institution or a regulated institution);
- (g) £920, or £1,105 in the case of a new accelerated course, where paragraph (7B) applies and the course is provided by an approved provider in England (other than on behalf of an approved (fee cap) provider, a publicly funded institution or a regulated institution);
- (h) £920 where paragraph (7B) applies, the course is provided by a private institution in Wales (other than on behalf of an approved (fee cap) provider or a publicly funded institution), and began before 1st September 2017;
- (i) £920 where paragraph (7B) applies, the course is provided by a non-regulated institution in Wales (other than on behalf of an approved (fee cap) provider, a publicly funded institution or a regulated institution), and begins on or after 1st September 2017;
- (j) £3,080 where paragraph (7B) applies and the course is provided by a private institution in Northern Ireland or Scotland (other than on behalf of an approved (fee cap) provider, a publicly funded institution or a regulated institution).”.

(6) In paragraph (5)(21)—

- (a) for “by an institution in Scotland or Northern Ireland”, substitute “by or on behalf of an institution in Scotland or Northern Ireland”;
- (b) in sub-paragraph (b), for “a publicly funded institution”, substitute “an approved (fee cap) provider, a publicly funded institution or a regulated institution”;
- (c) in sub-paragraph (d), for “a publicly funded institution”, substitute “an approved (fee cap) provider, a publicly funded institution or a regulated institution”.



(7) In paragraph (5ZA)(22)—

- (a) in sub-paragraph (b), before “a publicly funded institution”, insert “an approved (fee cap) provider or”;
- (b) in sub-paragraph (d), before “a publicly funded institution”, insert “an approved (fee cap) provider or”;
- (c) in sub-paragraph (f), before “a publicly funded institution”, insert “an approved (fee cap) provider or”;
- (d) in sub-paragraph (h), before “a publicly funded institution”, insert “an approved (fee cap) provider or”.

(8) In paragraph (5ZB), after the words “non-regulated institution”, in each place in which they occur, insert “(other than on behalf of an approved (fee cap) provider, a publicly funded institution or a regulated institution)”.

(9) In paragraph (6A)(23)—

- (a) in sub-paragraph (b)—
  - (i) for “an institution”, substitute “or on behalf of an approved (fee cap) provider or by an accredited institution which is an unregistered provider”;
  - (ii) for “(4) or (4A)”, substitute “(3)(d)”;
- (b) in sub-paragraph (c)—
  - (i) for “an institution”, substitute “or on behalf of a publicly funded institution”;
  - (ii) at the end, omit “, unless paragraph (4A) or (5) applies”.

(10) In paragraph (6B)—

- (a) in sub-paragraph (b)—
  - (i) for “an institution”, substitute “or on behalf of an approved (fee cap) provider or by an accredited institution which is an unregistered provider”;
  - (ii) for “(4) or (4A)”, substitute “(3)(d)”;
- (b) in sub-paragraph (c)—
  - (i) for “an institution”, substitute “or on behalf of a publicly funded institution”;
  - (ii) at the end, omit “, unless paragraph (4A) or (5) applies”.

(11) For paragraph (6C), substitute—

“(6C) Where paragraph (7C) applies, the “maximum amount” is—

- (a) £1,350 where the course is provided by or on behalf of a publicly funded or regulated institution in Wales; or
- (b) £1,385 where the course is provided—
  - (i) by or on behalf of an approved (fee cap) provider;
  - (ii) by an accredited institution which is an unregistered provider in England; or
  - (iii) by or on behalf of a publicly funded institution in Scotland.”.

### **Amendment of regulation 39**

**12.** In regulation 39 (students who are treated as in attendance), for the words “a compressed degree student”, in each place in which they occur, substitute “a student undertaking an intensive course”.

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(22) Paragraph (5ZA) and (5ZB) of regulation 23 were inserted by [S.I. 2017/114](#).

(23) Paragraph (6A), (6B) and (6C) of regulation 23 were amended by [S.I. 2017/114](#).

### Amendment of regulation 42

13.—(1) Regulation 42(24) (interpretation of chapter 4) is amended as follows.

(2) In paragraph (1)—

(i) omit sub-paragraph (f);

(ii) in sub-paragraph (k), for “definitions of “child” and “lone parent””, substitute “definition of child”.

(3) In paragraph (2), for “regulation 47(7)”, substitute “regulation 47”.

(4) Omit paragraphs (3) and (3A).

### Amendment of regulation 45

14. In Regulation 45(25) (childcare grant)—

(a) omit paragraph (8) and paragraph (9);

(b) in paragraph (10), omit “(8) and”.

### Amendment of regulation 47

15.—(1) Regulation 47 (calculations) is amended as follows.

(2) For paragraphs (1), (2) and (3), substitute—

“(1) The amount of adult dependants’ grant payable in respect of an academic year beginning on or after 1st August 2019 is calculated in accordance with paragraphs (1A), (1B), (1C) and (4).

(1A) Subject to paragraph (1C), the amount of adult dependants’ grant payable is an amount equal to—

$$A - \frac{(B+C) - D}{2}$$

Where—

(i) A is the basic amount mentioned in regulation 44(3);

(ii) B is the residual income of any adult dependants and the eligible student’s partner for the prior financial year;

(iii) C is the net income of any dependent child or children for the prior financial year; and

(iv) D is £8,746.

(1B) Where the residual income of any adult dependants and the eligible student’s partner and the net income of any dependent child or children exceeds £14,759.98, the amount of adult dependants’ grant payable is nil.

(1C) The basic amount of adult dependants’ grant mentioned in paragraph (3) of regulation 44 is payable instead of the amount payable under paragraph (1A) to an eligible student—

(a) who was in receipt of adult dependants’ grant and parents’ learning allowance in respect of an academic year of a course beginning on or after 1st August 2018 but before 1st August 2019;

(b) who is undertaking—

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(24) Regulation 42 was amended by [S.I. 2012/1653](#) and by other instruments which are not relevant to these amendments.

(25) Regulation 45 was amended by [S.I. 2012/1653](#), [2014/2765](#), [2015/1951](#), [2017/114](#), [2018/137](#) and by other instruments which are not relevant to these amendments.

- (i) a subsequent year of the same course in an academic year beginning on or after 1st August 2019 without their participation in that course having been withdrawn or suspended; or
- (ii) a year of a course in an academic year beginning on or after 1st August 2019, without their participation in that course having been withdrawn or suspended, having transferred from the course mentioned in sub-paragraph (a);
- (c) who qualifies for and who is entitled to receive parents' learning allowance in respect of an academic year mentioned in sub-paragraph (b);
- (d) in respect of whom the amount of adult dependants' grant payable under paragraph (1A) after the application of any contribution calculated under Part 8 would, other than by virtue of an increase in the residual income of any adult dependants and the eligible student's partner and the net income of any dependent child or children, be lower than the amount of adult dependants' grant received in the academic year mentioned in sub-paragraph (a); and
- (e) in respect of whom the residual income of any adult dependants and the eligible student's partner and the net income of any dependent child or children is at least £8,746 but does not exceed £12,776.

(2) The amount of childcare grant payable in respect of an academic year beginning on or after 1st August 2019 is calculated in accordance with paragraph (2A), (2C) and (5) where the eligible student has one dependent child only, and in accordance with paragraph (2B), (2C) and (5) where the eligible student has two or more dependent children.

(2A) The amount of childcare grant payable is an amount equal to—

$$A - [(B+C) - D] \times \left[ \frac{E}{52} \right]$$

Where—

- (i) A is the basic amount mentioned in paragraph (5)(a) of regulation 45 multiplied by 52;
- (ii) B is the residual income of any adult dependants and the eligible student's partner for the prior financial year;
- (iii) C is the net income of the dependent child for the prior financial year;
- (iv) D is £9,727; and
- (v) E is the number of weeks in respect of which the eligible student applies and qualifies for childcare grant up to a maximum of 52 weeks.

(2B) The amount of childcare grant payable is an amount equal to—

$$A - [(B+C) - D] \times \left[ \frac{E}{52} \right]$$

Where—

- (i) A is the basic amount mentioned in paragraph (5)(b) of regulation 45 multiplied by 52;
- (ii) B is the residual income of any adult dependants and the eligible student's partner for the prior financial year;
- (iii) C is the net income of the dependent children for the prior financial year;
- (iv) D is £11,118; and
- (v) E is the number of weeks in respect of which the eligible student applies and qualifies for childcare grant up to a maximum of 52 weeks.

(2C) Where—

- (i) the eligible student has one dependent child only and the residual income of any adult dependants and the eligible student's partner and the net income of the dependent child exceeds £18,531.11, the amount of childcare grant payable is nil;
- (ii) the eligible student has two or more dependent children and the residual income of any adult dependants and the eligible student's partner and the net income of the dependent children exceeds £26,212.03, the amount of childcare grant payable is nil.

(3) The amount of parents' learning allowance payable in respect of an academic year beginning on or after 1st August 2019 is calculated in accordance with paragraphs (3A), (3B) and (3C).

(3A) Subject to paragraph (3C), the amount of parents' learning allowance payable is an amount equal to—

$$A - \frac{(B+C) - D}{2}$$

Where—

- (i) A is the basic amount mentioned in paragraph (2) of regulation 46;
- (ii) B is the residual income of any adult dependants and the eligible student's partner for the prior financial year;
- (iii) C is the net income of the dependent child or children for the prior financial year; and
- (iv) D is £14,910.

(3B) Where the residual income of any adult dependants and the eligible student's partner and the net income of the dependent child or children exceeds £18,341.98, the amount of parents' learning allowance payable is nil.

(3C) The basic amount of parents' learning allowance mentioned in paragraph (2) of regulation 46 is payable instead of the amount payable under paragraph (3A) to an eligible student—

- (a) who was in receipt of parents' learning allowance in respect of an academic year of a course beginning on or after 1st August 2018 but before 1st August 2019;
- (b) who is undertaking—
  - (i) a subsequent year of the same course in an academic year beginning on or after 1st August 2019 without their participation in that course having been withdrawn or suspended; or
  - (ii) a year of a course in an academic year beginning on or after 1st August 2019, without their participation in that course having been withdrawn or suspended, having transferred from the course mentioned in sub-paragraph (a);
- (c) in respect of whom the total amount of parents' learning allowance payable under paragraph (3A) after the application of any contribution calculated under Part 8 would, other than by virtue of an increase in the residual income of any adult dependants and the eligible student's partner and the net income of the dependent child or children, be lower than the amount of parents' learning allowance received under sub-paragraph (a); and
  - (i) who qualifies for and is entitled to receive adult dependants' grant and childcare grant under this Part, who has one dependent child only, and in respect of whom the residual income of any adult dependants and the eligible student's partner and the net income of the dependent child is at least £14,910 but does not exceed £23,154;
  - (ii) who qualifies for and is entitled to receive adult dependants' grant and childcare grant under this Part, who has two or more dependent children, and in respect of

whom the residual income of any adult dependants and the eligible student's partner and the net income of the dependent children is at least £14,910 but does not exceed £30,609;

(iii) who qualifies for and is entitled to receive childcare grant under this Part, who does not qualify for or is not entitled to receive adult dependants' grant under this Part, who has one dependent child only, and in respect of whom the residual income of any adult dependants and the eligible student's partner and the net income of the dependent child is at least £14,910 but does not exceed £20,147; or

(iv) who qualifies for and is entitled to receive childcare grant under this Part, who does not qualify for or who is not entitled to receive adult dependants' grant under this Part, who has two or more dependent children, and in respect of whom the residual income of any adult dependants and the eligible student's partner and the net income of the dependent children is at least £14,910 but does not exceed £27,062.”.

(3) In paragraph (4), for “(1)”, substitute “(1A), (1B) and (1C)”.

(4) In paragraph (5), for “(1)”, substitute “(2A) and (2C), or (2B) and (2C)”.

(5) In paragraph (6), for “(1)”, substitute “(3A) and (3B)”.

(6) Omit paragraph (7)(26) and paragraph (7A).

(7) In paragraph (8), omit sub-paragraph (c).

(8) In paragraph (9)—

(i) after “determining”, omit “the respective values of A and B and”;

(ii) omit sub-paragraph (c).

(9) In paragraph (11), after “circumstances in the relevant quarter”, omit “as determined under paragraph (9)”.

### **Amendment of regulation 81**

**16.**—(1) Regulation 81(27) (long courses loan) is amended as follows.

(2) In paragraph (1)(b), after “academic year;”, delete “and”.

(3) In paragraph (1)(c), for “entitlement.”, substitute “entitlement; and”.

(4) After paragraph (1)(c), insert—

“(d) is not a 2016 cohort student who meets the conditions set out in regulation 71(1)(i).”.

### **Amendment of regulation 82**

**17.**—(1) Regulation 82 (quarters in respect of which the loan for living costs is payable) is amended as follows.

(2) In the heading, for “the loan for living costs is”, substitute “the loan for living costs and the long courses loan are”.

(3) For paragraph (1), substitute—

“(1) Subject to regulation 85, the loan for living costs is payable in respect of three quarters of the academic year and the long courses loan is payable in respect of four quarters of the academic year.”.

(4) In paragraph (2), for “a compressed degree student”, substitute “a student undertaking an intensive course”.

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(26) Paragraphs (7), (7A), (7B), (7C) and (7D) of regulation 47 were substituted by [S.I. 2012/1653](#).

(27) Regulation 81 was amended by [S.I. 2015/1951](#), [2018/137](#), [2018/434](#) and [2018/443](#).

(5) Omit paragraph (3).

### **Amendment of regulation 83**

**18.** In regulation 83(d) (students falling into more than one category), for “third”, substitute “fourth”.

### **Amendment of regulation 85**

**19.**—(1) Regulation 85(28) (students becoming eligible in the course of an academic year) is amended as follows.

(2) In paragraph (2)(a), after “designated course”, insert “under regulation 5(10) or by virtue of the course being provided by or on behalf of an English higher education provider which becomes a registered provider”.

(3) In paragraph (7), for “third”, substitute “fourth”.

### **Amendment of regulation 86**

**20.** In regulation 86(29), for the words “a compressed degree student”, each time they occur, substitute “a student undertaking an intensive course”.

### **Amendment of regulation 109**

**21.** In regulation 109 (payment of grants for living and other costs)—

(a) in paragraph (4), for “the eligible student”, substitute “any person”;

(b) in paragraph (6)—

(i) after “the eligible student”, insert “, or in the case of childcare grant, a person seeking payment of prescribed childcare charges”;

(ii) after the words “the Secretary of State”, the third time they appear, insert “or such person as the Secretary of State specifies”.

### **Amendment of regulation 113**

**22.**—(1) Regulation 113(30) (payment of fee loans) is amended as follows.

(2) In paragraph (3A)(a) and (b), after each reference to “the Further and Higher Education Act 1992”(31), insert “or sections 42 to 49 of the 2017 Act”.

### **Amendments of regulation 138**

**23.**—(1) Regulation 138(32) (students becoming eligible for support under Part 11A during the course of the academic year) is amended as follows.

(2) In paragraph (1)(a), after “the academic year”, insert “and was not an event mentioned in sub-paragraph (a) of that paragraph”.

(3) In paragraph (3)(a), after “the academic year”, insert “and was not an event mentioned in sub-paragraph (a) of that paragraph”.

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(28) Regulation 85 was amended by [S.I. 2018/137](#) and [2018/472](#).

(29) Regulation 86 was amended by [S.I. 2013/1728](#).

(30) Regulation 113 was amended by [S.I. 2015/1951](#).

(31) Section 76 of the Further and Higher Education Act 1992 (c. 13) was amended by the Apprenticeships, Skills, Children and Learning Act 2009 (c. 22) Schedule 16 and the Further Education and Training Act 2007(c. 25) section 19.

(32) Regulation 138 was amended by [S.I. 2018/137](#) and [2018/472](#).

(4) In paragraph (4)(a), after “designated part-time course”, insert “under regulation 139(7) or by virtue of the part-time course being provided by or on behalf of an English higher education provider which becomes a registered provider”.

#### **Amendment of regulation 138A**

**24.**—(1) Regulation 138A(**33**) (students becoming eligible for support under Part 11B in the course of an academic year) is amended as follows.

(2) In paragraph (2)(a), after “designated part-time course”, insert “under regulation 139(7) or by virtue of the part-time course being provided by or on behalf of an English higher education provider which becomes a registered provider”.

#### **Amendment of regulation 139**

**25.**—(1) Regulation 139 (designated part-time courses) is amended as follows.

(2) In paragraph (1)(**34**)—

(a) for sub-paragraph (d), substitute—

“(d) it is either—

- (i) wholly provided by a registered provider, or provided by a registered or an unregistered provider on behalf of a registered provider in England;
- (ii) wholly provided by an authority-funded institution in Scotland, Northern Ireland or Wales;
- (iii) provided by a registered provider on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
- (iv) provided by an institution situated in Scotland, Northern Ireland or Wales on behalf of a registered provider in England, or by a publicly funded institution situated in Scotland, Northern Ireland or Wales on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
- (v) provided by a registered provider in England in conjunction with an institution which is situated outside the United Kingdom; or
- (vi) provided by an authority-funded institution in Scotland, Northern Ireland or Wales, in conjunction with an institution which is situated outside the United Kingdom;”;

(b) in sub-paragraph (e)(i), after “section 214(2)”(**35**), insert “(za), (zb), ”.

(3) After paragraph (2), insert—

“(2AA) A course is not a designated part-time course if its designation has been revoked or is suspended under paragraph (8).”.

(4) Omit paragraph (2B).

(5) In paragraph (6)(d)(**36**), after “private institution”, insert “in Scotland, Northern Ireland or Wales, or by a private institution which is an unregistered provider in England”.

(6) In paragraph (8)(**37**), for “paragraph (7)”, substitute “this regulation”.

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(33) Regulation 138A was inserted by [S.I. 2018/472](#).

(34) Paragraph (1) of regulation 139 was amended by [S.I. 2014/2765](#), [2018/137](#) and [2018/472](#). Sub-paragraphs (d) and (da) of paragraph (1) of regulation 139 were substituted by [S.I. 2014/2765](#).

(35) See regulation 4.

(36) Sub-paragraph (d) of paragraph (6) of regulation 139 was added by [S.I. 2013/1728](#).

(37) Paragraph (8) of regulation 139 was added by [S.I. 2013/3106](#).



### Amendment of regulation 144

**26.**—(1) Regulation 144(**38**) (fee support for designated part-time courses beginning on or after 1st September 2012) is amended as follows.

(2) In paragraph (7), for “engineering, technology or computer science”, substitute “engineering and technology or computing”.

(3) For paragraph (7A)(i), substitute—

“(i) is a course in agriculture, food and related studies, biological and sport sciences, general and others in sciences, geographical and environmental studies, mathematical sciences, medicine and dentistry, physical sciences, psychology, subjects allied to medicine or veterinary sciences (or a combination of those subjects);”.

### Amendment of regulation 145

**27.**—(1) Regulation 145(2)(**39**) (amount of the fee loan – courses beginning on or after 1st September 2012) is amended as follows.

(2) In sub-paragraph (a)—

(i) before “a publicly funded institution”, insert “an approved (fee cap) provider or”;

(ii) after “a publicly funded institution”, insert “or the current part-time course is a course for the initial training of teachers provided by an accredited institution which is an unregistered provider”.

(3) In sub-paragraph (b), for “a private institution (other than on behalf of a publicly funded institution) not listed in Schedule 5”, substitute—

“(i) an approved provider in England (other than on behalf of an approved (fee cap) provider or a publicly funded institution);

(ii) an unregistered provider or a private institution on behalf of an approved provider;

(iii) an unregistered provider in England (other than on behalf of an approved or an approved (fee cap) provider) where the course began before 1st August 2019; or

(iv) a private institution in Scotland, Northern Ireland or Wales (other than on behalf of an approved (fee cap) provider or a publicly funded institution);

and the provider of the course does not have a high level quality rating in a case specified in paragraph (i), (ii) or (iv), or did not have a high level quality rating in the academic year starting before 1st August 2019 in a case specified in paragraph (iii)”.

(4) In sub-paragraph (c), for “a private institution (other than on behalf of a publicly funded institution) listed in Schedule 5”, substitute—

“(i) an approved provider in England (other than on behalf of an approved (fee cap) provider or a publicly funded institution);

(ii) an unregistered provider or a private institution on behalf of an approved provider;

(iii) an unregistered provider in England (other than on behalf of an approved or an approved (fee cap) provider) where the course began before 1st August 2019; or

(iv) a private institution in Scotland, Northern Ireland or Wales (other than on behalf of an approved (fee cap) provider or a publicly funded institution);

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(38) Regulations 141-157 were moved to a new Pt 11A by [S.I. 2018/472](#) reg. 16.

(39) Regulation 145 was amended by [S.I. 2018/472](#).

and the provider of the course has a high level quality rating in a case specified in paragraph (i), (ii) or (iv), or had a high level quality rating in the academic year starting before 1st August 2019 in a case specified in paragraph (iii)”.

### **Amendment of regulation 155**

**28.**—(1) Regulation 155(40) (payment of loans for fees) is amended as follows.

(2) In paragraph (3A)(a) and (b), after each reference to “the Further and Higher Education Act 1992”(41), insert “or sections 42 to 49 of the 2017 Act”.

### **Amendment of regulation 157B**

**29.**—(1) Regulation 157B(42) (qualifying conditions for the loan for living costs) is amended as follows.

(2) In paragraph (6)(a)(i)—

(a) in sub-paragraph (aa), for “engineering, technology or computer science”, substitute “engineering and technology or computing”;

(b) for sub-paragraph (ab), substitute—

“(ab) agriculture, food and related studies, biological and sport sciences, general and others in sciences, geographical and environmental studies, mathematical sciences, medicine and dentistry, physical sciences, psychology, subjects allied to medicine or veterinary sciences (or a combination of those subjects); and”.

(3) After paragraph (6), insert—

“(6A) Paragraph 5 does not apply in respect of an academic year of the current part-time course which begins on or after 1st August 2019, where—

(a) the course—

(i) is a course for the initial training of teachers;

(ii) leads to an award mentioned in sub-paragraphs (a), (f), (g) or (h) of paragraph (2A) of regulation 139; and

(b) the student begins the course on or after 1st August 2018.”.

### **Amendment of regulation 160**

**30.**—(1) Regulation 160(43) (students becoming eligible in the course of an academic year) is amended as follows.

(2) In paragraph (2)(a), after “postgraduate course”, insert “under regulation 161(4) or by virtue of the course being provided by or on behalf of an English higher education provider which becomes a registered provider”.

### **Amendment of regulation 161**

**31.**—(1) Regulation 161 (designated postgraduate courses) is amended as follows.

(2) In paragraph (1)(44), for sub-paragraph (c), substitute—

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(40) Regulation 155 was amended by [S.I. 2018/472](#). Paragraph (3A) of regulation 155 was inserted by [S.I. 2015/1951](#) reg. 51.

(41) Section 76 of the Further and Higher Education Act 1992 (c.13) was amended by the Apprenticeships, Skills, Children and Learning Act 2009 (c.22) Schedule 16, and the Further Education and Training Act 2007 (c.25) section 19. See regulation 22.

(42) Regulation 157B was inserted by [S.I. 2018/472](#) Sch. 1 para.1.

(43) Regulation 160 was amended by [S.I. 2018/137](#).

(44) Paragraph (1) of regulation 161 was amended by [S.I. 2013/1728](#), [2013/3106](#), [2014/2765](#), [2018/434](#) and [2018/443](#). Sub-paragraphs (c) and (ca) of paragraph (1) of regulation 161 were inserted by [S.I. 2014/2765](#) reg. 20(a).

- “(c) it is either—
- (i) wholly provided by a registered provider, or provided by a registered or an unregistered provider on behalf of a registered provider in England;
  - (ii) wholly provided by an authority-funded institution in Scotland, Northern Ireland or Wales;
  - (iii) provided by a registered provider on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
  - (iv) provided by an institution situated in Scotland, Northern Ireland or Wales on behalf of a registered provider in England, or by a publicly funded institution situated in Scotland, Northern Ireland or Wales on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
  - (v) provided by a registered provider in England in conjunction with an institution which is situated outside the United Kingdom; or
  - (vi) provided by an authority-funded institution in Scotland, Northern Ireland or Wales in conjunction with an institution which is situated outside the United Kingdom;”.
- (3) In paragraph (2)(d)(45), after “private institution”, insert “in Scotland, Northern Ireland or Wales, or by a private institution which is an unregistered provider in England”.
- (4) After paragraph (3), insert—
- “(3AA) A course is not a designated postgraduate course if its designation has been revoked or is suspended under paragraph (5).”.
- (5) In paragraph (5)(46), for “paragraph (4)”, substitute “this regulation”.

#### **Amendment of Schedule 1**

- 32.**—(1) Paragraph 9 (EU nationals) of Schedule 1(47) (eligible students) is amended as follows.
- (2) In paragraph (1)(b), for “a compressed degree course”, substitute “an intensive course”.

#### **Amendment of Schedule 4**

- 33.**—(1) Schedule 4(48) (financial assessment) is amended as follows.
- (2) In paragraph 2(1)—
- (i) in paragraph (g)(ii), for “8 or 9”, substitute “8, 9 or 9A”;
  - (ii) in paragraph (h), for “5(9)”, substitute “5(10)”.
- (3) In paragraph 10—
- (i) for “persons”, substitute “eligible students”;
  - (ii) after “qualify”, insert “for support in connection with a designated course”;
  - (iii) for “such persons”, substitute “those students”.

#### **Amendment of Schedule 5**

- 34.** Omit Schedule 5(49) (institutions to whom regulations 23(4A) and 145(2)(c) apply).

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(45) Sub-paragraph (d) of paragraph (2) of regulation 161 was inserted by [S.I. 2013/1728](#) reg. 20(b)(v).

(46) Paragraph 5 of regulation 161 was inserted by [S.I. 2013/3106](#).

(47) Schedule 1 was amended by [S.I. 2012/1653](#), [2016/270](#), [2016/584](#), [2017/114](#) and [2018/137](#).

(48) Schedule 4 was amended by [S.I. 2012/1653](#), [2013/1728](#), [2014/1766](#), [2015/1951](#), [2016/211](#), [2017/114](#) and [2018/137](#).

(49) Schedule 5 was inserted by [S.I. 2017/114](#).

### Amendments relating to new payment rates for student support

**35.** The Schedule to these Regulations has effect to substitute the figure in the third column of the table for the figure in the second column where the latter figure appears in the provision of the Education (Student Support) Regulations 2011 indicated in the first column.

### Amendments relating to support available to persons granted section 67 leave

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

““person granted section 67 leave” means a person who—

- (a) has extant leave to remain as a person granted leave under paragraph 352ZG of the immigration rules<sup>(50)</sup>, having been relocated to the United Kingdom pursuant to arrangements made by the Secretary of State under section 67 of the Immigration Act 2016<sup>(51)</sup>, or a dependent child of such a person who has been granted “leave in line” under paragraph 352ZO of those rules; 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 4<sup>(52)</sup> (eligible students), after paragraph (12A), insert—

“(12B) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted section 67 leave, a person (“A”) was an eligible student in connection with—
  - (i) an application for support for an earlier year of the current course, or
  - (ii) an application for support in connection with a designated part-time or other designated course from which A’s status as an eligible part-time student or eligible student has been transferred to the current course, and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which the person granted section 67 leave is allowed to stay in the United Kingdom has expired and no further leave to remain has been granted,

A’s status as an eligible student terminates immediately before the first day of the academic year in respect of which A is applying for support.”.

(3) In regulation 17 (events)—

- (a) in paragraph (g), omit “or”;
- (b) in paragraph (h), at the end, for “.”, substitute “; or”;
- (c) after paragraph (h), insert—

“(i) the person becomes a person granted section 67 leave.”.

(4) In regulation 85(2) (students becoming eligible in the course of an academic year)—

- (a) in sub-paragraph (f), omit “or”;
- (b) in sub-paragraph (g), at the end, for “.”, substitute “; or”;
- (c) after sub-paragraph (g), insert—

“(h) the student becomes a person granted section 67 leave.”.

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<sup>(50)</sup> The immigration rules are made under section 3(2) of the Immigration Act 1971 (c. 77).

<sup>(51)</sup> 2016 c.19.

<sup>(52)</sup> Regulation 4 was amended by S.I. 2015/1951, 2017/114, 2018/136, 2018/137, 2018/434 and 2018/443.

(5) In regulation 137(**53**) (eligible part-time students), after paragraph (10A), insert—

“(10B) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted section 67 leave, a person (“A”) was an eligible part-time student in connection with—
  - (i) an application for support for an earlier year of the current part-time course, or
  - (ii) an application for support in connection with a designated part-time course or other designated course from which A’s status as an eligible part-time student or eligible student has been transferred to the current part-time course, and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which the person granted section 67 leave is allowed to stay in the United Kingdom has expired and no further leave to remain has been granted,

A’s status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.”.

(6) In regulation 138(4) (students becoming eligible for support under Part 11A during the course of the academic year)—

- (a) in sub-paragraph (h), omit “or”;
- (b) in sub-paragraph (i), at the end, for “.”, substitute “; or”;
- (c) after sub-paragraph (i), insert—
  - “(j) the student becomes a person granted section 67 leave.”.

(7) In regulation 138A(2) (students becoming eligible for support under Part 11B in the course of an academic year)—

- (a) in sub-paragraph (f), omit “or”;
- (b) in sub-paragraph (g), at the end, for “.”, substitute “; or”;
- (c) after sub-paragraph (g), insert—
  - “(h) the student becomes a person granted section 67 leave.”.

(8) In regulation 159(**54**) (eligible postgraduate students), after paragraph (15A), insert—

“(15B) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted section 67 leave, a person (“A”) was an eligible postgraduate student in connection with—
  - (i) an application for support for an earlier year of the current postgraduate course, or
  - (ii) an application for support in connection with another designated postgraduate course from which A’s status as an eligible postgraduate student has been transferred to the current postgraduate course, and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which the person granted section 67 leave is allowed to

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(53) Regulation 137 was amended by [S.I. 2015/1951](#), [2017/114](#), [2018/137](#), [2018/434](#) and [2018/443](#).

(54) Regulation 159 was amended by [S.I. 2012/1653](#), [2014/2765](#), [2015/1951](#), [2017/52](#), [2017/114](#) and [2018/137](#). Paragraph (15A) was added by [S.I.2018/137](#).

stay in the United Kingdom has expired and no further leave to remain has been granted,

A's status as an eligible postgraduate student terminates immediately before the first day of the academic year in respect of which A is applying for support.”.

(9) In regulation 160(2) (students becoming eligible in the course of an academic year)—

(a) in sub-paragraph (f), omit “or”;

(b) in sub-paragraph (g), at the end, for “.”, substitute “; or”;

(c) after sub-paragraph (g), insert—

“(h) the student becomes a person granted section 67 leave.”.

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

**“Persons granted section 67 leave**

**4B.** A person granted section 67 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.”.

## PART 3

### AMENDMENT OF OTHER INSTRUMENTS

#### **Amendment of the Education (Fees and Awards) (England) Regulations 2007**

**37.**—(1) The Education (Fees and Awards) (England) Regulations 2007<sup>(55)</sup> are amended as follows.

(2) In Schedule 1<sup>(56)</sup>, after paragraph 4A (persons granted stateless leave and their family members), insert—

**“Persons granted section 67 leave**

**4B.** A person who—

(a) has extant leave to remain as a person granted leave under paragraph 352ZG of the immigration rules, having been relocated to the United Kingdom pursuant to arrangements made by the Secretary of State under section 67 of the Immigration Act 2016, or a dependent child of such a person who has been granted “leave in line” under paragraph 352ZO of those rules;

(b) has been ordinarily resident in the United Kingdom and Islands throughout the period since the person was granted such leave;

(c) is ordinarily resident in the United Kingdom 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.”.

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<sup>(55)</sup> S.I. 2007/779, amended by S.I. 2007/2263, 2010/1172, 2010/1941, 2011/87, 2011/1043, 2011/1987, 2012/765, 2012/956, 2012/1653, 2015/971, 2016/584, 2017/114 and 2018/137.

<sup>(56)</sup> Schedule 1 was amended by S.I. 2007/2263, 2011/87, 2011/1043, 2011/1987, 2016/584, 2017/114 and 2018/127.

## **Amendment of the Education (Student Support) (European University Institute) Regulations 2010**

**38.**—(1) The Education (Student Support) (European University Institute) Regulations 2010<sup>(57)</sup> are amended as follows.

(2) In regulation 3 (interpretation), after the definition of “person granted humanitarian protection”, insert—

““person granted section 67 leave” means a person who—

- (a) has extant leave to remain as a person granted leave under paragraph 352ZG of the immigration rules, having been relocated to the United Kingdom pursuant to arrangements made by the Secretary of State under section 67 of the Immigration Act 2016, or a dependent child of such a person who has been granted “leave in line” under paragraph 352ZO of those rules; and
- (b) has been ordinarily resident in the United Kingdom and Islands throughout the period since the person was granted such leave;”.

(3) In regulation 9<sup>(58)</sup> (eligible students), after paragraph (10A), insert—

“(10B) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted section 67 leave, a person (“A”) was an eligible person in connection with—
  - (i) an application for support for an earlier year of the current course, or
  - (ii) an application for support for a designated course at the Institute from which A’s status as an eligible student has been transferred to the current course, and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which the person granted section 67 leave is allowed to stay in the United Kingdom has expired and no further leave to remain has been granted,

A’s status as an eligible student terminates immediately before the first day of the academic year in respect of which A is applying for support.”.

(4) In Part 2 (categories) of Schedule 1<sup>(59)</sup> (eligible students), after paragraph 4A, insert—

**“Persons granted section 67 leave**

**4B.** A person granted section 67 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.”.

## **Amendment of the Further Education Loans Regulations 2012**

**39.**—(1) The Further Education Loans Regulations 2012<sup>(60)</sup> are amended as follows.

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

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<sup>(57)</sup> [S.I. 2010/447](#), amended by [S.I. 2011/83](#), [2011/2430](#), [2012/3059](#), [2013/630](#), [2013/1728](#), [2016/211](#), [2017/114](#), [2017/204](#) and [2018/137](#).

<sup>(58)</sup> Regulation 9 was amended by [S.I. 2011/83](#), [2012/3059](#) and [2018/137](#).

<sup>(59)</sup> Schedule 1 was amended by [S.I. 2013/1728](#) and [2018/137](#).

<sup>(60)</sup> [S.I. 2012/1818](#) was amended by [S.I. 2014/290](#), [2014/1766](#), [2015/181](#), [2016/238](#), [2017/336](#) and [2018/182](#).



““person granted section 67 leave” means a person who—

- (a) has extant leave to remain as a person granted leave under paragraph 352ZG of the immigration rules, having been relocated to the United Kingdom pursuant to arrangements made by the Secretary of State under section 67 of the Immigration Act 2016, or a dependent child of such a person who has been granted “leave in line” under paragraph 352ZO of those rules; and
  - (b) has been ordinarily resident in the United Kingdom and Islands throughout the period since the person was granted such leave;”.
- (3) In regulation 3(**61**) (eligible students), after paragraph (7A), insert—
- “(7B) Where—
- (a) the Secretary of State has determined that, by virtue of being a person granted section 67 leave, a person (“A”) is an eligible student in connection with an application for a fee loan for a designated further education course, and
  - (b) as at the day before that course begins, the period for which the person granted section 67 leave is allowed to stay in the United Kingdom and Islands has expired and no further leave to remain has been granted,
- A’s status as an eligible student terminates immediately before the first day of the course.”.
- (4) In regulation 7(**62**) (events)—
- (a) in paragraph (g), omit “or”;
  - (b) in paragraph (h), at the end, for “.”, substitute “; or”;
  - (c) after paragraph (h), insert—
- “(i) the student becomes a person granted section 67 leave.”.
- (5) In Part 2 (categories) of Schedule 1(**63**) (eligible students), after paragraph 4A, insert—

**“Persons granted section 67 leave**

**4B.** A person granted section 67 leave who—

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

**Amendment of the Education (Postgraduate Master’s Degree Loans) Regulations 2016**

**40.** The Education (Postgraduate Master’s Degree Loans) Regulations 2016(**64**) are amended as follows.

**Amendment of regulation 2**

**41.** In regulation 2(1) (interpretation)—

- (a) after the definition of “the 1998 Act”, insert ““the 2017 Act” means the Higher Education and Research Act 2017;”;
- (b) in the definition of “authority-funded”, omit sub-paragraph (a);

(61) Regulation 3 was amended by [S.I. 2014/1766](#), [2016/238](#) and [2018/182](#).

(62) Regulation 7 was amended by [S.I. 2016/238](#) and [2018/182](#).

(63) Schedule 1 was amended by [S.I. 2014/1766](#) and [2018/182](#).

(64) [S.I. 2016/606](#) was amended by [S.I. 2017/594](#), [2018/137](#) and [2018/599](#).

- (c) after the definition of “eligible student”, insert ““English higher education provider” has the meaning given by section 83(1) of the 2017 Act;”;
- (d) in the definition of “fees”, for “section 41(1) of the Higher Education Act 2004”, substitute “section 85(2) of the 2017 Act”;
- (e) after the definition of “information”, insert—
  - ““institution” in relation to England includes an English higher education provider;”;
- (f) after the definition of “Islands”, insert—
  - ““OfS” means the Office for Students, as established by section 1(1) of the 2017 Act;”;
- (g) after the definition of “person granted humanitarian protection”, insert—
  - ““person granted section 67 leave” means a person who—
    - (a) has extant leave to remain as a person granted leave under paragraph 352ZG of the immigration rules, having been relocated to the United Kingdom pursuant to arrangements made by the Secretary of State under section 67 of the Immigration Act 2016, or a dependent child of such a person who has been granted “leave in line” under paragraph 352ZO of those rules; 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;”;
- (h) after the definition of “refugee”, insert—
  - ““register” means the register established and maintained by the OfS under section 3 of the 2017 Act;”;
- (i) before the definition of “right of permanent residence”, insert—
  - ““registered provider” in relation to an institution means an English higher education provider which is registered in the register and “unregistered provider” is to be construed accordingly;”.

#### **Amendment of regulation 4**

**42.**—(1) Regulation 4(**65**) (designated courses) is amended as follows.

(2) For paragraph (1)(b), substitute—

- “(b) one of the following—
  - (i) wholly provided by a registered provider, or provided by a registered or unregistered provider on behalf of a registered provider in England;
  - (ii) wholly provided by an authority-funded institution in Scotland, Northern Ireland or Wales;
  - (iii) provided by a registered provider on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
  - (iv) provided by an institution situated in Scotland, Northern Ireland or Wales on behalf of a registered provider in England, or by a publicly funded institution situated in Scotland, Northern Ireland or Wales on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
  - (v) provided by a registered provider in England in conjunction with an institution which is situated outside the United Kingdom; or

- (vi) provided by an authority-funded institution in Scotland, Northern Ireland or Wales in conjunction with an institution which is situated outside the United Kingdom;”.
- (3) In paragraph (1)(d), after “section 214(2)”<sup>(66)</sup>, insert “(za), (zb), ”.
- (4) In paragraph (3)(e), after “a private institution”, insert “in Scotland, Northern Ireland or Wales, or by a private institution which is an unregistered provider in England”.
- (5) After paragraph (4), insert—
  - “(4A) A course is not a designated course if its designation has been revoked or is suspended under paragraph (7).”.
- (6) In paragraph (7), for “paragraph (6)”, substitute “this regulation”.

### **Amendment of regulation 8**

- 43.**—(1) Regulation 8<sup>(67)</sup> (events) is amended as follows.
- (2) In paragraph (a), after “designated course”, insert “under regulation 4(6) or by virtue of the course being provided by or on behalf of an English higher education provider which becomes a registered provider”.
  - (a) (3) (a) in paragraph (h), omit “or”;
  - (b) in paragraph (i), at the end, for “.”, substitute “; or”;
  - (c) after paragraph (i), insert—
    - “(j) the student becomes a person granted section 67 leave.”.

### **Amendment of regulation 12**

- 44.** In regulation 12(1) and (2) (amount of the postgraduate master’s degree loan), for “£10,609”, substitute “£10,906”.

### **Amendment of Schedule 1**

- 45.** In Schedule 1<sup>(68)</sup> (eligible students), Part 2 (categories), after paragraph 4A, insert—

#### **“Persons granted section 67 leave**

- 4B.** A person granted section 67 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.”.

### **Amendment of the Higher Education (Fee Limit Condition) (England) Regulations 2017**

- 46.**—(1) The Higher Education (Fee Limit Condition) (England) Regulations 2017<sup>(69)</sup> are amended as follows.
- (2) In regulation 5(3) (qualifying person: exceptions)—

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<sup>(66)</sup> See regulation 4.

<sup>(67)</sup> Regulation 8 was amended by [S.I. 2018/137](#).

<sup>(68)</sup> Schedule 1 was amended by [S.I. 2017/594](#) and [2018/137](#).

<sup>(69)</sup> [S.I. 2017/1189](#) was amended by [S.I. 2018/903](#).

- (a) in sub-paragraph (b)(i), for “engineering, technology or computer science”, substitute “engineering and technology or computing”;
- (b) for sub-paragraph (c)(i), substitute—
  - “(i) which is a course in agriculture, food and related studies, biological and sport studies, general and others in sciences, geographical and environmental studies, mathematical sciences, medicine and dentistry, physical sciences, psychology, subjects allied to medicine or veterinary sciences (or a combination of those subjects);”.
- (3) In regulation 6(2) (qualifying person: effect of event during academic year)—
  - (a) in paragraph (g), omit “or”;
  - (b) in paragraph (h), at the end, for “.”, substitute “; or”;
  - (c) after paragraph (h), insert—
    - “(i) the student becomes a person granted section 67 leave.”.
- (4) In the Schedule(70), after paragraph 5A (persons granted stateless leave and their family members), insert—

**“Persons granted section 67 leave**

**5B.** A person who—

- (a) has extant leave to remain as a person granted leave under paragraph 352ZG of the immigration rules, having been relocated to the United Kingdom pursuant to arrangements made by the Secretary of State under section 67 of the Immigration Act 2016, or a dependent child of such a person who has been granted “leave in line” under paragraph 352ZO of those rules;
- (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;
- (c) is ordinarily resident in the United Kingdom 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.”.

**Amendment of the Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018**

**47.** The Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018(71) are amended as follows.

**Amendment of regulation 2**

**48.** In regulation 2(1) (interpretation)—

- (a) after the definition of “the 1998 Act”, insert ““the 2017 Act” means the Higher Education and Research Act 2017;”;
- (b) in the definition of “authority-funded”, omit sub-paragraph (a);
- (c) after the definition of “eligible student”, insert ““English higher education provider” has the meaning given by section 83(1) of the 2017 Act;”;

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(70) The Schedule was amended by [S.I. 2018/903](#).

(71) [S.I. 2018/599](#).

- (d) in the definition of “fees”, for “section 41(1) of the Higher Education Act 2004”, substitute “section 85(2) of the 2017 Act”;
- (e) after the definition of “information”, insert—
  - ““institution” in relation to England includes an English higher education provider as defined by section 83(1) of the 2017 Act;”;
- (f) after the definition of “Islands”, insert—
  - ““OfS” means the Office for Students, as established by section 1(1) of the 2017 Act;”;
- (g) after the definition of “person granted humanitarian protection”, insert—
  - ““person granted section 67 leave” means a person who—
    - (a) has extant leave to remain as a person granted leave under paragraph 352ZG of the immigration rules, having been relocated to the United Kingdom pursuant to arrangements made by the Secretary of State under section 67 of the Immigration Act 2016, or a dependent child of such a person who has been granted “leave in line” under paragraph 352ZO of those rules; 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;”;
- (h) after the definition of “refugee”, insert—
  - ““register” means the register established and maintained by the OfS under section 3 of the 2017 Act;”;
- (i) before the definition of “right of permanent residence”, insert—
  - ““registered provider” in relation to an institution means an English higher education provider which is registered in the register and “unregistered provider” is to be construed accordingly;”.

#### **Amendment of regulation 4**

**49.**—(1) Regulation 4 (designated courses) is amended as follows.

(2) For paragraph (1)(b), substitute—

- “(b) is one of the following—
  - (i) wholly provided by a registered provider, or provided by a registered provider or unregistered provider on behalf of a registered provider in England;
  - (ii) wholly provided by an authority-funded institution in Scotland, Northern Ireland or Wales;
  - (iii) provided by a registered provider on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
  - (iv) provided by an institution situated in Scotland, Northern Ireland or Wales on behalf of a registered provider in England, or by a publicly funded institution situated in Scotland, Northern Ireland or Wales on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
  - (v) provided by a registered provider in England in conjunction with an institution which is situated outside the United Kingdom;
  - (vi) provided by an authority-funded institution in Scotland, Northern Ireland or Wales in conjunction with an institution which is situated outside the United Kingdom;”.

- (3) In paragraph (1)(d), after “section 214(2)”<sup>(72)</sup>, insert “(za), (zb), ”.
- (4) In paragraph (2)(e), after “a private institution”, insert “in Scotland, Northern Ireland or Wales, or by a private institution which is an unregistered provider in England”.
- (5) After paragraph (3), insert—
  - “(3A) A course is not a designated course if its designation has been revoked or is suspended under paragraph (6).”.
- (6) In paragraph (6), for “paragraph 5”, substitute “this regulation”.

### **Amendment of regulation 8**

- 50.** In regulation 8 (events)—
  - (a) in paragraph (a), after “designated course”, insert “under regulation 4(5), or because the course is provided by or on behalf of an English higher education provider which becomes a registered provider”;
  - (b) in paragraph (h), omit “or”;
  - (c) in paragraph (i), at the end, for “.”, substitute “; or”;
  - (d) after paragraph (i), insert—
    - “(j) the student becomes a person granted section 67 leave.”.

### **Amendment of regulation 12**

- 51.** In regulation 12(1) (amount of the postgraduate doctoral degree loan), for “£25,000”, substitute “£25,700”.

### **Amendment of regulation 13**

- 52.** In regulation 13(4) (payment of postgraduate doctoral degree loans), for “£10,609”, substitute “£10,906”.

### **Amendment of Schedule 1**

- 53.** In Part 2 (categories) of Schedule 1 (eligible students), after paragraph 5, insert—

#### **“Persons granted section 67 leave**

- 5A.** A person granted section 67 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.”.

28th January 2019

*Chris Skidmore*  
Minister of State  
Department for Education

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<sup>(72)</sup> See regulation 4.

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

## SCHEDULE

Regulation 35

**New payment rates for student support under the  
Education (Student Support) Regulations 2011**

<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 41 <sup>(1)</sup>		
Regulation 41(2)(a)	£21,987	£22,603
Regulation 41(2)(b)	£5,529	£5,684
Regulation 41(2)(d)	£1,847	£1,899
Regulation 44 <sup>(2)</sup>		
Regulation 44(3)(a)	£2,925	£3,007
Regulation 44(3)(b)	£2,925	£3,007
Regulation 45 <sup>(3)</sup>		
Regulation 45(5)(a)	£164.70	£169.31
Regulation 45(5)(b)	£282.36	£290.27
Regulation 46 <sup>(4)</sup>		
Regulation 46(2)	£1,669	£1,716
Regulation 57 <sup>(5)</sup>		
Regulation 57(1)	£3,299	£3,391
Regulation 57(5)(a)	£3,299	£3,391
Regulation 57(5)(b)	£61,047	£61,055
Regulation 57(5)(b)	£3,299	£3,391
Regulation 57(5)(b)	£5.24	£5.10
Regulation 57(5)(b)	£34,722	£34,726
Regulation 57(5)(b)	£18.88	£18.36
Regulation 57(5)(b)	£34,722	£34,726
Regulation 57(5)(b)	£61,047	£61,055
Regulation 57(5)(c)	£61,047	£61,055
Regulation 58 <sup>(6)</sup>		
Regulation 58(1)	£3,299	£3,391
Regulation 58(5)(a)	£3,299	£3,391
Regulation 58(5)(b)	£3,299	£3,391
Regulation 58(5)(b)	£4.70	£4.57



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

<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 58(5)(b)	£34,264	£34,259
Regulation 58(5)(b)	£12.86	£12.50
Regulation 58(5)(b)	£34,264	£34,259
Regulation 59 <sup>(7)</sup>		
Regulation 59(1)	£3,593	£3,694
Regulation 59(2)(a)	£3,593	£3,694
Regulation 59(2)(b)	£42,645	£42,674
Regulation 59(2)(b)	£3,593	£3,694
Regulation 59(2)(b)	£4.98	£4.85
Regulation 59(2)(c)	£42,645	£42,674
Regulation 60 <sup>(8)</sup>		
Regulation 60(1)	£3,299	£3,391
Regulation 60(5)(a)	£3,299	£3,391
Regulation 60(5)(b)	£39,571	£39,573
Regulation 60(5)(b)	£3,299	£3,391
Regulation 60(5)(b)	£5.24	£5.10
Regulation 60(5)(b)	£28,082	£28,086
Regulation 60(5)(b)	£8.24	£8.01
Regulation 60(5)(b)	£28,082	£28,086
Regulation 60(5)(b)	£39,571	£39,573
Regulation 60(5)(c)	£39,571	£39,573
Regulation 62 <sup>(9)</sup>		
Regulation 62(1)	£3,299	£3,391
Regulation 62(5)(a)	£3,299	£3,391
Regulation 62(5)(b)	£61,047	£61,055
Regulation 62(5)(b)	£3,299	£3,391
Regulation 62(5)(b)	£5.24	£5.10
Regulation 62(5)(b)	£34,722	£34,726
Regulation 62(5)(b)	£18.88	£18.36
Regulation 62(5)(b)	£34,722	£34,726
Regulation 62(5)(b)	£61,047	£61,055
Regulation 62(5)(c)	£61,047	£61,055

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

<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 63 <sup>(10)</sup>		
Regulation 63(1)	£3,299	£3,391
Regulation 63(5)(a)	£3,299	£3,391
Regulation 63(5)(b)	£3,299	£3,391
Regulation 63(5)(b)	£4.70	£4.57
Regulation 63(5)(b)	£34,264	£34,259
Regulation 63(5)(b)	£12.86	£12.50
Regulation 63(5)(b)	£34,264	£34,259
Regulation 64 <sup>(11)</sup>		
Regulation 64(1)	£3,593	£3,694
Regulation 64(2)(a)	£3,593	£3,694
Regulation 64(2)(b)	£42,645	£42,674
Regulation 64(2)(b)	£3,593	£3,694
Regulation 64(2)(b)	£4.98	£4.85
Regulation 64(2)(c)	£42,645	£42,674
Regulation 65 <sup>(12)</sup>		
Regulation 65(1)	£3,299	£3,391
Regulation 65(5)(a)	£3,299	£3,391
Regulation 65(5)(b)	£39,571	£39,573
Regulation 65(5)(b)	£3,299	£3,391
Regulation 65(5)(b)	£5.24	£5.10
Regulation 65(5)(b)	£28,082	£28,086
Regulation 65(5)(b)	£8.24	£8.01
Regulation 65(5)(b)	£28,082	£28,086
Regulation 65(5)(b)	£39,571	£39,573
Regulation 65(5)(c)	£39,571	£39,573
Regulation 68 <sup>(13)</sup>		
Regulation 68(b)(i)	£1,444	£1,484
Regulation 68(b)(ii)	£1,444	£1,484
Regulation 68(b)(ii)	£1,444	£1,484
Regulation 72 <sup>(14)</sup>		
Regulation 72(2)(i)	£4,163	£4,280

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

<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 72(2)(ii)	£7,533	£7,744
Regulation 72(2)(iii)	£6,409	£6,588
Regulation 72(2)(iv)	£5,380	£5,531
Regulation 72(2)	£8.17	£7.95
Regulation 72(3)(i)	£3,762	£3,867
Regulation 72(3)(ii)	£6,858	£7,050
Regulation 72(3)(iii)	£5,572	£5,728
Regulation 72(3)(iv)	£4,977	£5,116
Regulation 72(3)	£8.17	£7.95
Regulation 72(6)	£61,047	£61,055
Regulation 72(6)(a)	£4,163	£4,280
Regulation 72(6)(b)	£7,533	£7,744
Regulation 72(6)(c)	£6,409	£6,588
Regulation 72(6)(d)	£5,380	£5,531
Regulation 72(7)	£61,047	£61,055
Regulation 72(7)(a)	£3,762	£3,867
Regulation 72(7)(b)	£6,858	£7,050
Regulation 72(7)(c)	£5,572	£5,728
Regulation 72(7)(d)	£4,977	£5,116
Regulation 72(8)	£61,047	£61,055
Regulation 72(8)(i)	£4,163	£4,280
Regulation 72(8)(ii)	£7,533	£7,744
Regulation 72(8)(iii)	£6,409	£6,588
Regulation 72(8)(iv)	£5,380	£5,531
Regulation 72(9)	£61,047	£61,055
Regulation 72(9)(i)	£3,762	£3,867
Regulation 72(9)(ii)	£6,858	£7,050
Regulation 72(9)(iii)	£5,572	£5,728
Regulation 72(9)(iv)	£4,977	£5,116
Regulation 74 <sup>(15)</sup>		
Regulation 74(2)(i)	£4,352	£4,474
Regulation 74(2)(ii)	£7,855	£8,075

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

<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 74(2)(iii)	£6,682	£6,869
Regulation 74(2)(iv)	£5,614	£5,771
Regulation 74(2)	£4.42	£4.30
Regulation 74(3)(i)	£3,948	£4,059
Regulation 74(3)(ii)	£7,152	£7,352
Regulation 74(3)(iii)	£5,810	£5,973
Regulation 74(3)(iv)	£5,195	£5,340
Regulation 74(3)	£4.42	£4.30
Regulation 74(6)(a)	£4,352	£4,474
Regulation 74(6)(b)	£7,855	£8,075
Regulation 74(6)(c)	£6,682	£6,869
Regulation 74(6)(d)	£5,614	£5,771
Regulation 74(7)(a)	£3,948	£4,059
Regulation 74(7)(b)	£7,152	£7,352
Regulation 74(7)(c)	£5,810	£5,973
Regulation 74(7)(d)	£5,195	£5,340
Regulation 74(8)(i)	£4,352	£4,474
Regulation 74(8)(ii)	£7,855	£8,075
Regulation 74(8)(iii)	£6,682	£6,869
Regulation 74(8)(iv)	£5,614	£5,771
Regulation 74(9)(i)	£3,948	£4,059
Regulation 74(9)(ii)	£7,152	£7,352
Regulation 74(9)(iii)	£5,810	£5,973
Regulation 74(9)(iv)	£5,195	£5,340
Regulation 76 <sup>(16)</sup>		
Regulation 76(2)(i)	£4,960	£5,099
Regulation 76(2)(ii)	£8,702	£8,946
Regulation 76(2)(iii)	£7,410	£7,617
Regulation 76(2)(iv)	£6,236	£6,411
Regulation 76(2)	£8.84	£8.60
Regulation 76(3)(i)	£4,557	£4,685
Regulation 76(3)(ii)	£7,925	£8,147

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

<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 76(3)(iii)	£6,440	£6,620
Regulation 76(3)(iv)	£5,800	£5,962
Regulation 76(3)	£8.84	£8.60
Regulation 76(6)	£42,645	£42,674
Regulation 76(6)(a)	£4,960	£5,099
Regulation 76(6)(b)	£8,702	£8,946
Regulation 76(6)(c)	£7,410	£7,617
Regulation 76(6)(d)	£6,236	£6,411
Regulation 76(7)	£42,645	£42,674
Regulation 76(7)(a)	£4,557	£4,685
Regulation 76(7)(b)	£7,925	£8,147
Regulation 76(7)(c)	£6,440	£6,620
Regulation 76(7)(d)	£5,800	£5,962
Regulation 76(8)	£42,645	£42,674
Regulation 76(8)(i)	£4,960	£5,099
Regulation 76(8)(ii)	£8,702	£8,946
Regulation 76(8)(iii)	£7,410	£7,617
Regulation 76(8)(iv)	£6,236	£6,411
Regulation 76(9)	£42,645	£42,674
Regulation 76(9)(i)	£4,557	£4,685
Regulation 76(9)(ii)	£7,925	£8,147
Regulation 76(9)(iii)	£6,440	£6,620
Regulation 76(9)(iv)	£5,800	£5,962
Regulation 77 <sup>(17)</sup>		
Regulation 77(2)(i)	£4,163	£4,280
Regulation 77(2)(ii)	£7,533	£7,744
Regulation 77(2)(iii)	£6,409	£6,588
Regulation 77(2)(iv)	£5,380	£5,531
Regulation 77(3)(i)	£3,762	£3,867
Regulation 77(3)(ii)	£6,858	£7,050
Regulation 77(3)(iii)	£5,572	£5,728
Regulation 77(3)(iv)	£4,977	£5,116

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<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 80 <sup>(18)</sup>		
Regulation 80(1)(a)(i)	£1,744	£1,793
Regulation 80(1)(a)(ii)	£3,263	£3,354
Regulation 80(1)(a)(iii)	£2,324	£2,389
Regulation 80(1)(b)(i)	£1,976	£2,031
Regulation 80(1)(b)(ii)	£3,700	£3,804
Regulation 80(1)(b)(iv)	£2,635	£2,709
Regulation 80(1)(c)(i)	£3,122	£3,209
Regulation 80(1)(c)(ii)	£5,650	£5,808
Regulation 80(1)(c)(iii)	£4,807	£4,942
Regulation 80(1)(c)(iv)	£4,035	£4,148
Regulation 80(1)(d)(i)	£3,133	£3,221
Regulation 80(1)(d)(ii)	£5,656	£5,814
Regulation 80(1)(d)(iii)	£4,811	£4,946
Regulation 80(1)(d)(iv)	£4,042	£4,155
Regulation 80(1)(e)(i)	£3,224	£3,314
Regulation 80(1)(e)(ii)	£5,656	£5,814
Regulation 80(1)(e)(iii)	£4,817	£4,952
Regulation 80(1)(e)(iv)	£4,056	£4,170
Regulation 80(1)(f)(i)	£3,224	£3,314
Regulation 80(1)(f)(ii)	£5,654	£5,812
Regulation 80(1)(f)(iii)	£4,816	£4,951
Regulation 80(1)(f)(iv)	£4,054	£4,168
Regulation 80(2)(a)(i)	£1,324	£1,361
Regulation 80(2)(a)(ii)	£2,498	£2,568
Regulation 80(2)(a)(iii)	£1,811	£1,862
Regulation 80(2)(b)(i)	£1,501	£1,543
Regulation 80(2)(b)(ii)	£2,831	£2,910
Regulation 80(2)(b)(iv)	£2,054	£2,112
Regulation 80(2)(c)(i)	£2,822	£2,901
Regulation 80(2)(c)(ii)	£5,144	£5,288
Regulation 80(2)(c)(iii)	£4,179	£4,296

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<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 80(2)(c)(iv)	£3,733	£3,838
Regulation 80(2)(d)(i)	£2,843	£2,923
Regulation 80(2)(d)(ii)	£5,149	£5,293
Regulation 80(2)(d)(iii)	£4,183	£4,300
Regulation 80(2)(d)(iv)	£3,740	£3,845
Regulation 80(2)(e)(i)	£2,962	£3,045
Regulation 80(2)(e)(ii)	£5,151	£5,295
Regulation 80(2)(e)(iii)	£4,186	£4,303
Regulation 80(2)(e)(iv)	£3,770	£3,876
Regulation 80(2)(f)(i)	£2,962	£3,045
Regulation 80(2)(f)(ii)	£5,151	£5,295
Regulation 80(2)(f)(iii)	£4,185	£4,302
Regulation 80(2)(f)(iv)	£3,769	£3,875
Regulation 80A <sup>(19)</sup>		
Regulation 80A(2)(i)	£7,324	£7,529
Regulation 80A(2)(ii)	£11,354	£11,672
Regulation 80A(2)(iii)	£9,963	£10,242
Regulation 80A(2)(iv)	£8,700	£8,944
Regulation 80A(2)(i)	£8.10	£7.88
Regulation 80A(2)(ii)	£7.87	£7.66
Regulation 80A(2)(iii)	£7.93	£7.72
Regulation 80A(2)(iv)	£8.01	£7.79
Regulation 80A(3)(i)	£6,892	£7,085
Regulation 80A(3)(ii)	£10,518	£10,813
Regulation 80A(3)(iii)	£8,918	£9,168
Regulation 80A(3)(iv)	£8,228	£8,458
Regulation 80A(3)(i)	£8.10	£7.88
Regulation 80A(3)(ii)	£7.87	£7.66
Regulation 80A(3)(iii)	£7.93	£7.72
Regulation 80A(3)(iv)	£8.01	£7.79
Regulation 80B <sup>(20)</sup>		
Regulation 80B(2)(i)	£8,640	£8,882



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<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 80B(2)(ii)	£12,382	£12,729
Regulation 80B(2)(iii)	£11,090	£11,401
Regulation 80B(2)(iv)	£9,916	£10,194
Regulation 80B(2)(i)	£5.075	£4.936
Regulation 80B(2)(ii)	£5.418	£5.272
Regulation 80B(2)(iii)	£5.286	£5.145
Regulation 80B(2)(iv)	£5.185	£5.043
Regulation 80B(2)(i)	£8.10	£7.88
Regulation 80B(2)(ii)	£7.87	£7.66
Regulation 80B(2)(iii)	£7.93	£7.72
Regulation 80B(2)(iv)	£8.01	£7.79
Regulation 80B(3)(a)	£4,960	£5,099
Regulation 80B(3)(b)	£8,702	£8,946
Regulation 80B(3)(c)	£7,410	£7,618
Regulation 80B(3)(d)	£6,236	£6,411
Regulation 80B(4)(i)	£8,237	£8,468
Regulation 80B(4)(ii)	£11,604	£11,929
Regulation 80B(4)(iii)	£10,119	£10,402
Regulation 80B(4)(iv)	£9,479	£9,744
Regulation 80B(4)(i)	£5.033	£4.895
Regulation 80B(4)(ii)	£5.324	£5.182
Regulation 80B(4)(iii)	£5.173	£5.036
Regulation 80B(4)(iv)	£5.133	£4.993
Regulation 80B(4)(i)	£8.10	£7.88
Regulation 80B(4)(ii)	£7.87	£7.66
Regulation 80B(4)(iii)	£7.93	£7.72
Regulation 80B(4)(iv)	£8.01	£7.79
Regulation 80B(5)(a)	£4,557	£4,685
Regulation 80B(5)(b)	£7,924	£8,146
Regulation 80B(5)(c)	£6,439	£6,619
Regulation 80B(5)(d)	£5,799	£5,961
Regulation 80C <sup>(21)</sup>		

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<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 80C(2)	£3,680	£3,783
Regulation 80C(2)	£5.15	£5.01
Regulation 81 <sup>(22)</sup>		
Regulation 81(5)(a)	£61	£63
Regulation 81(5)(b)	£120	£123
Regulation 81(5)(c)	£129	£133
Regulation 81(5)(d)	£93	£96
Regulation 87 <sup>(23)</sup>		
Regulation 87(4)(a)	£61	£63
Regulation 87(4)(b)	£120	£123
Regulation 87(4)(c)	£129	£133
Regulation 87(4)(d)	£93	£96
Regulation 105 <sup>(24)</sup>		
Regulation 105(1)(a)	£3,122	£3,209
Regulation 105(1)(b)	£5,650	£5,808
Regulation 105(1)(c)	£4,807	£4,942
Regulation 105(1)(d)	£4,035	£4,148
Regulation 105(2)(a)	£2,822	£2,901
Regulation 105(2)(b)	£5,144	£5,288
Regulation 105(2)(c)	£4,179	£4,296
Regulation 105(2)(d)	£3,733	£3,838
Regulation 105(3)(a)	£3,133	£3,221
Regulation 105(3)(b)	£5,656	£5,814
Regulation 105(3)(c)	£4,811	£4,946
Regulation 105(3)(d)	£4,042	£4,155
Regulation 105(4)(a)	£2,843	£2,923
Regulation 105(4)(b)	£5,149	£5,293
Regulation 105(4)(c)	£4,183	£4,300
Regulation 105(4)(d)	£3,740	£3,845
Regulation 105(5)(a)	£3,224	£3,314
Regulation 105(5)(b)	£5,656	£5,814
Regulation 105(5)(c)	£4,817	£4,952

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<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 105(5)(d)	£4,056	£4,170
Regulation 105(6)(a)	£2,962	£3,045
Regulation 105(6)(b)	£5,151	£5,295
Regulation 105(6)(c)	£4,186	£4,303
Regulation 105(6)(d)	£3,770	£3,876
Regulation 105(6A)(a)	£3,224	£3,314
Regulation 105(6A)(b)	£5,654	£5,812
Regulation 105(6A)(c)	£4,816	£4,951
Regulation 105(6A)(d)	£4,054	£4,168
Regulation 105(6B)(a)	£2,962	£3,045
Regulation 105(6B)(b)	£5,151	£5,295
Regulation 105(6B)(c)	£4,185	£4,302
Regulation 105(6B)(d)	£3,769	£3,875
Regulation 105(6C)(a)	£3,224	£3,314
Regulation 105(6C)(b)	£5,654	£5,812
Regulation 105(6C)(c)	£4,816	£4,951
Regulation 105(6C)(d)	£4,054	£4,168
Regulation 105(6D)(a)	£2,962	£3,045
Regulation 105(6D)(b)	£5,151	£5,295
Regulation 105(6D)(c)	£4,185	£4,302
Regulation 105(6D)(d)	£3,769	£3,875
Regulation 141 <sup>(25)</sup>		
Regulation 141(1)(b)	£297	£305
Regulation 142 <sup>(26)</sup>		
Regulation 142(2)(a)	£907	£932
Regulation 142(2)(b)	£1,088	£1,118
Regulation 142(2)(c)	£1,363	£1,401
Regulation 142(3)(g)	£8.24	£7.98
Regulation 142(4)(a)	£10.62	£10.31
Regulation 142(4)(a)	£8.68	£8.42
Regulation 142(4)(a)	£6.79	£6.59
Regulation 147 <sup>(27)</sup>		

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<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Regulation 147(6)(a)	£16,489	£16,951
Regulation 147(6)(b)	£5,529	£5,684
Regulation 147(6)(d)	£1,385	£1,424
Regulation 157G <sup>(28)</sup>		
Regulation 157G(1)(a)	£7,324	£7,529
Regulation 157G(1)(b)	£11,354	£11,672
Regulation 157G(1)(c)	£9,963	£10,242
Regulation 157G(1)(d)	£8,700	£8,944
Regulation 157G(1)(a)	£8.10	£7.88
Regulation 157G(1)(b)	£7.87	£7.66
Regulation 157G(1)(c)	£7.93	£7.72
Regulation 157G(1)(d)	£8.01	£7.79
Regulation 157G(3)	£3,680	£3,783
Regulation 15H <sup>(29)</sup>		
Regulation 157H(3)	£3,680	£3,783
Regulation 157J <sup>(30)</sup>		
Regulation 157J(1)(a)	£3,224	£3,314
Regulation 157J(1)(b)	£5,654	£5,812
Regulation 157J(1)(c)	£4,816	£4,951
Regulation 157J(1)(d)	£4,054	£4,168
Regulation 166 <sup>(31)</sup>		
Regulation 166(2)	£10,993	£20,000
Schedule 4 <sup>(32)</sup>		
Paragraph 9A(2)(a)(i)	£8.10	£7.88
Paragraph 9A(2)(a)(i)	£2,206	£2,268
Paragraph 9A(2)(a)(ii)	£7.87	£7.66
Paragraph 9A(2)(a)(ii)	£2,271	£2,333
Paragraph 9A(2)(a)(iii)	£7.93	£7.72
Paragraph 9A(2)(a)(iii)	£2,254	£2,315
Paragraph 9A(2)(a)(iv)	£8.01	£7.79
Paragraph 9A(2)(a)(iv)	£2,231	£2,294
Paragraph 9A(3)(a)(i)	£8.10	£7.88

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<i>Provision in the Education (Student Support) Regulations 2011</i>	<i>Existing figure</i>	<i>New figure</i>
Paragraph 9A(3)(a)(ii)	£7.87	£7.66
Paragraph 9A(3)(a)(iii)	£7.93	£7.72
Paragraph 9A(3)(a)(iv)	£8.01	£7.79

- (1) The figures in the second column relating to regulation 41, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (2) The figures in the second column relating to regulation 44, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (3) The figures in the second column relating to regulation 45, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (4) The figure of “£1,669” in regulation 46(2) was substituted by [S.I. 2018/137](#).
- (5) [S.I. 2015/1951](#) substituted paragraph (1) of regulation 57, with [S.I. 2018/137](#) substituting the figure “£3,197” within that paragraph for “£3,299”. The figure “£61,047”, each time it appears in paragraph (5) of regulation 57, was substituted by [S.I. 2012/1653](#) and the figure “£34,722” in that paragraph was substituted by [S.I. 2017/114](#). All other figures in the second column relating to regulation 57, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (6) [S.I. 2015/1951](#) substituted paragraph (1) of regulation 58, with [S.I. 2018/137](#) substituting the figure “£3,197” within that paragraph for “£3,299”. The figure “£34,264” in paragraph (5) of regulation 58 and the figure “£50,706”, each time it appears in that paragraph, were substituted by [S.I. 2012/1653](#). All other figures relating to regulation 58, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (7) The figures in the second column relating to regulation 59, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (8) [S.I. 2015/1951](#) substituted paragraph (1) of regulation 60, with [S.I. 2018/137](#) substituting the figure “£3,197” in that paragraph for “£3,299”. The figure “£39,571”, each time it appears in paragraph (5) of regulation 60, was substituted by [S.I. 2012/1653](#), and the figure “£28,082” in that paragraph was substituted by [S.I. 2017/114](#). All other figures in the second column relating to regulation 60, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (9) [S.I. 2015/1951](#) substituted paragraph (1) of regulation 62, with [S.I. 2018/137](#) substituting the figure “£3,197” in that paragraph for “£3,299”. The figure “£61,047”, each time it appears in paragraph (5) of regulation 62, was substituted by [S.I. 2012/1653](#), and the figure “£34,722” in that paragraph was substituted by [S.I. 2017/114](#). All other figures in the second column relating to regulation 62, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (10) [S.I. 2015/1951](#) substituted paragraph (1) of regulation 63, with [S.I. 2018/137](#) substituting the figure “£3,197” in that paragraph for “£3,299”. The figure “£34,264” and the figure “£50,706”, each time they appear in paragraph (5) of regulation 63, were substituted by [S.I. 2012/1653](#). All other figures in the second column relating to regulation 63, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (11) Regulation 64(1) and (2) was amended by [S.I. 2012/1653](#). All figures in the second column relating to regulation 64, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (12) [S.I. 2015/1951](#) substituted paragraph (1) of regulation 65, with [S.I. 2018/137](#) substituting the figure “£3,197” in that paragraph for “£3,299”. The figure “£39,571”, each time it appears in paragraph (5) of regulation 65, was substituted by [S.I. 2012/1653](#), and the figure “£28,082” in that paragraph was substituted by [S.I. 2017/114](#). All other figures in the second column relating to regulation 65, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (13) The figure “£1,444” in regulation 68(b)(i) and both times it appears in regulation 68(b)(ii) was substituted by [S.I. 2018/137](#).
- (14) The figures in the second column relating to regulation 72, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (15) The figures in the second column relating to regulation 74, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (16) The figures in the second column relating to regulation 76, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (17) Regulation 77 was substituted by [S.I. 2016/584](#). The figures in the second column relating to regulation 77, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).

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- (18) Regulation 80(1) and (2) was amended by [S.I. 2015/1951](#). The figures in the second column relating to regulation 80, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (19) Regulation 80A was inserted by [S.I. 2015/1951](#). The figures in the second column relating to regulation 80A, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (20) Regulation 80B was inserted by [S.I. 2015/1951](#). The figures in the second column relating to regulation 80B, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (21) Regulation 80C was inserted by [S.I. 2015/1951](#). The figures in the second column relating to regulation 80C, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (22) The figures in the second column relating to regulation 81, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (23) The figures in the second column relating to regulation 87, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (24) [S.I. 2015/1951](#) amended regulation 105(1) to (4) and inserted paragraphs (6A) to (6D) in that regulation. The figures in the second column relating to regulation 105, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (25) [S.I. 2018/472](#) moved regulations 141 to 157 to a new Part 11A. The figure of “£297” in regulation 141(1)(b) was substituted by [S.I. 2018/137](#).
- (26) [S.I. 2018/472](#) moved regulations 141 to 157 to a new Part 11A. The figures in the second column relating to regulation 142, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (27) [S.I. 2018/472](#) moved regulations 141 to 157 to a new Part 11A. The figures in the second column relating to regulation 147, where they appear in the provisions of that regulation set out in the first column, were substituted by [S.I. 2018/137](#).
- (28) Regulation 157G was added by [S.I. 2018/472](#) Sch. 1 para. 1.
- (29) Regulation 157H was added by [S.I. 2018/472](#) Sch. 1 para. 1.
- (30) Regulation 157J was added by [S.I. 2018/472](#) Sch. 1 para. 1.
- (31) The figure of “£10,993” in regulation 166(2) was substituted by [S.I. 2018/137](#).
- (32) Paragraph 9A of Schedule 4 was inserted by [S.I. 2015/1951](#). The figures in the second column relating to Schedule 4, where they appear in the provisions of that Schedule set out in the first column, were substituted by [S.I. 2018/137](#).

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Education (Student Support) Regulations 2011 ([S.I. 2011/1986](#)) (“the Student Support Regulations”), the Education (Fees and Awards) (England) Regulations 2007 ([S.I. 2007/779](#)) (“the Fees and Awards Regulations”), the Education (Student Support) (European University Institute) Regulations 2010 ([S.I. 2010/447](#)) (“the European University Institute Regulations”), the Further Education Loans Regulations 2012 ([S.I. 2012/1818](#)) (“the Further Education Loans Regulations”), the Education (Postgraduate Master’s Degree Loans) Regulations 2016 ([S.I. 2016/606](#)) (“the Postgraduate Master’s Degree Loans Regulations”), the Higher Education (Fee Limit Condition) (England) Regulations 2017 ([S.I. 2017/1189](#)) (“the Fee Limit Condition Regulations”) and the Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018 ([S.I. 2018/599](#)) (“the Postgraduate Doctoral Degree Loans and Repayment Regulations”).

The principal amendments which these Regulations make to the Student Support Regulations are as follows.

Regulation 3(2) amends regulation 2(1) of the Student Support Regulations to include definitions connected with the higher education regulatory regime established by the Higher Education and Research Act 2017 (“HERA”). Amongst these are definitions of “the register”, “registered”, “approved” and “approved (fee cap)” providers. Regulation 3(2) also partially amends the definition of “accelerated course” in line with the definition set out in paragraph 4(2) of Schedule 2 to HERA, and moves to the general interpretation section the definition of an “accredited institution”, previously found in regulation 139(2B), to reflect the wider availability of loans for school-centred initial teacher training courses.

Regulation 4(2) amends regulation 5(1) of the Student Support Regulations to amend the criteria for full-time courses to be designated for student support in the form of grants and loans to eligible students. Full-time higher education courses provided by or on behalf of registered English higher education providers are to be designated for student support. Regulation 4(6) also makes explicit the power of the Secretary of State to suspend or revoke the designation of a course designated under regulation 5(1) of the Student Support Regulations as well as that of courses designated specifically by the Secretary of State under regulation 5(10).

Regulation 5 amends regulation 7 of the Student Support Regulations to ensure that on transfer between courses, the provisions enabling the retention of eligible student status and existing levels of support do not apply where a student transfers to an accelerated course. Where a student transfers to an accelerated course, and is an eligible student, the new levels of support prescribed by these Regulations will apply.

Regulation 6, amending regulation 12 of the Student Support Regulations, is one of a series of amendments applying the existing provisions which relate to “compressed degree courses”, to “intensive courses”. The latter term is defined to encompass both accelerated and compressed degree courses and the amendments reflect a degree of overlap between the two. Similar changes in terminology are made elsewhere in regulations 9, 10, 12, 17(4), 20 and 32.

Regulations 7 and 8 amend regulations 16 and 17 of the Student Support Regulations respectively to ensure that if a provider of a full-time course becomes a registered provider at any point in an academic year, a student may qualify for fee support in respect of that year.

Regulation 11 amends regulation 23 of the Student Support Regulations to prescribe, in relation to full-time courses, different fee loan amounts where those courses are provided by or on behalf of English higher education providers included in the approved (fee cap) and approved categories of the register established by the Office for Students under section 3 of HERA. Regulation 11(3) also prescribes specific fee loan amounts applicable to unregistered providers of initial teacher training courses, and to providers of full-time accelerated courses. Paragraphs (4) and (5) of regulation 11 prescribe different fee loan amounts applicable to higher education providers which do not and which do, respectively, have a high level quality rating (as defined by paragraph 2(3) of Schedule 2 to HERA) in accordance with arrangements made by the Office for Students under section 25 of HERA, replacing references to the list of specific institutions in Schedule 5 which is revoked by regulation 34. Paragraphs (6) to (11) of regulation 11 make further amendments to align full-time student support designation provisions with the registration regime established by HERA.

Regulations 13 to 15, 21 and 33 amend regulations 42, 45, 47 and 109 of, and Schedule 4 to, the Student Support Regulations to introduce new and separate means tests and procedures for eligible students with dependants who apply for adult dependants’ grant, childcare grant or parents’ learning allowance.

Regulations 16 to 18 amend regulations 81 to 83 of the Student Support Regulations to ensure that the long courses loan is paid in respect of four quarters of an academic year rather than three, in accordance with the practice of the Student Loans Company.

Regulation 19 amends regulation 85 of the Student Support Regulations to ensure that where a provider of a full-time course becomes a registered provider at any point in an academic year, a student may qualify for a loan for living costs in respect of that year. Regulations 23 and 24 further

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amend regulations 138 and 138A of the Student Support Regulations respectively to ensure that if a provider of a part-time higher education course becomes registered at any point during an academic year, a student may qualify for fee support and a loan for living costs in respect of that year.

Regulation 25 amends regulation 139 of the Student Support Regulations to amend the criteria for part-time courses to be designated for student support in the form of grants and loans to students. Part-time courses provided by or on behalf of registered English higher education providers are to be designated for student support. Regulation 25(6) also makes explicit the power of the Secretary of State to suspend or revoke the designation of a course designated under regulation 139(1) of the Student Support Regulations, as well as that of courses designated specifically by the Secretary of State under regulation 139(7).

Regulation 26 amends regulation 144 of the Student Support Regulations to adjust, in relation to fee support, the description of certain subjects studied by part-time students who already have a qualification at the same or a higher level. The amended terminology is taken from the new Higher Education Classification of Subjects framework developed by the Higher Education Statistics Authority, the Universities and Colleges Admissions Service and partner organisations.

Regulation 27 amends regulation 145 of the Student Support Regulations in a manner akin to the amendments made to regulation 23 of the Student Support Regulations by regulation 11, but in relation to part-time courses. Regulation 27 prescribes different fee loan amounts applicable to part-time courses provided by or on behalf of English higher education providers included in the approved (fee cap) and approved categories of the register established by the Office for Students under section 3 of HERA. Paragraph (2) of regulation 27 prescribes fee loan amounts applicable to unregistered providers of part-time initial teacher training courses. Paragraphs (3) and (4) of regulation 27 prescribe different fee loan amounts applicable to higher education providers which do not and which do, respectively, have a high level quality rating in accordance with arrangements made by the Office for Students under section 25 of HERA, replacing references to the list of specific institutions in Schedule 5 which is revoked by regulation 34.

Regulation 29 amends regulation 157B of the Student Support Regulations in a manner akin to the amendments made to regulation 144 of the Student Support Regulations by regulation 26, but in relation to the loan for living costs.

Regulations 30 and 31 amend regulations 160 and 161 of the Student Support Regulations respectively to ensure that support for postgraduate students with disabilities is available where a postgraduate course is provided by or on behalf of a registered English higher education provider, including where a provider becomes registered during the course of an academic year.

Regulation 34 revokes Schedule 5 to the Student Support Regulations, which listed higher education providers in receipt of a Teaching Excellence and Student Outcomes Framework award from the Office for Students. Such an award, possession of which may increase the level of tuition fees which a provider may charge and the fee loans available to pay them, has been determined by the Secretary of State to constitute a “high level quality rating” in accordance with paragraph 2(3) of Schedule 2 to HERA. Accordingly, the amendments to regulations 23 and 145 make reference to providers with and without a high level quality rating, obviating the need for a list of specific institutions.

Regulation 35 of, and the Schedule to, these Regulations uprate the level of the grants and loans for living and other costs available in an academic year which begins on or after 1st August 2019 by an inflationary amount, estimated at 2.8%.

The amendments made to the Student Support Regulations by regulation 36 create a new category of student eligible for student support: persons granted section 67 leave. It is of note that all amendments in these Regulations referring to persons granted section 67 leave include both persons granted leave under paragraph 352ZG of the immigration rules and children of those persons who are granted ‘leave in line’ under paragraph 352ZO of those rules.

These Regulations make the following amendments to other sets of Regulations.



Regulation 37 of these Regulations amends Schedule 1 to the Fees and Awards Regulations to ensure that persons granted section 67 leave may be eligible students under those Regulations.

Regulation 38 of these Regulations amends Schedule 1 to the European University Institute Regulations to ensure that persons granted section 67 leave may be eligible students under those Regulations.

Regulation 39 of these Regulations amends Schedule 1 to the Further Education Loans Regulations to ensure that persons granted section 67 leave may be eligible students under those Regulations.

Regulations 41 to 43 of these Regulations amend regulations 2, 4 and 8 of the Postgraduate Master's Degree Loans Regulations in a manner akin to the amendments made to regulations 2 and 5 of the Student Support Regulations by regulations 3 and 4. The amendments import terms (including "register" and "registered provider") connected with the higher education regulatory regime established by HERA into regulation 2 (interpretation) of the Postgraduate Master's Degree Regulations. They amend the criteria for Master's degrees to be designated for student support in the form of loans to students so that Master's degree courses provided by or on behalf of registered English higher education providers will be so designated, including where a provider becomes registered in the course of an academic year. They also make explicit the power of the Secretary of State to suspend or revoke the designation of a course designated under regulation 4(1) of the Master's Degree Loans Regulations, as well as that of courses designated specifically by the Secretary of State under regulation 4(6). Regulation 44 of these Regulations uprates the level of the available Master's degree loan for a course which begins on or after 1st August 2019 by an inflationary amount, estimated at 2.8%. Regulation 45 of these Regulations amends Schedule 1 to the Postgraduate Master's Degree Loans Regulations to ensure that persons granted section 67 leave may be eligible students under those Regulations.

Regulation 46(2) of these Regulations amends regulation 5 of the Fee Limit Condition Regulations to adjust, in relation to tuition fee limits, the terminology applicable to certain subjects in the same way as regulations 26 and 29 amend the Student Support Regulations. Regulation 46(3) of these Regulations amends the Schedule to the Fee Limit Condition Regulations to ensure that persons granted section 67 leave may be eligible students under those Regulations.

Regulations 48 to 50 of these Regulations make identical amendments to the Postgraduate Doctoral Degree Loans and Repayment Regulations to those made to the Postgraduate Master's Degree Loans Regulations by regulations 41 to 43. They import terms connected with the higher education regulatory regime established by HERA into regulation 2 (interpretation) of the Postgraduate Doctoral Degree Loans and Repayment Regulations. They amend the criteria for doctoral degrees to be designated for student support in the form of loans to students, so that doctoral degree courses provided by or on behalf of a registered provider will be so designated, including where a provider becomes registered in the course of an academic year, and they make explicit the power of the Secretary of State to suspend or revoke the designation of a course designated under regulation 4(1) of the Postgraduate Doctoral Degree Loans and Repayment Regulations, as well as that of courses designated specifically by the Secretary of State under regulation 4(5). Regulations 51 and 52 amend regulations 12 and 13 of the Postgraduate Doctoral Degree Loans and Repayment Regulations to uprate, in relation to a course commencing on or after 1st August 2019, the level of the available doctoral degree loan and the amount payable in respect of any one academic year by an inflationary amount, estimated at 2.8%. Regulation 53 of these Regulations amends Schedule 1 to the Postgraduate Doctoral Degree Loans and Repayment Regulations to ensure that persons granted section 67 leave may be eligible students under those Regulations.

An impact assessment has not been produced for this instrument as it has no impact on the costs of business, charities or the voluntary sector.