

SCHEDULE

Workers, employed persons, self-employed persons and their family members

6.—(1) A person who—

- (a) is —
 - (i) an EEA migrant worker or an EEA self-employed person;
 - (ii) a Swiss employed person or a Swiss self-employed person;
 - (iii) a family member of a person mentioned in paragraph (i) or (ii);
 - (iv) an EEA frontier worker or an EEA frontier self-employed person;
 - (v) a Swiss frontier employed person or a Swiss frontier self-employed person; or
 - (vi) a family member of a person mentioned in paragraph (iv) or (v);
- (b) subject to sub-paragraph (3), is ordinarily resident in the United Kingdom on the first day of the first academic year of the course; and
- (c) has been ordinarily resident in the territory comprising the European Economic Area and Switzerland throughout the three-year period preceding the first day of the first academic year of the course.

(2) A person who—

- (a) is an EC national falling within paragraph (a)(i) or (a)(iv) of sub-paragraph (1);
- (b) subject to sub-paragraph (3), is ordinarily resident in the United Kingdom on the first day of the first academic year of the course; and
- (c) has been ordinarily resident in the territory comprising the European Economic Area, Switzerland and the overseas territories throughout the three year period preceding the first day of the first academic year of the course.

(3) Paragraph (b) of sub-paragraphs (1) and (2) do not apply where the person falls within paragraph (a)(iv), (v) or (vi) of sub-paragraph (1).

Commencement Information

II Sch. para. 6 in force at 31.8.2007, see [reg. 1\(2\)](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Fees and Awards) (Wales) Regulations 2007. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- schedule am by [S.I. 2008/1259 regs 35](#)
- schedule rev in pt by [S.I. 2008/1259 regs 35](#)
- Sch. para. 6(1)(c) words inserted by [S.I. 2019/424 reg. 4\(3\)\(b\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by [S.I. 2020/1302, regs. 1\(2\), 2\)](#)
- Sch. para. 6(1)(c) words inserted by [S.I. 2020/1302 reg. 5\(4\)](#)
- Regulations words substituted by [S.I. 2019/235 reg. 3](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- Blanket amendment words substituted by [S.I. 2011/1043 art. 3-68-10](#)

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. para. 7(1) Sch. para 7 renumbered as Sch. para. 7(1) by [S.I. 2020/1302 reg. 5\(5\)\(a\)](#)
- Sch. para. 3(1) Sch. para. 3 renumbered as Sch. para. 3(1) by [S.I. 2021/481 reg. 14\(a\)](#)
- Sch. para. 4A(2)(b) full stop substituted for word by [S.I. 2021/9 reg. 3\(c\)](#)
- Sch. para. 4A(3)(c) full stop substituted for word by [S.I. 2021/9 reg. 3\(f\)](#)
- Sch. para. 5A(1)(b) full stop substituted for word by [S.I. 2021/9 reg. 4\(b\)](#)
- Sch. para. 5A(2)(c) full stop substituted for word by [S.I. 2021/9 reg. 4\(e\)](#)
- Sch. para. 9(1A) inserted by [S.I. 2013/1792 reg. 5\(b\)](#)
- Sch. para. 4A inserted by [S.I. 2018/814 reg. 41\(b\)](#)
- Sch. para. 5(4) inserted by [S.I. 2018/814 reg. 41\(c\)\(iv\)](#)
- Sch. para. 5A inserted by [S.I. 2019/235 reg. 6\(c\)](#)
- Sch. para. 9(3) inserted by [S.I. 2019/424 reg. 4\(5\)\(d\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by [S.I. 2020/1302, regs. 1\(2\), 2\)](#)
- Sch. para. 7(2) inserted by [S.I. 2020/1302 reg. 5\(5\)\(c\)](#)
- Sch. para. 8(3) inserted by [S.I. 2020/1302 reg. 5\(6\)\(c\)](#)
- Sch. para. 9(3) inserted by [S.I. 2020/1302 reg. 5\(7\)\(d\)](#)
- Sch. para. 3(3) inserted by [S.I. 2021/1365 reg. 3\(c\)\(iii\)](#)
- Sch. para. 9BA inserted by [S.I. 2021/1365 reg. 9](#)
- Sch. para. 1A1B inserted by [S.I. 2021/481 reg. 11](#)
- Sch. para. 2A inserted by [S.I. 2021/481 reg. 13](#)
- Sch. para. 3(2) inserted by [S.I. 2021/481 reg. 14\(c\)](#)
- Sch. para. 4B inserted by [S.I. 2021/481 reg. 16](#)
- Sch. para. 6A inserted by [S.I. 2021/481 reg. 18](#)
- Sch. para. 7(1)(d) inserted by [S.I. 2021/481 reg. 19\(a\)\(ii\)](#)
- Sch. para. 7A inserted by [S.I. 2021/481 reg. 20](#)
- Sch. para. 8A inserted by [S.I. 2021/481 reg. 22](#)
- Sch. para. 9A-9E inserted by [S.I. 2021/481 reg. 24](#)
- Sch. para. 10A inserted by [S.I. 2021/481 reg. 26](#)
- Sch. para. 11A inserted by [S.I. 2021/481 reg. 28](#)
- Sch. para. 12A inserted by [S.I. 2021/481 reg. 29](#)
- Sch. para. 4C inserted by [S.I. 2022/764 reg. 10\(b\)](#)
- Sch. para. 5A omitted by [S.I. 2021/481 reg. 17](#)
- Sch. para. 4A(2)(c) omitted by [S.I. 2021/9 reg. 3\(d\)](#)

- Sch. para. 4A(3)(d) omitted by S.I. 2021/9 reg. 3(g)
- Sch. para. 5A(1)(c) omitted by S.I. 2021/9 reg. 4(c)
- Sch. para. 5A(2)(d) omitted by S.I. 2021/9 reg. 4(f)
- Sch. para. 9(1A) substituted by S.I. 2019/424 reg. 4(5)(c) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1302, regs. 1(2), 2)
- Sch. para. 9(1A) substituted by S.I. 2020/1302 reg. 5(7)(c)
- Sch. para. 3(1)(a) substituted by S.I. 2021/481 reg. 14(b)
- Sch. para. 4A substituted by S.I. 2021/481 reg. 15
- Sch. para. 4A(1) substituted by S.I. 2021/9 reg. 3(a)
- Sch. para. 4A(2)(a)(ii) word inserted by S.I. 2021/9 reg. 3(b)
- Sch. para. 4A(3)(b) word inserted by S.I. 2021/9 reg. 3(e)
- Sch. para. 5A(1)(a) word inserted by S.I. 2021/9 reg. 4(a)
- Sch. para. 5A(2)(b) word inserted by S.I. 2021/9 reg. 4(d)
- Sch. para. 7(2) word substituted by S.I. 2021/481 reg. 19(b)
- Sch. para. 9(3) word substituted by S.I. 2021/481 reg. 23(b)
- Sch. para. 7(1)(b) words inserted by S.I. 2020/1302 reg. 5(5)(b)
- Sch. para. 3(1)(a)(iv)(bb) words inserted by S.I. 2021/1365 reg. 3(c)(i)
- Sch. para. 3(1)(a)(iv)(cc) words inserted by S.I. 2021/1365 reg. 3(c)(ii)
- Sch. para. 9C(1)(a)(ii) words inserted by S.I. 2023/87 reg. 5(b)(ii)
- Sch. para. 4A words substituted by S.I. 2019/235 reg. 6(b)
- Sch. para. 2A(1)(a) words substituted by S.I. 2021/1365 reg. 3(b)
- Sch. para. 2A(1)(b) words substituted by S.I. 2021/1365 reg. 3(b)
- Sch. para. 7(1)(c) words substituted by S.I. 2021/481 reg. 19(a)(i)
- Sch. para. 11(2) words substituted by S.I. 2021/481 reg. 27
- Sch. para. 9C(1)(a)(i) words substituted by S.I. 2023/87 reg. 5(b)(i)
- Sch. para. 9D(1)(a) words substituted by S.I. 2023/87 reg. 6
- reg. 2(5)(aa) inserted by S.I. 2021/481 reg. 4(c)
- reg. 2(8) omitted by S.I. 2022/79 reg. 5
- reg. 4(1)(a) word inserted by S.I. 2021/1365 reg. 4(a)
- reg. 4(1)(a) word inserted by S.I. 2022/764 reg. 5
- reg. 4(1A)(1B) inserted by S.I. 2021/481 reg. 5(b)
- reg. 4(1B) words substituted by S.I. 2021/1365 reg. 4(b)
- reg. 4(1B) words substituted by S.I. 2023/87 reg. 4
- reg. 5(1)(b)(i) word inserted by S.I. 2022/764 reg. 6(a)
- reg. 5(1)(b)(i) words inserted by S.I. 2021/1365 reg. 5(a)
- reg. 5(1)(c)(i) word inserted by S.I. 2022/764 reg. 6(b)
- reg. 5(1)(c)(i) words inserted by S.I. 2021/1365 reg. 5(a)
- reg. 5(2)-(4) inserted by S.I. 2021/481 reg. 6(c)
- reg. 5(4) words substituted by S.I. 2021/1365 reg. 5(b)
- reg. 5(4) words substituted by S.I. 2023/87 reg. 4
- reg. 6(2)(a) word inserted by S.I. 2022/764 reg. 7(a)
- reg. 6(2)(a) words inserted by S.I. 2021/1365 reg. 6(a)
- reg. 6(3)(a) word inserted by S.I. 2022/764 reg. 7(b)
- reg. 6(3)(a) words inserted by S.I. 2021/1365 reg. 6(a)
- reg. 6(5) words substituted by S.I. 2021/1365 reg. 6(b)
- reg. 6(5) words substituted by S.I. 2023/87 reg. 4
- reg. 7(2)(a) word inserted by S.I. 2022/764 reg. 8(a)
- reg. 7(2)(a) words inserted by S.I. 2021/1365 reg. 7(a)
- reg. 7(3)(a) word inserted by S.I. 2022/764 reg. 8(b)
- reg. 7(3)(a) words inserted by S.I. 2021/1365 reg. 7(a)
- reg. 7(5) words substituted by S.I. 2021/1365 reg. 7(b)
- reg. 7(5) words substituted by S.I. 2023/87 reg. 4
- reg. 8(1)(a) word inserted by S.I. 2022/764 reg. 9(a)
- reg. 8(1)(a) words inserted by S.I. 2021/1365 reg. 8(a)
- reg. 8(2)(a) word inserted by S.I. 2022/764 reg. 9(b)
- reg. 8(2)(a) words inserted by S.I. 2021/1365 reg. 8(a)
- reg. 8(4) words substituted by S.I. 2021/1365 reg. 8(b)

- reg. 8(4) words substituted by S.I. 2023/87 reg. 4