
WELSH STATUTORY INSTRUMENTS

2008 No. 1273

**The Assembly Learning Grants and Loans
(Higher Education) (Wales) Regulations 2008**

PART 11

SUPPORT FOR FULL-TIME DISTANCE LEARNING COURSES

Amount of support

67.—(1) Subject to paragraph (2) and regulation 73(6), the amount of support payable in respect of an academic year is as follows—

- (a) if at the date of his or her application the eligible distance learning student or his or her partner is entitled—
 - (i) under Part VII of the Social Security Contributions and Benefits Act 1992(1) to income support, housing benefit or council tax benefit; or
 - (ii) under Part 1 of the Jobseekers Act 1995(2) to income-based jobseeker's allowance or under section 2 of the Employment and Training Act 1973(3) to an allowance under the arrangements known as the New Deal;the maximum amount of support available under regulation 66(1) is payable;
- (b) where the relevant income is less than £16,110, the maximum amount of support available under regulation 66(1) is payable;
- (c) where the relevant income is £16,110, the maximum amount of support available under regulation 66(1)(b) is payable together with £50 less than the maximum amount of support available under regulation 66(1)(a);
- (d) where the relevant income exceeds £16,110 but is less than £24,295, the maximum amount of support available under regulation 66(1)(b) is payable and the amount of support payable under regulation 66(1)(a) is the amount determined in accordance with paragraph (2);

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- (1) 1992 c. 4; Part VII was amended by the Housing Act 1991 (c. 52), Schedule 19; the Local Government Finance Act 1992 (c. 14), Schedule 9 and Schedule 14; the Jobseekers Act 1995 (c. 18), Schedule 2 and Schedule 3; the Housing Act 1996 (c. 52), Schedule 19 Part 6; the Welfare Reform and Pensions Act 1999 (c. 30), Schedule 8; the Health and Social Care Act 2001 (c. 15), Schedule 6 Part 3; the State Pension Credit Act 2002 (c. 16), Schedule 2 and Schedule 3, the Tax Credits Act 2002 (c. 21), Schedule 6; the Income Tax (Earnings and Pensions) Act 2003 (c. 1), Schedule 6, paragraphs 169 and 179, the Civil Partnership Act 2004 (c. 33), Schedule 24 and the Welfare Reform Act 2007 (c. 40), Sections 30(2) and 31(1), Schedule 3, Schedule 5 and Schedule 8.
- (2) 1995 c. 18; Part I was amended by the Employment Rights Act 1996 (c. 18), Schedule 1; the Social Security Act 1998 (c. 14), Schedules 7 and 8; the Welfare Reform and Pensions Act 1999 (c. 30), Schedules 1, 7, and 8; the State Pension Credit Act 2002 (c. 16), Schedule 2; the National Insurance Contributions Act 2002 (c. 19), Schedule 1; the Income Tax (Earnings and Pensions) Act 2003 (c. 18), Schedule 6; the Civil Partnership Act 2004 (c. 33), Schedule 24 and S.I.2006/343.
- (3) 1973 c. 50; section 2 as substituted by the Employment Act 1988 (c. 19) was amended by the Employment Act 1989 (c. 38), Schedule 7. Subsections (3A) and (3B) were inserted by the Trade Union Reform and Employment Rights Act 1993 (c. 19), section 47 in relation to Scotland only.

- (e) where the relevant income is £24,295, the maximum amount of support available under regulation 66(1)(b) is payable and the amount of support payable under regulation 66(1)(a) is £50;
 - (f) where the relevant income exceeds £24,295 but is less than £24,925, the maximum amount of support available under regulation 66(1)(b) is payable and no support is payable under regulation 66(1)(a);
 - (g) where the relevant income is £24,925 or more but less than £26,915, no support is available under regulation 66(1)(a) and the amount of support payable under regulation 66(1)(b) is the amount left after deducting from the maximum amount of support available under regulation 66(1)(b) £1 for every complete £2.00 by which the relevant income exceeds £24,925;
 - (h) where the relevant income is £26,915, no support is payable under regulation 66(1)(a) and the amount of support payable under regulation 66(1)(b) is £50;
 - (i) where the relevant income exceeds £26,915, no support is payable under regulation 66(1).
- (2) Where paragraph (1)(d) applies, the amount of support payable under regulation 66(1)(a) is determined by deducting from the maximum amount of support available under regulation 66(1)(a) one of the following amounts—
- (a) £50 plus a further £1 for each complete £9.86 by which the relevant income exceeds £16,110; or
 - (b) where the actual fees are less than £930, an amount equal to that left after deducting from the amount calculated under sub-paragraph (a) the difference between £930 and the actual fees (unless the amount is a negative number in which case the maximum amount of support available under regulation 66(1)(a) is payable).