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WELSH STATUTORY INSTRUMENTS

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**2021 No. 1365**

**The Education (Student Fees, Awards and Support) (Amendment) (Wales) Regulations 2021**

**PART 5**

**AMENDMENTS TO THE EDUCATION (POSTGRADUATE MASTER'S DEGREE LOANS) (WALES) REGULATIONS 2017**

**CHAPTER 3**

**Eligibility of Irish citizens in the EEA and Switzerland**

**Amendment to regulation 3**

**31.** In regulation 3(2)(a), after “9B,” insert “9BA,”.

**Amendment to Schedule 1**

**32.** In Schedule 1, after paragraph 9B, insert—

**“Irish citizens in the EEA and Switzerland**

**9BA.** A person—

- (a) who is an Irish citizen on the first day of the first academic year of the course;
- (b) who was ordinarily resident immediately before IP completion day—
  - (i) in the territory comprising the European Economic Area and Switzerland; or
  - (ii) in the United Kingdom, where that ordinary residence began after 31 December 2017 immediately following a period of ordinary residence in the territory comprising the European Economic Area and Switzerland,and has remained ordinarily resident in the territory comprising the United Kingdom, Gibraltar, the European Economic Area and Switzerland throughout the period beginning on IP completion day and ending immediately before the first day of the first academic year of the course;
- (c) who is undertaking a designated course in Wales;
- (d) who has been ordinarily resident in the territory comprising the United Kingdom, Gibraltar, the European Economic Area and Switzerland throughout the three-year period preceding the first day of the first academic year of the course; and
- (e) subject to sub-paragraph (2), whose ordinary residence in the territory comprising the United Kingdom, Gibraltar, the European Economic Area and Switzerland has not during any part of the period referred to in paragraph (d) been wholly or mainly for the purpose of receiving full-time education.

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**Status:** This is the original version (as it was originally made).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

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(2) Paragraph (e) of sub-paragraph (1) does not apply to a person who is treated as being ordinarily resident in the territory comprising the United Kingdom, Gibraltar, the European Economic Area and Switzerland in accordance with paragraph 1(4).”