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WELSH STATUTORY INSTRUMENTS

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**2021 No. 9**

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

**PART 5**

**AMENDMENTS TO THE EDUCATION (STUDENT  
SUPPORT) (WALES) REGULATIONS 2017**

**Amendments to the Education (Student Support) (Wales) Regulations 2017**

**31.** In Schedule 1, after paragraph 4 (refugees and their family members) insert—

**“Protected persons and their family members**

**4ZA.**—(1) A person—

- (a) granted leave to enter or remain as a protected person;
- (b) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since the person was granted such leave; and
- (c) who is ordinarily resident in Wales on the first day of the first academic year of the course.

(2) A person who—

- (a) is the spouse or civil partner of a person granted leave to enter or remain as a protected person;
- (b) on the leave application date, was the spouse or civil partner of a person granted leave to enter or remain as a protected person; and
- (c) is ordinarily resident in Wales on the first day of the first academic year of the course.

(3) A person—

- (a) who—
  - (i) is the child of a person granted leave to enter or remain as a protected person, or the child of the spouse or civil partner of a person granted leave to enter or remain as a protected person; and
  - (ii) on the leave application date, was the child of a person granted leave to enter or remain as a protected person or the child of a person who, on the leave application date, was the spouse or civil partner of a person granted leave to enter or remain as a protected person;
- (b) who was under 18 on the leave application date; and
- (c) who is ordinarily resident in Wales on the first day of the first academic year of the course.

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**Status:** This is the original version (as it was originally made).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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- (4) In this paragraph—
- (a) “leave application date” means the date on which a person made an application for leave to enter or remain in the United Kingdom that results in a person becoming a person granted leave to enter or remain as a protected person;
  - (b) “person being granted leave to enter or remain as a protected person” means a person who has extant leave to enter or remain on the grounds of humanitarian protection under paragraph 339C of the immigration rules.”