
WELSH STATUTORY INSTRUMENTS

2023 No. 1349

The Education (Student Finance) (Miscellaneous Amendments) (No. 3) (Wales) Regulations 2023

PART 6

Amendments to the Education (Student Support) (Wales) Regulations 2018

CHAPTER 3

Family members of Ukrainian nationals

38. In regulation 23G(1)—

(a) in sub-paragraph (a), after “(see Schedule 2, paragraph 2ZC)” insert “or the spouse, civil partner, child or stepchild of such a person”;

(b) for sub-paragraph (b) substitute—

“(b) as at the end of the day before the first day of the academic year in respect of which P is applying for support, the period for which—

(i) P, or

(ii) the person who, as a result of being a person granted leave to remain as a protected Ukrainian national, caused P to be an eligible student,

is allowed to stay in the United Kingdom has expired and no further leave to remain has been granted.”

39. In each of regulations 80(2)(b)(id) and 81(3)(b)(id), at the end insert “or the spouse, civil partner, child or stepchild of such a person”.

40. In Schedule 2, in paragraph 2ZC—

(a) after sub-paragraph (1) insert—

“(1A) A person who—

(a) is the spouse or civil partner of a protected Ukrainian national,

(b) on the leave application date, was the spouse or civil partner of that person,

(c) is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being granted leave to enter or remain in the United Kingdom, and

(d) is ordinarily resident in Wales on the first day of the first academic year of the course.

(1B) A person who—

(a) is—

(i) the child of a protected Ukrainian national, or

(ii) the child of the spouse or civil partner of a protected Ukrainian national,

- (b) on the leave application date was—
 - (i) under 18 years old, and
 - (ii) the child of a protected Ukrainian national or, as the case may be, the child of a person who was the spouse or civil partner of a protected Ukrainian national,
- (c) is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being granted leave to enter or remain in the United Kingdom, and
- (d) is ordinarily resident in Wales on the first day of the first academic year of the course.”;

- (b) after sub-paragraph (2) insert—

“(3) In this paragraph “leave application date” means the date on which a person (“P”) made an application for leave to enter or remain in the United Kingdom that results in P becoming a person granted leave to enter or remain as a protected Ukrainian national.”

41. In Schedule 4—

- (a) in paragraph 13G(1)—
 - (i) in paragraph (a), after “(see Schedule 2, paragraph 2ZC)” insert “or the spouse, civil partner, child or stepchild of such a person”;
 - (ii) for paragraph (b) substitute—
 - “(b) as at the end of the day before the first day of the academic year in respect of which P is applying for support, the period for which—
 - (i) P, or
 - (ii) the person who, as a result of being a person granted leave to remain as a protected Ukrainian national, caused P to be an eligible student, is allowed to stay in the United Kingdom has expired and no further leave to remain has been granted.”;
- (b) in paragraph 14(3)(b)(id), at the end insert “or the spouse, civil partner, child or stepchild of such a person”.