
STATUTORY RULES OF NORTHERN IRELAND

2022 No. 75

**The Education (Student Support, etc.)
(Amendment) Regulations (Northern Ireland) 2022**

PART 2

CHAPTER 4

Citizens' Rights, residency and removal of references to grace period

Amendments to the 2007 Regulations

32. In the Schedule—

- (a) in paragraph 1(1), in the definition of “person with protected rights”—
 - (i) re-number the existing text after “means—” as paragraph (1) of that definition;
 - (ii) in that paragraph as so re-numbered, omit the terminal “or” after sub-paragraph (a)(ii), and after sub-paragraph (a)(iii), insert—
 - “(iv) otherwise has rights deemed to apply by virtue of any citizens’ rights deeming provisions; or”;
 - (iii) after that paragraph as so numbered, insert—
 - “(2) In paragraph (1)(iv) “citizens’ rights deeming provisions” means—
 - (a) Article 18(2) and (3) (issuance of residence documents) of the EU withdrawal agreement;
 - (b) Article 17(2) and (3) (issuance of residence documents) of the EEA EFTA separation agreement (as defined in section 39(1) of the European Union (Withdrawal Agreement) Act 2020); or
 - (c) Article 16(2) and (3) (issuance of residence documents) of the Swiss citizens’ rights agreement.”.
- (b) in sub-paragraph 3(1)(a)(iii)—
 - (i) in division (bb), after “Regulations” insert “or otherwise has rights deemed to apply by virtue of any of the citizens’ rights provisions specified in paragraph (3)”,
 - (ii) in division (cc) after “relevant period” insert “or otherwise has a deemed right of permanent residence by virtue of any of the citizens’ rights provisions specified in sub-paragraph (3)”,
 - (iii) after sub-paragraph (2) insert—
 - “(3) For the purposes of sub-paragraph (1)(a)(iii), the citizens’ rights provisions referred to are—
 - (a) Article 18(3) (issuance of residence documents) of the EU withdrawal agreement;

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- (b) Article 17(3) (issuance of residence documents) of the EEA EFTA separation agreement (as defined in section 39(1) of the European Union (Withdrawal Agreement) Act 2020); or
- (c) Article 16(3) (issuance of residence documents) of the Swiss citizens' rights agreement.”.