
STATUTORY INSTRUMENTS

2008 No. 1640

**The Student Fees (Qualifying Courses and Persons)
(England) (Amendment) Regulations 2008**

**Amendment of the Student Fees (Qualifying Courses and Persons) (England) Regulations
2007**

4. In regulation 5—

(1) For paragraph (2) substitute the following—

“(2) Subject to the exceptions in paragraphs (3), (4) and (4A), a person is not a qualifying person if—

- (a) the person holds a higher education qualification; and
- (b) the qualifying course leads to a qualification which is an equivalent or lower qualification.”

(2) After paragraph (4) insert the following—

“(4A) Paragraph (2) does not apply where the qualifying course is a foundation degree.”