
STATUTORY INSTRUMENTS

2011 No. 1986

The Education (Student Support) Regulations 2011

PART 11

[^{F1}Eligibility in connection with designated part-time courses and transfers of status etc.]

F1 Pt. 11 heading substituted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), regs. 1(2)(a), **8**

Interpretation of Part 11

136.—^{F2}(1)

^{F3}(1A)

(2) In this Part,—

(a) “period ordinarily required to complete the full-time equivalent” means—

- (i) where the course is provided by or on behalf of the Open University, the period that a standard full-time student would require to complete the full-time equivalent if that student were awarded 120 credit points in each academic year;
- (ii) where the course is provided by or on behalf of any other institution, the period in which a standard full-time student would complete the full-time equivalent;

(b) “standard full-time student” is a student who is to be taken—

- (i) to have begun the full-time equivalent on the same date as the eligible part-time student began the part-time course in question;
- (ii) not to have been excused any part of the full-time equivalent;
- (iii) not to have repeated any part of the full-time equivalent; and
- (iv) not to be absent from the full-time equivalent other than during vacations.

^{F4}(3)

F2 [Reg. 136\(1\)](#) omitted (26.11.2020) by virtue of [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) \(No. 3\) Regulations 2020 \(S.I. 2020/1203\)](#), regs. 1(2), **4(3)(a)**

F3 [Reg. 136\(1A\)](#) omitted (26.11.2020) by virtue of [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) \(No. 3\) Regulations 2020 \(S.I. 2020/1203\)](#), regs. 1(2), **4(3)(a)**

F4 [Reg. 136\(3\)](#) omitted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by virtue of [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), regs. 1(2)(a), **9(c)**

Eligible part-time students

137.—(1) An eligible part-time student qualifies for support in connection with the student's undertaking a designated part-time course subject to and in accordance with this Part ^[F5] and Parts 11A and 11B].

^[F6](2) Subject to the following provisions of this regulation, a person is an eligible part-time student in connection with a designated part-time course if in assessing that person's application for support the Secretary of State determines that the person falls within one of the categories set out—

- (a) in paragraphs 2, 2A, 3, 4, 4A, 4B, 4C, 4D, 4E, 5, 6A, 7A, 8A, 9A, 9B, ^[F7]9BA] ^[F8]9BB,] 9C, 9D, 10ZA, 11A, 12A ^[F9], 13 ^[F10], 14, 15 and 16]] in Part 2 of Schedule 1; or
- (b) in paragraphs 6, 7, 8, 9, 10, 10A, 11 and 12 in Part 2 of Schedule 1, where paragraph (2A) applies.

(2A) This paragraph applies where—

- (a) in connection with a designated part-time course beginning before 1st August 2021, the Secretary of State—
 - (i) in assessing an application for support by a person (“A”) determined that A fell within one of the categories set out in paragraphs 6, 7, 8, 9, 10, 10A, 11 and 12 in Part 2 of Schedule 1 in relation to an academic year of the course beginning before 1st August 2021; or
 - (ii) would have so determined had A made an application for support in accordance with this Part in relation to an academic year of the course beginning before that date; and
- (b) A applies for support in connection with that course or a designated part-time course to which A's status as an eligible part-time student is transferred from that course in accordance with this Part.

(2B) In connection with a designated part-time course beginning on or after 1st January 2028, paragraph (2) has effect as if it did not mention paragraphs 8A ^[F11], 9B, 9BA and 9D].

(3) A person (“A”) is not an eligible part-time student if—

^[F12](za) A is studying on a course as part of an apprenticeship;]

^[F13](a) A is, in connection with the part-time course—

- (i) eligible to apply for a healthcare bursary whether or not the amount of such bursary is calculated by reference to income;
- (ii) eligible to apply for any allowance under the Nursing and Midwifery Student Allowances (Scotland) Regulations 2007; or
- (iii) eligible for a healthcare tuition payment;]
- (b) A is in breach of any obligation to repay any loan;
- (c) A has reached the age of 18 and has not ratified any agreement for a loan A made when A was under the age of 18;
- (d) A has, in the opinion of the Secretary of State, shown by A's conduct that A is unfitted to receive support; or

^{F14}(e)

^[F15](3A) A person (“A”) is not an eligible part-time student in connection with a pre-registration course which leads to a qualification for a profession in respect of which A is already registered in the relevant part or parts of the register maintained by the Health and Care Professions Council, the Nursing and Midwifery Council or the General Dental Council.]

[^{F16}(3B) A person (“A”) is not an eligible part-time student if A is enrolled on a course which is designated under regulation 4 of the Education (Postgraduate Master's Degree Loans) Regulations 2016 or regulation 4 of the Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018, and is receiving support under either set of regulations for that course.]

^{F17}(4)

(5) For the purposes of paragraphs (3)(b) and (3)(c), “loan” means a loan made under any provision of the student loans legislation.

(6) In a case where the agreement for a loan is subject to the law of Scotland, paragraph (3)(c) only applies if the agreement was made—

- (a) before 25th September 1991; and
- (b) with the concurrence of the borrower's curator or at a time when the borrower had no curator.

^{F18}(7)

^{F19}(8)

^{F20}(9)

(10) Where—

- (a) the Secretary of State determined that, by virtue of being a [^{F21}refugee] or the spouse, civil partner, child or step-child of [^{F22}a refugee], a person (“A”) was an eligible part-time student in connection with an application for support for an earlier year of the current part-time course or an application for support in connection with a designated course ^{F23}... or other designated part-time course from which A's status as an eligible part-time student [^{F24}or eligible student] has been transferred to the current part-time course; and
- [^{F25}(b) as at the day before the academic year in respect of which A is applying for support begins, the refugee status of A or of A's spouse, civil partner, parent or step-parent, as the case may be, has expired and no further leave to remain has been granted and no appeal is pending (within the meaning of section 104 of the Nationality, Immigration and Asylum Act 2002),]

A's status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.

[^{F26}(10A) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted stateless leave or the spouse, civil partner, child or step-child of a person granted stateless leave, a person (“A”) was an eligible part-time student in connection with—
 - (i) an application for support for an earlier year of the current part-time course, or
 - (ii) an application for support in connection with a designated part-time course or other designated course from which A's status as an eligible part-time student or eligible student has been transferred to the current part-time course, and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which the person granted stateless leave is allowed to stay in the United Kingdom has expired and no further leave to remain has been granted,

A's status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.]

[^{F27}(10B) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted section 67 leave, a person (“A”) was an eligible part-time student in connection with—
 - (i) an application for support for an earlier year of the current part-time course, or
 - (ii) an application for support in connection with a designated part-time course or other designated course from which A’s status as an eligible part-time student or eligible student has been transferred to the current part-time course, and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which the person granted section 67 leave is allowed to stay in the United Kingdom has expired and no further leave to remain has been granted,

A’s status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.]

[^{F28}(10C) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted Calais leave, a person (“A”) was an eligible part-time student in connection with—
 - (i) an application for support for an earlier year of the current part-time course; or
 - (ii) an application for support in connection with a designated part-time course or other designated course from which A’s status as an eligible part-time student or eligible student has been transferred to the current part-time course; and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which A is allowed to stay in the United Kingdom has expired and no further leave to remain has been granted,

A’s status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.]

(11) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted humanitarian protection or the spouse, civil partner, child or step-child of such a person, a person (“A”) was an eligible part-time student in connection with an application for support for an earlier year of the current part-time course or an application for support in connection with a designated course ^{F29}... or other designated part-time course from which A’s status as an eligible part-time student [^{F30}or eligible student] has been transferred to the current part-time course; and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which the person granted humanitarian protection is allowed to stay in the United Kingdom has expired and no further leave to remain has been granted and no appeal is pending (within the meaning of section 104 of the Nationality, Immigration and Asylum Act 2002),

A’s status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.

[^{F31}(11A) Where—

- (a) the Secretary of State determined that, by virtue of being a person with protected rights with limited leave to enter or remain in the United Kingdom granted by virtue of residence scheme immigration rules, a person (“A”) was an eligible part-time student in connection with—
 - (i) an application for support for an earlier year of the current part-time course; or

- (ii) an application for support in connection with a designated part-time course or other designated course from which A's status as an eligible part-time student or eligible student has been transferred to the current part-time course; and
- (b) as at the day before the academic year in respect of which A is applying for support begins, A no longer has extant limited leave to enter or remain granted by virtue of residence scheme immigration rules and no further leave to enter or remain has been granted under those rules,

A's status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.

(11B) Where—

- (a) the Secretary of State has determined, that by virtue of—
 - (i) falling within [^{F32}paragraph (1)(a) ^{F33}... (iv) or (v)] of the definition of “person with protected rights”; or
 - (ii) meeting the conditions in paragraph 3(1)(a) ^{F34}... (iv) in Part 2 of Schedule 1,a person (“A”) is an eligible part-time student in connection with an application for support for an academic year of a designated part-time course; and
- (b) as at the day before the academic year begins, A is not a person with protected rights,

A's status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.]

[^{F35}(11C) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted leave under [^{F36}one of the Afghan Schemes], a person (“A”) was an eligible part-time student in connection with—
 - (i) an application for support for an earlier year of the current part-time course; or
 - (ii) an application for support in connection with a designated course or other designated part-time course from which A's status as an eligible part-time student or eligible student has been transferred to the current part-time course; and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which the person granted leave under [^{F37}one of the Afghan Schemes] is allowed to stay in the United Kingdom has expired,

A's status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.]

[^{F38}(11D) Where—

- (a) the Secretary of State determined that, by virtue of being a person granted leave under one of the Ukraine Schemes, a person (“A”) was an eligible part-time student in connection with—
 - (i) an application for support for an earlier year of the current part-time course; or
 - (ii) an application for support in connection with a designated course or other designated part-time course from which A's status as an eligible part-time student or eligible student has been transferred to the current part-time course; and
- (b) as at the day before the academic year in respect of which A is applying for support begins, the period for which the person granted leave under one of the Ukraine Schemes is allowed to stay in the United Kingdom has expired and no further leave to enter or remain has been granted,

A's status as an eligible part-time student terminates immediately before the first day of the academic year in respect of which A is applying for support.]

(12) Paragraphs (10) and (11) do not apply where A began the course in connection with which the Secretary of State determined that A was an eligible part-time student or eligible student, as the case may be, before 1st September 2007.

(13) An eligible part-time student may not, at any one time, qualify for support for—

- (a) more than one designated part-time course;
- (b) a designated part-time course and a designated course;

^{F39}(c)

- (d) a designated part-time course and a designated postgraduate course.

- F5** Words in reg. 137(1) inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), regs. 1(2)(a), **10(a)**
- F6** [Reg. 137\(2\)-\(2B\)](#) substituted for [reg. 137\(2\) \(1.3.2021\)](#) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) Regulations 2021 \(S.I. 2021/127\)](#), regs. 1(1), **16(a)**
- F7** Word in [reg. 137\(2\)\(a\)](#) inserted (1.9.2021) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) \(No. 2\) Regulations 2021 \(S.I. 2021/929\)](#), regs. 1(1), **8(4)(a)**
- F8** Word in [reg. 137\(2\)\(a\)](#) inserted (with application in accordance with reg. 1(3)(d) of the amending S.I.) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) \(No. 3\) Regulations 2021 \(S.I. 2021/1348\)](#), regs. 1(1), **11(5)**
- F9** Words in [reg. 137\(2\)\(a\)](#) substituted (with application in accordance with reg. 1(3)(c) of the amending S.I.) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) \(No. 3\) Regulations 2021 \(S.I. 2021/1348\)](#), regs. 1(1), **9(5)(a)**
- F10** Words in [reg. 137\(2\)\(a\)](#) substituted (with application in accordance with reg. 1(3)(a) of the amending S.I.) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) \(No. 2\) Regulations 2022 \(S.I. 2022/534\)](#), regs. 1(1), **3(2)**
- F11** Words in [reg. 137\(2B\)](#) substituted (1.9.2021) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) \(No. 2\) Regulations 2021 \(S.I. 2021/929\)](#), regs. 1(1), **8(4)(b)**
- F12** [Reg. 137\(3\)\(za\)](#) inserted (23.12.2021) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) \(No. 3\) Regulations 2021 \(S.I. 2021/1348\)](#), regs. 1(1), **6(2)**
- F13** [Reg. 137\(3\)\(a\)](#) substituted (with application in accordance with reg. 1(3)(b) of the amending S.I.) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) Regulations 2017 \(S.I. 2017/114\)](#), regs. 1(3), **18(a)**
- F14** [Reg. 137\(3\)\(e\)](#) omitted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by virtue of [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), regs. 1(2)(a), **10(b)**
- F15** [Reg. 137\(3A\)](#) inserted (with application in accordance with reg. 1(2)(b)(3) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) \(No. 2\) Regulations 2018 \(S.I. 2018/443\)](#), regs. 1(2)(a), **10**
- F16** [Reg. 137\(3B\)](#) inserted (11.6.2018) by [The Education \(Postgraduate Doctoral Degree Loans and the Education \(Student Loans\) \(Repayment\) \(Amendment\) \(No. 2\) etc.\) Regulations 2018 \(S.I. 2018/599\)](#), regs. 1(1), **56**
- F17** [Reg. 137\(4\)](#) omitted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by virtue of [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), regs. 1(2)(a), **10(c)**
- F18** [Reg. 137\(7\)](#) omitted (23.12.2015) by virtue of [The Education \(Student Support\) \(Amendment\) Regulations 2015 \(S.I. 2015/1951\)](#), regs. 1(2), **50**
- F19** [Reg. 137\(8\)](#) omitted (23.12.2015) by virtue of [The Education \(Student Support\) \(Amendment\) Regulations 2015 \(S.I. 2015/1951\)](#), regs. 1(2), **50**

- F20** Reg. 137(9) omitted (23.12.2015) by virtue of The Education (Student Support) (Amendment) Regulations 2015 (S.I. 2015/1951), regs. 1(2), **50**
- F21** Word in reg. 137(10)(a) substituted (3.3.2017) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2017 (S.I. 2017/114), regs. 1(2), **18(b)(i)(aa)**
- F22** Words in reg. 137(10)(a) substituted (3.3.2017) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2017 (S.I. 2017/114), regs. 1(2), **18(b)(i)(bb)**
- F23** Words in reg. 137(10)(a) omitted (with application in accordance with reg. 1(3)(5) of the amending S.I.) by virtue of The Education (Student Fees, Awards and Support) (Amendment) Regulations 2018 (S.I. 2018/137), regs. 1(2), **6(6)(a)(i)**
- F24** Words in reg. 137(10)(a) substituted (with application in accordance with reg. 1(3)(5) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2018 (S.I. 2018/137), regs. 1(2), **6(6)(a)(ii)**
- F25** Reg. 137(10)(b) substituted (3.3.2017) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2017 (S.I. 2017/114), regs. 1(2), **18(b)(ii)**
- F26** Reg. 137(10A) inserted (with application in accordance with reg. 1(4) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2018 (S.I. 2018/137), regs. 1(2), **7(5)**
- F27** Reg. 137(10B) inserted (with application in accordance with reg. 1(2)(3)(5) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) Regulations 2019 (S.I. 2019/142), regs. 1(1), **36(5)**
- F28** Reg. 137(10C) inserted (with application in accordance with reg. 1(3)(b) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 2) Regulations 2020 (S.I. 2020/48), regs. 1(1), **3(3)(e)**
- F29** Words in reg. 137(11)(a) omitted (with application in accordance with reg. 1(3)(5) of the amending S.I.) by virtue of The Education (Student Fees, Awards and Support) (Amendment) Regulations 2018 (S.I. 2018/137), regs. 1(2), **6(6)(a)(i)**
- F30** Words in reg. 137(11)(a) substituted (with application in accordance with reg. 1(3)(5) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2018 (S.I. 2018/137), regs. 1(2), **6(6)(a)(ii)**
- F31** Reg. 137(11A)(11B) inserted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **16(b)**
- F32** Words in reg. 137(11B)(a)(i) substituted (1.9.2021) by The Education (Student Fees, Awards and Support) (Amendment) (No. 2) Regulations 2021 (S.I. 2021/929), regs. 1(1), **5**
- F33** Word in reg. 137(11B)(a)(i) omitted (with application in accordance with reg. 1(3)(e) of the amending S.I.) by virtue of The Education (Student Fees, Awards and Support) (Amendment) (No. 3) Regulations 2021 (S.I. 2021/1348), regs. 1(1), **12(2)(a)**
- F34** Words in reg. 137(11B)(a)(ii) omitted (with application in accordance with reg. 1(3)(e) of the amending S.I.) by virtue of The Education (Student Fees, Awards and Support) (Amendment) (No. 3) Regulations 2021 (S.I. 2021/1348), regs. 1(1), **12(2)(b)**
- F35** Reg. 137(11C) inserted (with application in accordance with reg. 1(3)(c) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) (No. 3) Regulations 2021 (S.I. 2021/1348), regs. 1(1), **9(5)(b)**
- F36** Words in reg. 137(11C)(a) substituted (15.2.2022) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2022 (S.I. 2022/57), regs. 1(1), **7** (with reg. 1(3))
- F37** Words in reg. 137(11C)(b) substituted (15.2.2022) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2022 (S.I. 2022/57), regs. 1(1), **7** (with reg. 1(3))
- F38** Reg. 137(11D) inserted (with application in accordance with reg. 1(4)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) (No. 2) Regulations 2022 (S.I. 2022/534), regs. 1(1), **4(6)**
- F39** Reg. 137(13)(c) omitted (with application in accordance with reg. 1(3)(5) of the amending S.I.) by virtue of The Education (Student Fees, Awards and Support) (Amendment) Regulations 2018 (S.I. 2018/137), regs. 1(2), **6(6)(b)**

Students becoming eligible [^{F40}for support under Part 11A] during the course of the academic year

138.—^{F41}(1)

^{F42}(2)

(3) ^{F43}... Where one of the events listed in paragraph (4) occurs in the course of an academic year, a student may qualify for a fee loan in respect of that academic year in accordance with [^{F44}Part 11A] provided that—

- (a) the relevant event occurred within the first three months of the academic year [^{F45}and was not an event mentioned in sub-paragraph (a) of that paragraph]; and
- (b) a fee loan is not available in respect of any academic year beginning before the academic year in which the relevant event occurred.

(4) The events are—

[^{F46}(a) the student's course becomes a designated part-time course—

- (i) under regulation 139(7);
- (ii) by virtue of the course being provided by or on behalf of an English higher education provider which becomes a registered provider; or
- (iii) by virtue of the course becoming a Northern Irish designated part-time course, a Scottish designated part-time course or a Welsh designated part-time course;]

(b) the student or the student's spouse, civil partner or parent is recognised as a refugee or becomes [^{F47}a person granted stateless leave or] a person granted humanitarian protection;

^{F48}(c)

[^{F49}(d) the student becomes a family member described in paragraph 9A(1)(a), 9C(1)(a) [^{F50}, 9D(1)(a) or 9D(2)(a)] of Schedule 1;]

^{F51}(e)

[^{F52}(f) the student becomes a person described in paragraph 3(1)(a) of Schedule 1;]

[^{F53}(g) where regulation 137(2A)(a) applies, the student becomes a person described in paragraph 12(a) of Schedule 1;]

(h) the student becomes a person described in [^{F54}paragraph 6A(1)(a) of Schedule 1 or, where regulation 137(2A)(a) applies, in] paragraph 6(1)(a) of Schedule 1; ^{F55}...

[^{F56}(i) the student becomes a person described in paragraph 11A(a) of Schedule 1 or, where regulation 137(2A)(a) applies, in paragraph 11(1)(a) of Schedule 1;]

[^{F57}(j) the student becomes a person granted section 67 leave];

[^{F58}(k) the student becomes a person granted indefinite leave to remain as a victim of domestic violence or domestic abuse; ^{F59}...]

[^{F60}(l) the student becomes a person granted Calais leave.][^{F61}, ^{F62}...

(m) the student becomes a person granted indefinite leave to remain as a bereaved partner][^{F63};]

[^{F64}(n) the student becomes a person described in paragraph 9B(1)(a)(ii) of Schedule 1;]

[^{F65}(o) the student becomes a person granted leave under [^{F66}one of the Afghan Schemes]][^{F67}or]

[^{F68}(p) the student becomes a person granted leave under one of the Ukraine Schemes.]

- F40** Words in reg. 138 heading inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by The Education (Student Support) (Amendment) (No. 3) Regulations 2018 (S.I. 2018/472), regs. 1(2)(a), **11(a)**
- F41** Reg. 138(1) omitted (26.11.2020) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **4(3)(b)(i)**
- F42** Reg. 138(2) omitted (26.11.2020) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **4(3)(b)(i)**
- F43** Words in reg. 138(3) omitted (26.11.2020) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **4(3)(b)(ii)**
- F44** Words in reg. 138(3) substituted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by The Education (Student Support) (Amendment) (No. 3) Regulations 2018 (S.I. 2018/472), regs. 1(2)(a), **11(b)**
- F45** Words in reg. 138(3)(a) inserted (with application in accordance with reg. 1(2)(5) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) Regulations 2019 (S.I. 2019/142), regs. 1(1), **23(3)**
- F46** Reg. 138(4)(a) substituted (with application in accordance with reg. 1(2)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 2) Regulations 2020 (S.I. 2020/48), regs. 1(1), **4(1)(e)**
- F47** Words in reg. 138(4)(b) inserted (with application in accordance with reg. 1(4) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2018 (S.I. 2018/137), regs. 1(2), **7(6)**
- F48** Reg. 138(4)(c) omitted (1.3.2021) by virtue of The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **17(a)**
- F49** Reg. 138(4)(d) substituted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **17(b)**
- F50** Words in reg. 138(4)(d) substituted (with application in accordance with reg. 1(3)(d) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) (No. 3) Regulations 2021 (S.I. 2021/1348), regs. 1(1), **11(6)**
- F51** Reg. 138(4)(e) omitted (1.3.2021) by virtue of The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **17(c)**
- F52** Reg. 138(4)(f) substituted (31.12.2020) by The Education (Student Fees, Awards and Support) (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1181), regs. 1(3), **8(b)**
- F53** Reg. 138(4)(g) substituted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **17(d)**
- F54** Words in reg. 138(4)(h) inserted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **17(e)**
- F55** Word in reg. 138(4)(h) omitted (with application in accordance with reg. 1(2)(3)(5) of the amending S.I.) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) Regulations 2019 (S.I. 2019/142), regs. 1(1), **36(6)(a)**
- F56** Reg. 138(4)(i) substituted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **17(f)**
- F57** Reg. 138(4)(j) inserted (with application in accordance with reg. 1(2)(3)(5) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) Regulations 2019 (S.I. 2019/142), regs. 1(1), **36(6)(c)**
- F58** Reg. 138(4)(k) inserted (with application in accordance with reg. 1(3)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 2) Regulations 2020 (S.I. 2020/48), regs. 1(1), **2(3)(d)(ii)**
- F59** Word in reg. 138(4)(k) omitted (with application in accordance with reg. 1(4)(a) of the amending S.I.) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **13(5)(a)**

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- F60** Reg. 138(4)(l) inserted (with application in accordance with reg. 1(3)(b) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 2) Regulations 2020 (S.I. 2020/48), regs. 1(1), **3(3)(f)**
- F61** Reg. 138(4)(m) and word inserted (with application in accordance with reg. 1(4)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **13(5)(b)**
- F62** Word in reg. 138(4)(l) omitted (1.3.2021) by virtue of The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **17(g)**
- F63** Word in reg. 138(4)(m) inserted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **17(h)**
- F64** Reg. 138(4)(n) inserted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **17(i)**
- F65** Reg. 138(4)(o) inserted (with application in accordance with reg. 1(3)(c) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) (No. 3) Regulations 2021 (S.I. 2021/1348), regs. 1(1), **9(6)**
- F66** Words in reg. 138(4)(o) substituted (15.2.2022) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2022 (S.I. 2022/57), regs. 1(1), **8** (with reg. 1(3))
- F67** Word in reg. 138(4) repositioned (with application in accordance with reg. 1(4)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) (No. 2) Regulations 2022 (S.I. 2022/534), regs. 1(1), **4(7)**
- F68** Reg. 138(4)(p) inserted (with application in accordance with reg. 1(4)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) (No. 2) Regulations 2022 (S.I. 2022/534), regs. 1(1), **4(7)**

[^{F69}Students becoming eligible for support under Part 11B in the course of an academic year

138A.—(1) Where one of the events listed in paragraph (2) occurs in the course of an academic year, a student may qualify for a loan for living costs in respect of such quarters in respect of which a loan for living costs is payable as begin after the relevant event occurs.

(2) The events are—

- [^{F70}(a) the student’s course becomes a designated part-time course—
 - (i) under regulation 139(7);
 - (ii) by virtue of the course being provided by or on behalf of an English higher education provider which becomes a registered provider; or
 - (iii) by virtue of the course becoming a Northern Irish designated part-time course, a Scottish designated part-time course or a Welsh designated part-time course;]
- (b) the student, or the student’s spouse, civil partner or parent is recognised as a refugee or becomes a person granted stateless leave or a person granted humanitarian protection;
- ^{F71}(c)
- [^{F72}(d) the student becomes a person described in paragraph 3(1)(a) of Schedule 1;]
- [^{F73}(e) where regulation 137(2A)(a) applies, the student becomes a person described in paragraph 12(a) of Schedule 1;]
- (f) the student becomes a person described in [^{F74}paragraph 6A(1)(a) of Schedule 1 or, where regulation 137(2A)(a) applies, in] paragraph 6(1)(a) of Schedule 1; ^{F75}...
- [^{F76}(g) the student becomes a person described in paragraph 11A(a) of Schedule 1 or, where regulation 137(2A)(a) applies, in paragraph 11(1)(a) of Schedule 1;]
- [the student becomes a person granted section 67 leave];
- ^{F77}(h)

- [the student becomes a person granted indefinite leave to remain as a victim of domestic
^{F78}(i) violence or domestic abuse; ^{F79}...]
- [the student becomes a person granted Calais leave.]]^{F81}, ^{F82}...
- ^{F80}(j)
- (k) the student becomes a person granted indefinite leave to remain as a bereaved partner]]^{F83};
- [the student becomes a person described in paragraph 9B(1)(a)(ii) of Schedule 1];
- ^{F84}(l)
- [the student becomes a person granted leave under [^{F86}one of the Afghan Schemes]]]^{F87}or]
- ^{F85}(m)
- [the student becomes a person granted leave under one of the Ukraine Schemes.]
- ^{F88}(n)

(3) An eligible part-time student to whom paragraph (1) applies does not qualify for a loan for living costs in respect of any academic year beginning before the academic year in which the relevant event occurred.

(4) The maximum amount of loan for living costs payable is the aggregate of the maximum amount of loan for living costs for each quarter in respect of which the student qualifies for the loan for living costs.

(5) The maximum amount of loan for living costs for each quarter is one third of the maximum amount of loan for living costs which would apply for the academic year if the student fell into the category which applies to the relevant quarter for the duration of the academic year.

(6) In this regulation, a “loan for living costs” means a loan for living costs under Part 11B.]

- F69** Reg. 138A inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by The Education (Student Support) (Amendment) (No. 3) Regulations 2018 (S.I. 2018/472), regs. 1(2)(a), **12**
- F70** Reg. 138A(2)(a) substituted (with application in accordance with reg. 1(2)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 2) Regulations 2020 (S.I. 2020/48), regs. 1(1), **4(1)(f)**
- F71** Reg. 138A(2)(c) omitted (1.3.2021) by virtue of The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **18(a)**
- F72** Reg. 138A(2)(d) substituted (31.12.2020) by The Education (Student Fees, Awards and Support) (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1181), regs. 1(3), **9**
- F73** Reg. 138A(2)(e) substituted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **18(b)**
- F74** Words in reg. 138A(2)(f) inserted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **18(c)**
- F75** Word in reg. 138A(2)(f) omitted (with application in accordance with reg. 1(2)(3)(5) of the amending S.I.) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) Regulations 2019 (S.I. 2019/142), regs. 1(1), **36(7)(a)**
- F76** Reg. 138A(2)(g) substituted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **18(d)**
- F77** Reg. 138A(2)(h) inserted (with application in accordance with reg. 1(2)(3)(5) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) Regulations 2019 (S.I. 2019/142), regs. 1(1), **36(7)(c)**
- F78** Reg. 138A(2)(i) inserted (with application in accordance with reg. 1(3)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 2) Regulations 2020 (S.I. 2020/48), regs. 1(1), **2(3)(e)(ii)**
- F79** Word in reg. 138A(2)(i) omitted (with application in accordance with reg. 1(4)(a) of the amending S.I.) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **13(6)(a)**

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- F80** Reg. 138A(2)(j) inserted (with application in accordance with reg. 1(3)(b) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 2) Regulations 2020 (S.I. 2020/48), regs. 1(1), **3(3)(g)**
- F81** Reg. 138A(2)(k) and word inserted (with application in accordance with reg. 1(4)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **13(6)(b)**
- F82** Word in reg. 138A(2)(j) omitted (1.3.2021) by virtue of The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **18(e)**
- F83** Word in reg. 138A(2)(k) inserted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **18(f)**
- F84** Reg. 138A(2)(l) inserted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **18(g)**
- F85** Reg. 138A(2)(m) inserted (with application in accordance with reg. 1(3)(c) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) (No. 3) Regulations 2021 (S.I. 2021/1348), regs. 1(1), **9(7)**
- F86** Words in reg. 138A(2)(m) substituted (15.2.2022) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2022 (S.I. 2022/57), regs. 1(1), **9** (with reg. 1(3))
- F87** Word in reg. 138A(2) repositioned (with application in accordance with reg. 1(4)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) (No. 2) Regulations 2022 (S.I. 2022/534), regs. 1(1), **4(8)**
- F88** Reg. 138A(2)(n) inserted (with application in accordance with reg. 1(4)(a) of the amending S.I.) by The Education (Student Fees, Awards and Support) (Amendment) (No. 2) Regulations 2022 (S.I. 2022/534), regs. 1(1), **4(8)**

Designated part-time courses

139.—(1) Subject to paragraphs [^{F89}(2A),] (3), (4) [^{F90}, (5), (5A) and (5B)], a part-time course is designated for the purposes of section 22(1) of the 1998 Act and regulation 137 if—

- (a) it is a course mentioned in Schedule 2 ^{F91}... [^{F92}, other than a graduate entry accelerated programme or a graduate entry veterinary course].
- (b) it is of at least one academic year's duration;
- [^{F93}(c) it is ordinarily possible to complete the course in not more than four times the period ordinarily required to complete the full-time equivalent;]
- [^{F94}(d) [^{F95}it is either—
 - (i) wholly provided by a registered provider, or provided by a registered or an unregistered provider on behalf of a registered provider in England;
 - (ii) wholly provided by an authority-funded institution in Scotland, Northern Ireland or Wales;
 - (iii) provided by a registered provider on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
 - (iv) provided by an institution situated in Scotland, Northern Ireland or Wales on behalf of a registered provider in England, or by a publicly funded institution situated in Scotland, Northern Ireland or Wales on behalf of an authority-funded institution in Scotland, Northern Ireland or Wales;
 - (v) provided by a registered provider in England in conjunction with an institution which is situated outside the United Kingdom; or
 - (vi) provided by an authority-funded institution in Scotland, Northern Ireland or Wales, in conjunction with an institution which is situated outside the United Kingdom;]

- (da) it is substantially provided in the United Kingdom;]
- (e) for a course beginning on or after 1st September 2012 which falls within paragraph 1, 2, 4,^{F96} ... 7 or 8 of Schedule 2^{F97}—
 - (i) it is a course which leads to an award granted or to be granted by a body falling within section 214(2) [^{F98}(za), (zb),] (a) or (b) of the Education Reform Act 1988; and
 - (ii) the teaching and supervision which comprise the course has been approved by that body];^{F99}and]
- (f) it is not designated by or under regulation 5,^{F100} ...

^{F100}(g)

(2) In paragraph (1)(e), “award” means any degree, diploma, certificate or other academic award or distinction.

^{F101}(2ZAA) A part-time course is designated for the purposes of section 22 of the 1998 Act and regulation 137(1) if it is a Northern Irish designated part-time course, a Scottish designated part-time course or a Welsh designated part-time course.]

^{F102}(2AA) A course is not a designated part-time course if its designation has been revoked or is suspended under paragraph (8).]

^{F103}(2A) A course mentioned in Schedule 2 is not a designated part-time course for the purposes of support under Part 11B unless it is—

- (a) a course which leads to an honours degree or an ordinary degree;
- (b) a course which leads to a graduate diploma at an equivalent level to an honours degree or an ordinary degree;
- (c) a course which leads to a graduate certificate at an equivalent level to an honours degree or an ordinary degree;
- (d) a course which leads to a diploma in respect of a course in—
 - (i) a dental profession subject; or
 - (ii) operating department practice;
- (e) a course which leads to a foundation degree in respect of a course in a dental profession subject;
- (f) a course which leads to a Postgraduate Certificate in Education;
- (g) a course which leads to a Professional Graduate Certificate in Education; or
- ^{F104}(h) any other course not within sub-paragraphs (f) or (g) which—
 - (i) is a course of initial teacher training at an accredited institution; and
 - (ii) leads to a qualification at an equivalent level to—
 - (aa) a course within sub-paragraphs (f) or (g);
 - (bb) an honours degree; or
 - (cc) an ordinary degree.]

^{F105}(2B)

(3) A course falling within paragraph 7 or 8 of Schedule 2 is not a designated part-time course where the governing body of a maintained school or Academy has arranged for the provision of such a course to a pupil of the school or Academy.

(4) A course that is taken as part of an employment-based teacher training scheme is not a designated part-time course.

- (5) A first degree course is not a designated part-time course where—
- (a) it leads to the award of a professional qualification;
 - (b) a first degree (or equivalent qualification) would normally be required for entry to a course leading to the award of that professional qualification; and
 - (c) the current course begins on or after 1st September 2009.

[^{F106}(5A) A postgraduate pre-registration course is not a designated part-time course.]

[^{F107}(5B) A UK dual degree programme is not a designated part-time course.]

- (6) For the purposes of paragraph (1)—

- (a) a course is provided by an institution if it provides the teaching and supervision which comprise the course, whether or not the institution has entered into an agreement with the student to provide the course;

[^{F108}(aa) a course is substantially provided in the United Kingdom where at least half of the teaching and supervision which comprise the course is provided in the United Kingdom;]

- (b) a university and any constituent college or institution in the nature of a college of a university is to be regarded as [^{F109}authority-funded] if either the university or the constituent college or institution is [^{F109}authority-funded]; ^{F110}...

- (c) an institution is not to be regarded as publicly funded [^{F111}or authority-funded] by reason only that it receives public funds from the governing body of a higher education institution in accordance with section 65(3A) of the Further and Higher Education Act 1992 ^{M1} [^{F112}; and]

[^{F113}(d) a course is not to be regarded as provided on behalf of an authority-funded educational institution where a part of the course is provided by a private institution [^{F114}in Scotland, Northern Ireland or Wales, or by a private institution which is an unregistered provider in England].]

- (7) For the purposes of section 22 of the 1998 Act and regulation 137(1) the Secretary of State may designate courses of higher education which are not designated by paragraph (1) [^{F115}or (ZZAA)].

[^{F116}(8) The Secretary of State may revoke [^{F117}this regulation].]

F89 Word in reg. 139(1) inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), regs. 1(2)(a), **13(a)**

F90 Words in reg. 139(1) substituted (with application in accordance with reg. 1(3)(a) of the amending S.I.) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) \(No. 3\) Regulations 2021 \(S.I. 2021/1348\)](#), regs. 1(1), **5(3)(a)**

F91 Words in reg. 139(1)(a) omitted (26.11.2020) by virtue of [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) \(No. 3\) Regulations 2020 \(S.I. 2020/1203\)](#), regs. 1(2), **4(3)(c)(i)**

F92 Words in reg. 139(1)(a) inserted (26.11.2020) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) \(No. 3\) Regulations 2020 \(S.I. 2020/1203\)](#), regs. 1(2), **5(4)**

F93 Reg. 139(1)(c) substituted (26.11.2020) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) \(No. 3\) Regulations 2020 \(S.I. 2020/1203\)](#), regs. 1(2), **4(3)(c)(ii)**

F94 Reg. 139(1)(d)(da) substituted for reg. 139(1)(d) (7.11.2014) by [The Education \(Student Support\) \(Amendment\) Regulations 2014 \(S.I. 2014/2765\)](#), regs. 1(2), **15(a)**

F95 Reg. 139(1)(d) substituted (with application in accordance with reg. 1(2)(5) of the amending S.I.) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) Regulations 2019 \(S.I. 2019/142\)](#), regs. 1(1), **25(2)(a)**

- F96** Word in reg. 139(1)(e) omitted (7.11.2014) by virtue of [The Education \(Student Support\) \(Amendment\) Regulations 2014 \(S.I. 2014/2765\)](#), regs. 1(2), **15(b)(i)**
- F97** Words in reg. 139(1)(e) substituted (with application in accordance with reg. 1(4)(b) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) Regulations 2014 \(S.I. 2014/2765\)](#), regs. 1(4)(a), **15(b)(ii)**
- F98** Words in reg. 139(1)(e)(i) inserted (with application in accordance with reg. 1(2)(5) of the amending S.I.) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) Regulations 2019 \(S.I. 2019/142\)](#), regs. 1(1), **25(2)(b)**
- F99** Word in reg. 139(1)(e) inserted (with application in accordance with reg. 1(3)(5) of the amending S.I.) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) Regulations 2018 \(S.I. 2018/137\)](#), regs. 1(2), **6(7)(a)**
- F100** Reg. 139(1)(g) and word omitted (with application in accordance with reg. 1(3)(5) of the amending S.I.) by virtue of [The Education \(Student Fees, Awards and Support\) \(Amendment\) Regulations 2018 \(S.I. 2018/137\)](#), regs. 1(2), **6(7)(b)**
- F101** Reg. 139(2ZAA) inserted (with application in accordance with reg. 1(2)(a) of the amending S.I.) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) \(No. 2\) Regulations 2020 \(S.I. 2020/48\)](#), regs. 1(1), **4(1)(g)(i)**
- F102** Reg. 139(2AA) inserted (with application in accordance with reg. 1(2)(5) of the amending S.I.) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) Regulations 2019 \(S.I. 2019/142\)](#), regs. 1(1), **25(3)**
- F103** Reg. 139(2A)(2B) inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), regs. 1(2)(a), **13(b)**
- F104** Reg. 139(2A)(h) substituted (13.2.2020) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) \(No. 2\) Regulations 2020 \(S.I. 2020/48\)](#), regs. 1(1), **9**
- F105** Reg. 139(2B) omitted (with application in accordance with reg. 1(2)(5) of the amending S.I.) by virtue of [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) Regulations 2019 \(S.I. 2019/142\)](#), regs. 1(1), **25(4)**
- F106** Reg. 139(5A) inserted (with application in accordance with reg. 1(2)(b)(3) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) \(No. 2\) Regulations 2018 \(S.I. 2018/443\)](#), regs. 1(2)(a), **11**
- F107** Reg. 139(5B) inserted (with application in accordance with reg. 1(3)(a) of the amending S.I.) by [The Education \(Student Fees, Awards and Support\) \(Amendment\) \(No. 3\) Regulations 2021 \(S.I. 2021/1348\)](#), regs. 1(1), **5(3)(b)**
- F108** Reg. 139(6)(aa) inserted (7.11.2014) by [The Education \(Student Support\) \(Amendment\) Regulations 2014 \(S.I. 2014/2765\)](#), regs. 1(2), **15(c)**
- F109** Words in reg. 139(6)(b) substituted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by [The Education \(Student Support and European University Institute\) \(Amendment\) Regulations 2013 \(S.I. 2013/1728\)](#), regs. 1(2)(a), **18(b)(i)**
- F110** Word in reg. 139(6)(b) omitted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by virtue of [The Education \(Student Support and European University Institute\) \(Amendment\) Regulations 2013 \(S.I. 2013/1728\)](#), regs. 1(2)(a), **18(b)(ii)**
- F111** Words in reg. 139(6)(c) inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by [The Education \(Student Support and European University Institute\) \(Amendment\) Regulations 2013 \(S.I. 2013/1728\)](#), regs. 1(2)(a), **18(b)(iii)**
- F112** Word in reg. 139(6)(c) substituted for full stop (with application in accordance with reg. 1(2)(b) of the amending S.I.) by [The Education \(Student Support and European University Institute\) \(Amendment\) Regulations 2013 \(S.I. 2013/1728\)](#), regs. 1(2)(a), **18(b)(iv)**
- F113** Reg. 139(6)(d) inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by [The Education \(Student Support and European University Institute\) \(Amendment\) Regulations 2013 \(S.I. 2013/1728\)](#), regs. 1(2)(a), **18(b)(v)**

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- F114** Words in reg. 139(6)(d) inserted (with application in accordance with reg. 1(2)(5) of the amending S.I.) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) Regulations 2019 \(S.I. 2019/142\)](#), regs. 1(1), **25(5)**
- F115** Words in reg. 139(7) inserted (with application in accordance with reg. 1(2)(a) of the amending S.I.) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) \(No. 2\) Regulations 2020 \(S.I. 2020/48\)](#), regs. 1(1), **4(1)(g)(ii)**
- F116** Reg. 139(8) inserted (15.1.2014) by [The Education \(Fees and Student Support\) \(Amendment\) Regulations 2013 \(S.I. 2013/3106\)](#), regs. 1(2), **8**
- F117** Words in reg. 139(8) substituted (with application in accordance with reg. 1(2)(5) of the amending S.I.) by [The Education \(Student Fees, Awards and Support etc.\) \(Amendment\) Regulations 2019 \(S.I. 2019/142\)](#), regs. 1(1), **25(6)**

Marginal Citations

- M1** 1992 c.13; section 65(3A) was inserted by the [Teaching and Higher Education Act 1998 \(c.30\)](#), **section 27**.

[^{F118}Transfer of status

139A.—(1) Where an eligible part-time student transfers to another part-time course, the Secretary of State must transfer the student’s status as an eligible part-time student to that course where—

- (a) the Secretary of State receives a request from the eligible part-time student to do so;
- (b) the Secretary of State is satisfied that one or more of the grounds for transfer in paragraph (2) applies; and
- (c) the period of eligibility has not terminated.

[
^{F119}(1A) Paragraph (1) applies to a person who is an eligible part-time student by virtue of regulation 137(2)(b) only where that person’s status as an eligible part-time student has not been transferred on or after 1st August 2021 from the designated part-time course referred to in regulation 137(2A)(a) to another designated part-time course.]

- (2) The grounds for transfer are—
 - (a) the eligible part-time student starts to undertake another designated part-time course at the institution;
 - (b) the eligible part-time student starts to undertake a designated part-time course at another institution; or
 - (c) after beginning a designated part-time course for a first degree (other than an honours degree) the eligible part-time student is, before the completion of that course, admitted to a designated part-time course for an honours degree in the same subject or subjects at the institution.

^{F120}(3)

^{F121}(4)

(5) An eligible student who transfers under paragraph (1) after the Secretary of State has determined the student’s support in connection with the academic year of the course from which the student is transferring but before the student completes that year may not apply for [^{F122}another grant under regulation 147 in connection with the academic year of the course to which the student transfers,]

^{F123}(6)]

- F118** Regs. 139A-139D inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by The Education (Student Support) (Amendment) (No. 3) Regulations 2018 (S.I. 2018/472), regs. 1(2)(a), **14**
- F119** Reg. 139A(1A) inserted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **19**
- F120** Reg. 139A(3) omitted (26.11.2020) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **4(3)(d)(i)**
- F121** Reg. 139A(4) omitted (26.11.2020) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **4(3)(d)(i)**
- F122** Words in reg. 139A(5) substituted (26.11.2020) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **4(3)(d)(ii)**
- F123** Reg. 139A(6) omitted (26.11.2020) by virtue of The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), **4(3)(d)(iii)**

[^{F118}**Conversion of status from eligible student to eligible part-time student**

139B.—(1) Where an eligible student ceases to undertake a designated course and transfers to a designated part-time course at the same or at another institution, the Secretary of State must convert the student’s status as an eligible student to that of an eligible part-time student in connection with the course to which the student is transferring where—

- (a) the Secretary of State receives a request from the eligible student to do so; and
- (b) the period of eligibility has not terminated.

(2) Where, before completing the designated course, the student transfers to a part-time course in the same subject or subjects leading to the same qualification at the same institution, the part-time course is to be treated as satisfying regulation 139(1)(b) and (c) if the period of part-time study to be undertaken by the student is of at least one academic year’s duration and [^{F124}does not exceed four times the period ordinarily required to complete the remainder of the designated course from which the student transfers.]

(3) The following applies to a student (“A”) who transfers under paragraph (1)—

- (a) where the Secretary of State has determined to pay an amount of disabled students’ allowance to A under Chapter 3 of Part 5 in instalments, no payment in respect of that amount of grant must be made in respect of any instalment period beginning after the date on which A becomes an eligible part-time student;
- (b) the maximum amount of disabled part-time students’ allowance to which A would, apart from this regulation, be entitled in connection with A undertaking a designated part-time course in respect of that academic year is reduced by one third where A became an eligible part-time student during the second quarter of the academic year and by two thirds where A became such a student in a later quarter of that year;
- (c) where an amount of disabled students’ allowance has been paid to A under Chapter 3 of Part 5 (“the first amount”) in a single payment, the maximum amount of disabled part-time students’ allowance payable for that purpose is reduced (or, where sub-paragraph (b) applies, further reduced) by the first amount, and where the resulting amount is nil or a negative amount that amount is nil; and
- (d) where immediately before A became an eligible part-time student A was eligible to apply, but had not applied, for a loan for living costs under Part 6 in respect of that academic year, or had not applied for the maximum amount or increased maximum to which A was entitled under that Part, A may apply for such a loan, or such additional amount of loan, as if A had continued to be an eligible student.

(4) Except where paragraph (5) applies, where a transfer under paragraph (1) is made—

- (a) the maximum amount of any loan under Part 6 to which the student would, apart from this regulation, be entitled in connection with a designated course in respect of that academic year is reduced—
- (i) by two thirds, where the student transfers to a designated part-time course at the beginning of the second quarter of that academic year;
 - (ii) by one third, where the student transfers to a designated part-time course at the beginning of the third quarter of that academic year; and
- (b) the maximum amount of any loan under Part 11B to which the student would be entitled in connection with the designated part-time course in respect of that academic year if the student had been an eligible part-time student throughout that year is reduced—
- (i) by one third, where the student transfers to a designated part-time course at the beginning of the second quarter of that academic year;
 - (ii) by two thirds, where the student transfers to a designated part-time course at the beginning of the third quarter of that academic year.
- (5) This paragraph applies where an eligible student—
- (a) transfers under paragraph (1); and
 - (b) ceases to undertake the designated course and starts to undertake the designated part-time course in the same quarter of an academic year (“the conversion year”).
- (6) Where paragraph (5) applies—
- (a) the amount of loan under Part 6 to which the student is entitled for the conversion year in respect of the designated course is—

$$(A/B) \times C$$
 where—
 - A is the number of days of the designated course which the student undertakes in the conversion year;
 - B is the length of the designated course, in days, in the conversion year;
 - C is the maximum amount of loan to which the student would be entitled in the conversion year under Part 6 were it not for the transfer; and
 - (b) the amount of loan under Part 11B to which the student is entitled for the conversion year in respect of the designated part-time course is—

$$(D/E) \times F$$
 where—
 - D is the number of days of the designated part-time course which the student undertakes in the conversion year;
 - E is the length of the designated part-time course, in days, in the conversion year;
 - F is the maximum amount of loan to which the student would be entitled in the conversion year under Part 11B if the student had been an eligible part-time student throughout that year.]

F118 Regs. 139A-139D inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by The Education (Student Support) (Amendment) (No. 3) Regulations 2018 (S.I. 2018/472), regs. 1(2)(a), 14

F124 Words in reg. 139B(2) substituted (26.11.2020) by The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020 (S.I. 2020/1203), regs. 1(2), 4(3)(e)

[F118] Conversion of status from eligible part-time student to eligible student

139C.—(1) Where an eligible part-time student ceases to undertake a designated part-time course and transfers to a designated course at the same or at another institution, the Secretary of State must convert that student's status as an eligible part-time student to that of an eligible student in connection with the course to which the student is transferring where—

- (a) the Secretary of State receives a request from the eligible part-time student to do so; and
 - (b) the period of eligibility has not terminated.
- (2) The following applies to a student who transfers under paragraph (1)—
- (a) where the Secretary of State has determined to pay an amount of disabled part-time students' allowance to the student in instalments no payment in respect of that amount of grant must be made in respect of any instalment period beginning after the date on which the student became an eligible student;
 - (b) any support to which the student is entitled under Part 11A in respect of the academic year in which the student transfers is ignored in determining the amount of support to which the student may be entitled in respect of that year under Parts 4 to 6;
 - (c) where an amount of disabled part-time students' allowance has been paid to the student in a single payment, the maximum amount of disabled students' allowance ("the first amount") payable to the student under Chapter 3 of Part 5 for that purpose is reduced (or, where paragraph (3) applies, further reduced) by the first amount, and where the resulting amount is nil or a negative amount that amount is nil;
 - (d) where immediately before A became an eligible student A was eligible to apply, but had not applied, for a loan for living costs under Part 11B in respect of that academic year, or had not applied for the maximum amount or increased maximum to which A was entitled under that Part, A may apply for such a loan, or such additional amount of loan, as if A had continued to be an eligible part-time student.
- (3) Except where paragraph (4) applies, where a transfer under paragraph (1) is made—
- (a) the maximum amount of any loan under Part 11B to which the student would, apart from this regulation, be entitled in connection with a part-time designated course in respect of that academic year is reduced—
 - (i) by two thirds, where the student transfers to the designated course at the beginning of the second quarter of that academic year;
 - (ii) by one third, where the student transfers to the designated course at the beginning of the third quarter of that academic year; and
 - (b) the maximum amount of any loan under Part 6 to which the student would be entitled in connection with a designated course in respect of that academic year if the student had been an eligible student throughout that year is reduced—
 - (i) by one third, where the student transfers to the designated course at the beginning of the second quarter of that academic year;
 - (ii) by two thirds where the student transfers to the designated course at the beginning of the third quarter of that academic year.
- (4) This paragraph applies where an eligible part-time student—
- (a) transfers under paragraph (1); and
 - (b) ceases to undertake the designated part-time course and starts to undertake the designated course in the same quarter of an academic year ("the conversion year").
- (5) Where paragraph (4) applies—

- (a) the maximum amount of loan under Part 11B to which the student is entitled for the conversion year in respect of the designated part-time course is—

$$(A/B) \times C$$

where—

A is the number of days of the designated part-time course which the student undertakes in the conversion year;

B is the length of the designated part-time course, in days, in the conversion year;

C is the maximum amount of loan to which the student would be entitled in the conversion year under Part 11B were it not for the transfer; and

- (b) the maximum amount of loan under Part 6 to which the student is entitled for the conversion year in respect of the designated course is—

$$(D/E) \times F$$

where—

D is the number of days of the designated course which the student undertakes in the conversion year;

E is the length of the designated course, in days, in the conversion year;

F is the maximum amount of loan to which the student would be entitled in the conversion year under Part 6 if the student had been an eligible student throughout the conversion year.]

F118 Regs. 139A-139D inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by The Education (Student Support) (Amendment) (No. 3) Regulations 2018 (S.I. 2018/472), regs. 1(2)(a), 14

[^{F118}Transfers from courses which are designated to courses which are not designated

139D.—(1) This paragraph applies where an eligible student—

- (a) transfers from a designated course to a course (including a part-time course) which is not designated; and
- (b) immediately before the transfer, that student was eligible to apply, but had not applied, for a loan under Part 6 in respect of the academic year (“the transfer year”) in which the transfer occurs.

(2) Where paragraph (1) applies—

- (a) the student may apply for a loan under Part 6 in respect of the transfer year;
- (b) for the purposes of such an application, the student is to be treated as if the student were still an eligible student undertaking the designated course; and
- (c) the amount of loan under Part 6 to which the student is entitled in respect of the transfer year is—

$$(A/B) \times C$$

where—

A is the number of days of the designated course which the student undertakes as an eligible student in the transfer year;

B is the length of the designated course, in days, in that year; and

C is the maximum amount of loan to which the student would be entitled under Part 6 for the transfer year, were it not for the transfer.

- (3) This paragraph applies where an eligible part-time student—
- (a) transfers from a designated part-time course to a course (including a full-time course) which is not designated; and
 - (b) immediately before the transfer the eligible part-time student was eligible to apply, but had not applied, for a loan under Part 11B in respect of the academic year (“the transfer year”) in which the transfer occurs.
- (4) Where paragraph (3) applies—
- (a) the student may apply for a loan under Part 11B in respect of the transfer year;
 - (b) for the purposes of such an application, the student is to be treated as if the student were still an eligible part-time student undertaking the designated part-time course; and
 - (c) the amount of loan under Part 11B to which that student is entitled in respect of the transfer year is—

$$(D/E) \times F$$

where—

D is the number of days of the designated part-time course which the student undertakes as an eligible part-time student in the transfer year;

E is the length of the designated part-time course, in days, in that year; and

F is the maximum amount of loan to which the student would be entitled under Part 11B for the transfer year, were it not for the transfer.]

F118 Regs. 139A-139D inserted (with application in accordance with reg. 1(2)(b) of the amending S.I.) by The Education (Student Support) (Amendment) (No. 3) Regulations 2018 (S.I. 2018/472), regs. 1(2)(a), 14

Period of eligibility

140.—(1) A student's status as an eligible part-time student is retained in connection with a designated part-time course until the status terminates in accordance with this regulation or regulation 137.

(2) The period for which an eligible part-time student's status is retained is the “period of eligibility”.

(3) Subject to the following paragraphs and regulation 137, the period of eligibility terminates at the end of the academic year in which the eligible part-time student completes the designated part-time course.

(4) The period of eligibility terminates when the eligible part-time student—

- (a) withdraws from the designated part-time course in circumstances where the Secretary of State has not transferred or converted or will not transfer or convert the student's status under regulation [F125 139A to 139C]; or
- (b) abandons or is expelled from the designated part-time course.

(5) The period of eligibility terminates at the end of the relevant academic year where the eligible part-time student cannot complete the designated part-time course within the relevant period specified in regulation 139(1)(c).

(6) For the purposes of paragraph (5), “relevant academic year” means the academic year during or at the end of which it becomes impossible for the student to complete the course within the period specified in regulation 139(1)(c) even if the student increases the intensity of the student's study.

(7) The Secretary of State may terminate the period of eligibility where the eligible part-time student (“A”) has shown by A's conduct that A is unfitted to receive support.

(8) If the Secretary of State is satisfied that an eligible part-time student has failed to comply with any requirement to provide information under this Part [^{F126}and Parts 11A and 11B] or has provided information which is inaccurate in a material particular, the Secretary of State may take such of the following actions as the Secretary of State considers appropriate in the circumstances—

- (a) terminate the period of eligibility;
 - (b) determine that the student no longer qualifies for any particular support or particular amount of support;
 - (c) treat any support paid to the student as an overpayment which may be recovered under regulation 156 [^{F127}or 157R].
- (9) Where the period of eligibility terminates—
- (a) before the end of the academic year in which the eligible part-time student completes the designated part-time course; and
 - (b) otherwise than under paragraph (5),

the Secretary of State may, at any time, renew or extend the period of eligibility for such period as the Secretary of State determines.

F125 Words in [reg. 140\(4\)](#) substituted (with application in accordance with [reg. 1\(2\)\(b\)](#) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), [regs. 1\(2\)\(a\)](#), **15(a)**

F126 Words in [reg. 140\(8\)](#) inserted (with application in accordance with [reg. 1\(2\)\(b\)](#) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), [regs. 1\(2\)\(a\)](#), **15(b)(i)**

F127 Words in [reg. 140\(8\)\(c\)](#) inserted (with application in accordance with [reg. 1\(2\)\(b\)](#) of the amending S.I.) by [The Education \(Student Support\) \(Amendment\) \(No. 3\) Regulations 2018 \(S.I. 2018/472\)](#), [regs. 1\(2\)\(a\)](#), **15(b)(ii)**

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) Regulations 2011. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- blanket amendment words substituted by [S.I. 2023/1071 Sch. para. 1](#)

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 1 para. 11(1)(a)-(d) Sch. 1 para. 11(a)-(d) renumbered as Sch. 1 para. 11(1)(a)-(d) by [S.I. 2019/139 reg. 7\(3\)\(e\)\(i\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. 1 para. 14(1) Sch. 1 para. 14 renumbered as Sch. 1 para. 14(1) by [S.I. 2023/74 reg. 37\(2\)\(b\)](#)
- Sch. 1 para. 9(4) inserted by [S.I. 2019/139 reg. 7\(3\)\(b\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. 1 para. 11(2) inserted by [S.I. 2019/139 reg. 7\(3\)\(e\)\(iii\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. 1 para. 4C inserted by [S.I. 2020/46 reg. 2\(3\)\(g\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- Sch. 1 para. 4D inserted by [S.I. 2020/46 reg. 3\(3\)\(j\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- Sch. 1 para. 14(2)-(4) inserted by [S.I. 2023/74 reg. 37\(2\)\(c\)](#)
- Sch. 1 para. 11(1)(c) words inserted by [S.I. 2019/139 reg. 7\(3\)\(e\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. 1 para. 11(1)(d) words inserted by [S.I. 2019/139 reg. 7\(3\)\(e\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. 2 para. 12 inserted by [S.I. 2023/74 reg. 41](#)
- Sch. 4 para. 5(3)-(5A) substituted for Sch. 4 para. 5(3)-(5) by [S.I. 2020/46 reg. 10\(3\)\(b\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- Sch. 6 para. 3(3) inserted by [S.I. 2020/46 reg. 10\(4\)\(b\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- Sch. 6 para. 5(2)-(4A) substituted for Sch. 6 para. 5(2)-(4) by [S.I. 2020/46 reg. 10\(4\)\(c\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 2(1ZA)(1ZB) inserted by [S.I. 2023/74 reg. 42\(3\)](#)
- reg. 2(1ZA)(e)(ii) words substituted by [S.I. 2023/521 reg. 5\(2\)\(b\)](#)
- reg. 2(14)(15) inserted by [S.I. 2020/46 reg. 4\(1\)\(a\)\(iv\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 2A inserted by [S.I. 2023/74 reg. 13](#)
- reg. 2A(3)(h) words inserted by [S.I. 2023/74 reg. 33\(3\)\(a\)](#)
- reg. 2A(3)(i) words inserted by [S.I. 2023/74 reg. 33\(3\)\(b\)](#)
- reg. 2A(5)(d) and word inserted by [S.I. 2023/74 reg. 43\(a\)](#)
- reg. 2A(6)(d) and word inserted by [S.I. 2023/74 reg. 43\(b\)](#)

- reg. 2A(7)(a) words substituted by [S.I. 2023/521 reg. 5\(3\)\(a\)](#)
- reg. 2A(7)(c) word substituted by [S.I. 2023/521 reg. 5\(3\)\(b\)](#)
- reg. 2B inserted by [S.I. 2023/74 reg. 44](#)
- reg. 4(12C) inserted by [S.I. 2020/46 reg. 3\(3\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 4(13C)(a)(i)(cc) word substituted by [S.I. 2023/74 reg. 49\(4\)\(a\)](#)
- reg. 4(13D)(a)(i)(cc) word substituted by [S.I. 2023/74 reg. 49\(5\)\(a\)](#)
- reg. 5(2ZZA) inserted by [S.I. 2020/46 reg. 4\(1\)\(b\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 12(1)(b)(iii)(aa) word substituted by [S.I. 2020/46 reg. 18\(2\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 17(j) inserted by [S.I. 2020/46 reg. 2\(3\)\(b\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 17(k) inserted by [S.I. 2020/46 reg. 3\(3\)\(c\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 22(2A)(2B) inserted by [S.I. 2023/74 reg. 39\(1\)\(b\)](#)
- reg. 38(7)(e)(ic) omitted by [S.I. 2023/98 Sch. para. 42](#)
- reg. 38(8)-(8B) substituted for reg. 38(8) by [S.I. 2023/74 reg. 17](#)
- reg. 41(8)-(8B) substituted for reg. 41(8) by [S.I. 2023/74 reg. 18](#)
- reg. 45(11)(11A) substituted for reg. 45(11) by [S.I. 2023/74 reg. 19](#)
- reg. 47(2A)(v)(vi) substituted for reg. 47(2A)(v) by [S.I. 2020/46 reg. 6\(2\)\(b\)\(iii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(2B)(v)(vi) substituted for reg. 47(2B)(v) by [S.I. 2020/46 reg. 6\(2\)\(d\)\(iii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(2B)(iv) word omitted by [S.I. 2020/46 reg. 6\(2\)\(d\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(2AA) word substituted by [S.I. 2020/46 reg. 6\(2\)\(c\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(2AA)(i) word omitted by [S.I. 2020/46 reg. 6\(2\)\(c\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(2AA)(ii)(iii) substituted for reg. 47(2AA)(ii) by [S.I. 2020/46 reg. 6\(2\)\(c\)\(iii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(2BA) word substituted by [S.I. 2020/46 reg. 6\(2\)\(e\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(2BA)(i) word omitted by [S.I. 2020/46 reg. 6\(2\)\(e\)\(iii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(2BA)(i) words inserted by [S.I. 2020/46 reg. 6\(2\)\(e\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(2BA)(ii)(iii) substituted for reg. 47(2BA)(ii) by [S.I. 2020/46 reg. 6\(2\)\(e\)\(iv\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 47(5A)(5B) inserted by [S.I. 2020/46 reg. 6\(2\)\(f\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)

- reg. 76(9)(ii) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 76(9)(ii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 76(9)(iv) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 76(9)(iv) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 77(2)(i) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 77(2)(i) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 77(2)(iii) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 77(2)(iii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 77(2)(ii) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 77(2)(ii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 77(2)(iv) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 77(2)(iv) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 77(3)(i) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 77(3)(i) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 77(3)(iii) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 77(3)(iii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 77(3)(ii) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 77(3)(ii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 77(3)(iv) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 77(3)(iv) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80A(2)(i) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80A(2)(iii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80A(2)(ii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80A(2)(iv) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80A(3)(i) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80A(3)(iii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80A(3)(ii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80A(3)(iv) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80B(2)(i) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80B(2)(iii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80B(2)(ii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80B(2)(iv) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80B(4)(i) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80B(4)(iii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80B(4)(ii) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 80B(4)(iv) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 85(1)(1A) substituted for reg. 85(1) by [S.I. 2023/74 reg. 24\(2\)](#)

- reg. 85(2)(i) inserted by [S.I. 2020/46 reg. 2\(3\)\(c\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 85(2)(j) inserted by [S.I. 2020/46 reg. 3\(3\)\(d\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 137(10C) inserted by [S.I. 2020/46 reg. 3\(3\)\(e\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 138(4)(k) inserted by [S.I. 2020/46 reg. 2\(3\)\(d\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 138(4)(l) inserted by [S.I. 2020/46 reg. 3\(3\)\(f\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 138A(2)(i) inserted by [S.I. 2020/46 reg. 2\(3\)\(e\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 138A(2)(j) inserted by [S.I. 2020/46 reg. 3\(3\)\(g\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 139(2A)(ca) inserted by [S.I. 2023/74 reg. 40](#)
- reg. 139(2ZAA) inserted by [S.I. 2020/46 reg. 4\(1\)\(g\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 147(8)-(8B) substituted for reg. 147(8) by [S.I. 2023/74 reg. 27](#)
- reg. 157B(6)(a)(i)(ab) words omitted by [S.I. 2020/46 reg. 8\(1\)\(b\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 157B(6)(a)(i)(ab) words substituted by [S.I. 2020/46 reg. 8\(1\)\(b\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 157G(1)(a) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 157G(1)(b) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 157G(1)(c) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 157G(1)(d) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 157J(1)(a) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 157J(1)(a) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 157J(1)(b) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 157J(1)(b) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 157J(1)(c) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 157J(1)(c) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 157J(1)(d) sum substituted by [S.I. 2020/46 Sch.](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 157J(1)(d) sum substituted by [S.I. 2023/74 Sch.](#)
- reg. 159(15C) inserted by [S.I. 2020/46 reg. 3\(3\)\(h\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 160(2)(i) inserted by [S.I. 2020/46 reg. 2\(3\)\(f\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)

- reg. 160(2)(j) inserted by [S.I. 2020/46 reg. 3\(3\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 161(3ZAA) inserted by [S.I. 2020/46 reg. 4\(1\)\(i\)\(i\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/46 was revoked by S.I. 2020/48, reg. 19 before ever coming into force)
- reg. 166(6) inserted by [S.I. 2023/74 reg. 31\(3\)](#)