
STATUTORY INSTRUMENTS

2022 No. 57

The Education (Student Fees, Awards and Support) (Amendment) Regulations 2022

PART 3

Corresponding amendments to other Regulations

CHAPTER 6

Amendment of the Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No 2) etc.) Regulations 2018

SECTION 1

Introductory

Amendment of the Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No 2) etc.) Regulations 2018

27. The Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No 2) etc.) Regulations 2018(1) are amended as follows.

Commencement Information

II Reg. 27 in force at 15.2.2022, see [reg. 1\(1\)](#)

SECTION 2

Relocated Afghan citizens

Relocated Afghan citizens: Doctoral degrees

28.—(1) In regulation 2(1)(2)—

(a) after the definition of “person granted indefinite leave to remain as a victim of domestic violence or domestic abuse”(3), insert—

““person granted leave under one of the Afghan Schemes” means a person granted leave under the Afghan Citizens Resettlement Scheme or a person granted leave under the Afghan Relocations and Assistance Policy Scheme;

(1) [S.I. 2018/599](#).

(2) Each of the provisions amended by this regulation were inserted into [S.I. 2018/599](#) by [S.I. 2021/1348](#).

(3) The definition of “person granted indefinite leave to remain as a victim of domestic violence or domestic abuse” was inserted by [S.I. 2020/48](#).

“person granted leave under the Afghan Citizens Resettlement Scheme” means a person—

- (a) who has—
 - (i) indefinite leave to enter or remain in the United Kingdom, outside the immigration rules as defined in section 33(1) of the Immigration Act 1971, on the basis of the Afghan Citizens Resettlement Scheme; or
 - (ii) indefinite leave to enter or remain in the United Kingdom outside those rules, as the spouse, civil partner or dependent child of such a person, or dependent child of the spouse or civil partner; and
- (b) who has been ordinarily resident in the United Kingdom and Islands throughout the period since the person was granted such leave;”.

(b) in the definition of “person granted leave under the Afghan Relocations and Assistance Scheme”—

- (i) in the opening words and in paragraph (a)(ii) and (iii) after “Assistance” insert “Policy”;
- (ii) in paragraph (a)(i) for “276BB1(iv)” substitute “276BB1(iii)(a)”;
- (iii) in paragraph (a)(iv) for “276BJ1 or 276BO1” substitute “276BJ2 or 276BO2”.

(2) In regulation 8(n) for “the Afghan Relocations and Assistance Scheme” substitute “one of the Afghan Schemes”.

(3) In paragraph 6A of Schedule 1 and in the heading to that paragraph, for “the Afghan Relocations and Assistance Scheme” substitute “one of the Afghan Schemes”.

Commencement Information

12 Reg. 28 in force at 15.2.2022, see [reg. 1\(1\)](#)

SECTION 3

Overpayments

Recovery of postgraduate doctoral degree loans

29. In regulation 17, after paragraph (2), insert—

“(2A) An institution or third party must, if so required by the Secretary of State, repay any amount of a postgraduate doctoral degree loan paid to the institution or third party in respect of a student which for whatever reason exceeds the amount of loan to which the student is entitled.”.

Commencement Information

13 Reg. 29 in force at 15.2.2022, see [reg. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Education (Student Fees, Awards and Support) (Amendment) Regulations 2022, CHAPTER 6.