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STATUTORY INSTRUMENTS

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**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 2*

*Relocated Afghan citizens*

**Relocated Afghan citizens: Doctoral degrees**

**28.—(1)** In regulation 2(1)(1)—

- (a) after the definition of “person granted indefinite leave to remain as a victim of domestic violence or domestic abuse”(2), 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;

“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”—

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

(2) 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](#).

- (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”.

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**Commencement Information**

**II** Reg. 28 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, Section 28.