
WELSH STATUTORY INSTRUMENTS

2012 No. 3097 (W.313)

EDUCATION, WALES

The Education (Student Support) (Wales) Regulations 2012

Made - - - - 12 December 2012
Laid before the National
Assembly for Wales 14 December 2012
Coming into force 4 January 2013

**THE EDUCATION (STUDENT SUPPORT)
(WALES) REGULATIONS 2012**

PART 1

GENERAL

1. Title, commencement and application
2. Interpretation
3. Revocation, savings and transitional provisions

PART 2

ELIGIBILITY

4. Eligible students
5. Designated courses
6. Period of eligibility
7. Previous study
8. Transfer of status

PART 3

APPLYING FOR SUPPORT AND PROVISION OF INFORMATION

9. Applications for support
10. Time limits
11. Information
12. Requirement to enter into a contract for a loan

PART 4

GRANTS AND LOANS FOR FEES

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (Wales) Regulations 2012. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

CHAPTER 1

GENERAL PROVISION

13. Fee Support Generally
14. Students becoming eligible during the course of an academic year
15. Events

CHAPTER 2

GRANTS FOR FEES

16. Grants for fees: qualifying conditions for old system eligible students
17. Amount of grants for fees at a publicly funded institution and at a private institution on behalf of a publicly funded institution: old system eligible students
18. Amount of the grant for fees at a private institution (not on behalf of a publicly funded institution): old system eligible students
19. Fee grant
20. New fee grant

CHAPTER 3

FEE CONTRIBUTION LOANS AND FEE LOANS

21. General qualifying conditions for fee contribution loans and fee loans
22. Fee contribution loans (for old system eligible students)
23. Fee loans in respect of courses beginning before 1 September 2012: new system eligible students not qualifying for a fee grant
24. Fee loans in respect of courses beginning before 1 September 2012: new system eligible students qualifying for a fee grant
25. New fee loan in respect of courses beginning on or after 1 September 2012
26. New private institution fee loan
27. Accelerated graduate entry fee loan

PART 5

GRANTS FOR LIVING COSTS

28. General qualifying conditions for grants for living costs
29. Grants for disabled students' living costs
30. Grants for dependants — general
31. Grants for dependants — adult dependants' grant
32. Grants for dependants — childcare grant
33. Grants for dependants — parents' learning allowance
34. Grants for dependants — calculations
35. Grants for dependants — interpretation
36. Interpretation of regulations 37 to 39
37. Qualifying conditions for the grant for travel
38. Amount of the grant for travel
39. Deductions from the grant for travel
40. Higher education grants

41. Maintenance grant
42. Maintenance grant — new system eligible students who are not new cohort students
43. Maintenance grant — new system eligible students who are 2010 cohort students or 2012 cohort students
44. Maintenance grant — new system eligible students who are 2011 cohort students
45. Special support grant
46. Special support grant — new system eligible students who are not new cohort students
47. Special support grant — new system eligible students who are 2010 cohort students or 2012 cohort students
48. Special support grant — new system eligible students who are 2011 cohort students

PART 6

LOANS FOR LIVING COSTS

49. Qualifying conditions for loans for living costs
50. General
51. Maximum amount of loans for old system eligible students with full entitlement
52. Maximum amount of loans for new system eligible students with full entitlement who are not new cohort students
53. (1) This regulation applies to a type 1 or type...
54. Maximum amount of loans for new system eligible students with full entitlement who are 2010 cohort students, 2012 cohort students or 2012 accelerated graduate entry students undertaking their first year of study
55. Maximum amount of loans for new system eligible students with full entitlement who are 2011 cohort students
56. Students with reduced entitlement
57. Students residing with parents
58. Loans for living costs payable in respect of three quarters of the academic year
59. Students falling into more than one category
60. Students becoming eligible during the course of an academic year
61. Increases in maximum amount
62. Deductions from loans for living costs
63. Interpretation of Part 6

PART 7

GENERAL LOAN PROVISIONS

64. Additional amount of loans

PART 8

COLLEGE FEE LOANS

65. College fee loans

Changes to legislation: There are outstanding changes not yet made by the [legislation.gov.uk](https://www.legislation.gov.uk) editorial team to The Education (Student Support) (Wales) Regulations 2012. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

PART 9

FINANCIAL ASSESSMENT

- 66. Calculation of contribution
- 67. Application of contribution

PART 10

PAYMENTS

- 68. Payment of grants or loans for fees for old system eligible students
- 69. Payment of grants or loans for fees for new system eligible students
- 70. Payment of grants for living costs
- 71. Provision of United Kingdom national insurance number
- 72. Information requirements
- 73. Payment of loans for living costs
- 74. Overpayments
- 75. Payments — interpretation

PART 11

SUPPORT FOR FULL-TIME DISTANCE LEARNING COURSES

- 76. Eligible distance learning students
- 77. Students becoming eligible during the course of the academic year
- 78. Designated distance learning courses
- 79. Period of eligibility
- 80. Support for distance learning courses
- 81. Amount of support
- 82. Interpretation of regulation 81
- 83. Grant for disabled distance learning students' living costs
- 84. Applications for support
- 85. Declarations provided by academic authorities
- 86. Information
- 87. Transfer of status
- 88. Conversion of status — eligible students transferring to designated distance learning courses
- 89. Conversion of status — eligible distance learning students transferring to designated courses
- 90. Payment of grants for fees
- 91. Payment of grants for books, travel and other expenditure and grants for disabled distance learning students' living costs
- 92. Overpayments

PART 12

SUPPORT FOR PART-TIME COURSES

- 93. Eligible part-time students
- 94. Students becoming eligible during the course of the academic year
- 95. Designated part-time courses
- 96. Period of eligibility
- 97. Support for part-time courses (fee grant and grant for books, travel and other expenditure)
- 98. Grants for disabled part-time students' living costs

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (Wales) Regulations 2012. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

99. Part-time grants for dependants — general
100. (1) The part-time grants for dependants consist of the following...
101. Part-time adult dependants' grant
102. Part-time childcare grant
103. Part-time parents' learning allowance
104. Part-time grants for dependants — initial calculations
105. Part-time grants for dependants — interpretation
106. Part-time grants for dependants — calculation of contribution
107. Part-time grants for dependants — application of contribution
108. Part-time grants for dependants — final calculation
109. Applications for support
110. Assistance with fees in respect of attendance on a course in England, Northern Ireland or Scotland
111. Information and other matters
112. Transfer of status
113. Conversion of status
114. Payment of support to eligible part-time students
115. (1) Subject to the following paragraphs, the Welsh Ministers may...
116. Interpretation of regulation 115
117. Payment of grants for fees
118. Overpayments

PART 13

SUPPORT FOR POSTGRADUATE STUDENTS WITH DISABILITIES

119. Eligible postgraduate students
120. Students becoming eligible during the course of the academic year
121. Designated postgraduate courses
122. Period of eligibility
123. Transfer of status
124. Applications for support
125. Information
126. Amount of grant
127. Payment of grant
128. Overpayments

PART 14

AMENDMENT OF THE 2011 (No. 2) REGULATIONS

129. Amendment of the 2011 (No. 2) Regulations
Signature

SCHEDULE **Eligible Students**

1

PART 1

1. Interpretation

PART 2 — Categories

2. Persons who are settled in the United Kingdom
3. A person who— (a) is settled in the United Kingdom...
4. Refugees and their family members
5. Persons with leave to enter or remain and their family members

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (Wales) Regulations 2012. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

6. Workers, employed persons, self-employed persons and their family members
 7. A person who— (a) is ordinarily resident in Wales on...
 8. Persons who are settled in the United Kingdom and have exercised a right of residence elsewhere
 9. EU nationals
 10. (1) A person who— (a) is an EU national other...
 11. Children of Swiss nationals
 12. Children of Turkish workers
- SCHEDULE 2
DESIGNATED COURSES
1. A first degree course.
 2. A course for the Diploma of Higher Education.
 3. A course for the Higher National Diploma or Higher National...
 4. A course for the certificate of Higher Education.
 5. A course for the initial training of teachers.
 6. A course for the further training of youth and community...
 7. A course in preparation for a professional examination of a...
 8. A course— (a) providing education (whether or not in preparation...
- SCHEDULE 3
INFORMATION
1. Every applicant, eligible student, eligible distance learning student, eligible part-time...
 2. Every applicant, eligible student, eligible distance learning student, eligible part-time...
 3. Information provided to the Welsh Ministers under these Regulations must...
- SCHEDULE 4
COLLEGE FEE LOANS
1. Availability of college fee loans
 2. A person qualifies for a college fee loan if the...
 3. An eligible student who falls within paragraph 9 of Part...
 4. Disabled students
 5. Students becoming eligible during the course of an academic year
 6. The events are— (a) the student, the student's spouse, civil...
 7. A college fee loan is available in respect of each...
 8. Where a qualifying student is allowed to study the content...
 9. In this Schedule "standard academic year" ("blwyddyn academaidd safonol") means...
 10. Amount of the college fee loan
 11. Transfers
 12. Payment
 13. Conditions of entitlement to payment of college fee loan
 14. Information requirements
 15. Overpayment
- SCHEDULE 5
FINANCIAL ASSESSMENT
1. Definitions
 2. Independent eligible student
 3. Household income
 4. Calculation of eligible student's residual income
 5. Calculation of parent's residual income
 6. Calculation of eligible student's partner's residual income

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (Wales) Regulations 2012. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

7. Calculation of parent's partner's residual income
 8. Calculation of contribution — old system eligible students
 9. Calculation of contribution — new system eligible students
 10. Split contributions
- SCHEDULE FINANCIAL ASSESSMENT — PART-TIME GRANTS FOR
6 DEPENDANTS
1. Definitions
 2. Household income
 3. Calculation of eligible part-time student's residual income
 4. Calculation of eligible part-time student's partner's residual income
 5. Calculation of contribution
 6. Split contributions
- Explanatory Note

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (Wales) Regulations 2012. 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 :

- Sch. 1 Pt. 2 para. 5(2)(b) substituted by [S.I. 2013/1965 reg. 23\(a\)](#)
- Sch. 1 Pt. 2 para. 5(3)(b) substituted by [S.I. 2013/1965 reg. 23\(b\)](#)
- Sch. 1 Pt. 2 para. 5(3)(c) substituted by [S.I. 2013/1965 reg. 23\(c\)](#)
- Sch. 5 para. 9(1)(a) word substituted by [S.I. 2013/765 reg. 34\(2\)](#)
- Sch. 5 para. 9(1)(a) word substituted by [S.I. 2013/765 reg. 34\(3\)](#)
- Sch. 5 para. 9(1)(b) word substituted by [S.I. 2013/765 reg. 34\(4\)](#)
- Sch. 5 para. 9(2)(a) word substituted by [S.I. 2013/765 reg. 34\(5\)](#)
- Sch. 5 para. 9(2)(b) word substituted by [S.I. 2013/765 reg. 34\(6\)](#)
- Sch. 5 para. 9(3)(a) word substituted by [S.I. 2013/765 reg. 34\(7\)](#)
- Sch. 5 para. 9(3)(b) word substituted by [S.I. 2013/765 reg. 34\(8\)](#)
- Sch. 5 para. 5(7)(a) words omitted by [S.I. 2013/1965 reg. 24](#)
- Regulations continued by [S.I. 2017/47 reg. 3\(12\)](#) (This S.I. is amended by [S.I. 2018/191](#))
- Regulations revoked by [S.I. 2013/3177 reg. 3\(1\)](#)
- reg. 2(1) words inserted by [S.I. 2013/1965 reg. 13\(a\)](#)
- reg. 2(1) words inserted by [S.I. 2013/3177 reg. 132\(2\)](#)
- reg. 2(1) words substituted by [S.I. 2013/1965 reg. 13\(b\)](#)
- reg. 2(1) words substituted by [S.I. 2013/3177 reg. 132\(3\)](#)
- reg. 32(3) words inserted by [S.I. 2013/1965 reg. 14](#)
- reg. 35(6)(g) word omitted by [S.I. 2013/1965 reg. 15\(a\)](#)
- reg. 35(6)(h) word substituted by [S.I. 2013/1965 reg. 15\(b\)](#)
- reg. 45(4) substituted by [S.I. 2013/1965 reg. 16](#)
- reg. 56(1)(b) figure substituted by [S.I. 2013/1965 reg. 17\(a\)](#)
- reg. 56(2)(b) figure substituted by [S.I. 2013/1965 reg. 17\(b\)](#)
- reg. 63(j)(i) figure substituted by [S.I. 2013/1965 reg. 18](#)
- reg. 81(1)(a)(iii) semi-colon substituted by [S.I. 2013/1965 reg. 19\(b\)](#)
- reg. 81(1)(a)(ii) word omitted by [S.I. 2013/1965 reg. 19\(a\)](#)
- reg. 97(5)(a)(ii) word omitted by [S.I. 2013/1965 reg. 20\(a\)](#)
- reg. 102(3) words inserted by [S.I. 2013/1965 reg. 21](#)
- reg. 105(6)(g) word omitted by [S.I. 2013/1965 reg. 22\(a\)](#)
- reg. 105(6)(h) word substituted by [S.I. 2013/1965 reg. 22\(b\)](#)

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

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

- reg. 35(6)(i) inserted by [S.I. 2013/1965 reg. 15\(c\)](#)
- reg. 81(1)(a)(iv)(v) inserted by [S.I. 2013/1965 reg. 19\(c\)](#)
- reg. 97(5)(a)(iv)(v) inserted by [S.I. 2013/1965 reg. 20\(b\)](#)
- reg. 105(6)(i) inserted by [S.I. 2013/1965 reg. 22\(c\)](#)