

1977 No. 312

EDUCATION**Students Awards Regulations (Northern Ireland) 1977**

Made 28th October 1977

*Coming into operation in accordance
with regulation 1(2)* 28th October 1977

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SCHEDULES

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The Department(a) of Education (hereinafter referred to as "the Department") in exercise of the powers vested in it by Articles 39, 40 and 125 of the Education and Libraries (Northern Ireland) Order 1972(b) and by section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962(c) and of all other powers enabling it in that behalf and with the approval of the Department(a) of Finance so far as required by Article 40 hereby makes the following regulations:

Citation and commencement

1.—(1) These regulations may be cited as the Students Awards Regulations (Northern Ireland) 1977.

(2) These regulations shall come into operation on 28th October 1977 and when in operation shall have effect as if they had been in operation on and after 1st September 1977.

Regulations revoked

2. The following regulations are hereby revoked:

- the Students Awards Regulations (Northern Ireland) 1975(d);
- the Students Awards (Amendment) Regulations (Northern Ireland) 1976(e);
- the Students Awards (Amendment No. 2) Regulations (Northern Ireland) 1976(f).

Definitions

3.—(1) In these regulations—

"academic authority" means governing body, or other body representing the governing body;

"award" means a scholarship within the meaning of the Education and Libraries (Northern Ireland) Order 1972 and includes an award made under previous awards regulations;

"award-making body" means the Department where an award is made by the Department or a board where an award is made by a board;

"high-cost country" means Austria, Belgium, Denmark, Federal Republic of Germany, France, Japan, Luxembourg, Netherlands, Norway, Sweden, Switzerland or the United States of America;

"independent student" means a student who either—

(a) attained the age of 25 before the beginning of the year for which payments in pursuance of his award fall to be made, or

(b) supported himself out of his earnings for any three years preceding the first year of his course, there being treated for the purposes of this provision as a period during which he so supported himself (subject to paragraph (2))—

(i) any period not exceeding six months during which the student was registered for employment as mentioned in section 11 of the Supplementary Benefits &c. Act (Northern Ireland) 1966(g) or in receipt of unemployment benefit under section 14(1)(a) of the Social Security (Northern Ireland) Act 1975(h);

(a) Formerly Ministry: see 1973 c. 36 Sch. 5 para. 8(1) (e) S.R. 1976 No. 254 (II, p. 1194)
 (b) S.I. 1972 No. 1263 (N.I. 12) (f) S.R. 1976 No. 399 (II, p. 2227)
 (c) 1962 c. 7 (N.I.) (g) 1966 c. 28 (N.I.)
 (d) S.R. 1975 No. 314 (II, p. 1463) (h) 1975 c. 15 (N.I.)

- (ii) any period during which the student held a Postgraduate Studentship or comparable postgraduate award;
- (iii) any period during which the student received sickness benefit, invalidity pension or maternity allowance under section 14(1)(b), 15(1)(b), 22(1) or 36(1) of the Social Security (Northern Ireland) Act 1975; or
- (iv) in the case of a student who is or has been married, any period during which he could not reasonably have been expected to support himself out of his earnings because he had the care of his dependent children;

“institution” means a university, college of education, institution of further education or other approved educational establishment;

“maintenance grant” and “minimum maintenance payment” have the meanings respectively assigned to them by regulation 17;

“previous awards regulations” means the regulations revoked by regulation 2 and any regulations superseded by those regulations;

“sandwich course” and in relation to such a course, “prescribed proportion” and “sandwich year” have the meanings respectively assigned to them by paragraph 1 of Schedule 3;

“statutory award” means an award or any comparable grant which is paid out of moneys provided by Parliament;

“student” means a person to whom an award has been made under these regulations or previous awards regulations;

“year”, in relation to a course, means the period of twelve months beginning on 1st January, 1st April or 1st September according as the academic year of the course in question begins in the spring, the summer or the autumn respectively; and references to the first year of a course shall be construed accordingly.

(2) The definition of “independent student” in paragraph (1) shall have effect as if any reference therein to an enactment contained in the Social Security (Northern Ireland) Act 1975 included, in relation to a period before the coming into force of the enactment in question, a reference to the corresponding enactment then in force.

(3) For the purposes of these regulations a person’s marriage is to be treated as having been terminated, not only by the death of the other spouse or the annulment or dissolution of the marriage by an order of a court of competent jurisdiction, but also by virtue of the parties to the marriage ceasing to live together, whether or not an order for their separation has been made by any court.

Duty of boards to make awards

4. Subject to and in accordance with these regulations, a board shall make an award to each person ordinarily resident in its area admitted to—

- (a) an approved full-time or sandwich course provided by an institution in the United Kingdom for a first degree of a university or for the degree of Bachelor of Medicine or an equivalent degree;
- (b) a full-time or sandwich course provided by an institution for a first degree of the Council for National Academic Awards;
- (c) (i) a course provided by an institution in the United Kingdom for the Diploma of Higher Education;

- (ii) a course provided by an institution in the United Kingdom for the Diploma of Higher Education or a first degree as a student may elect after the commencement of the course;
- (d) a full-time or sandwich course for the Higher Diploma, that is to say, a course provided by an institution in the United Kingdom for the Higher National Diploma, the Higher Diploma of the Technician Education Council ("TEC") or the Higher National Diploma of the Business Education Council ("BEC");
- (e) a full-time or sandwich course provided by an institution in the United Kingdom which is regarded by the Department as comparable to a first degree course: provided that the person, before the commencement of the course, has obtained passes at Advanced Level in two subjects in a General Certificate of Education examination or a standard of attainment which is regarded by the Department as equivalent.

Exceptions relating to attendance at previous courses

5.—(1) Subject to paragraph (5), a board may refuse to make an award to a person in respect of his attendance at a course if—

- (a) (in the case of a person who has not attained the age of 25 before the year in which the course begins) he has previously attended a full-time course of further education of not less than two academic years' duration or successfully completed a part-time course of such education of equivalent duration or attended or, as the case may be, successfully completed a comparable course outside the United Kingdom; or
 - (b) (in the case of a person who has attained the age of 25 before the year in which the course begins) he has previously attended a full-time course of further education of not less than two academic years' duration or successfully completed a part-time course of such education of equivalent duration or attended or, as the case may be, successfully completed a comparable course outside the United Kingdom provided that in each case such course was—
 - (i) a course of postgraduate or post diploma instruction; or
 - (ii) a course in preparation for a degree, a Diploma of Higher Education, a Higher National Diploma, a Higher National Certificate, a Diploma in Management Studies, a Diploma in Art and Design or a final professional examination or an examination of a standard above that of the examination for the Ordinary National Certificate or the General Certificate of Education (Advanced Level); or
 - (iii) a course following an initial course of not less than one year's duration or equivalent length in preparation for an Advanced or Final Certificate or a Full Technological Certificate of the City and Guilds of London Institute or any other course for which the possession of such an Advanced or Final Certificate is a minimum qualification for entry.
- (2) Paragraph (1) shall not apply where the course which the person previously attended, or, as the case may be, completed either—
- (a) was a course of not more than two academic years' duration or a part-time course of equivalent duration, being one to which sub-paragraph (1)(b)(i), (ii) or (iii) applies; or

- (b) was a course for a pass at Advanced Level in two subjects in the examination for the General Certificate of Education or for any other qualification which is regarded by the Department as equivalent for the purposes of this provision; or
- (c) was provided by a college designated by Schedule 1 (colleges providing long-term residential courses of full-time education for adults).
- (3) Subject to paragraph (5), a board may refuse to make an award to a person in respect of his attendance at a course specified in paragraph (a), (b) or (e) of regulation 4 if he has previously—
- (a) attended such a course or a full-time course of initial training as a teacher or successfully completed a part-time course of such training; or
- (b) attended a course specified in sub-paragraph (c)(ii) of regulation 4 in a case where after the commencement of the course he elected to study for a first degree.
- (4) Subject to paragraph (5), a board may refuse to make an award to a person in respect of his attendance at a course specified in paragraph (c) or (d) of regulation 4 if he has previously—
- (a) successfully completed a part-time course of initial training for teachers; or
- (b) attended any other course specified in regulation 4 or sub-paragraph 2(a) of regulation 8.
- (5) In the case of any course which began before 1st September 1977 the duty of a board to make an award to a person in respect thereof shall not be affected by paragraph (1), (3) or (4) by reason only of his having attended the course from its beginning.
- (6) For the purposes of this regulation a person shall only be treated as having attended a course if he has attended that course for more than one term; and it is hereby declared that any reference to a person having attended or completed a course shall be construed as a reference to his having done so before or after the coming into operation of these regulations.

Other exceptions

6.—(1) A board may refuse to make an award in respect of his attendance at a course to a person who—

- (a) (i) has not been ordinarily resident in the United Kingdom for the three years immediately preceding the first year of the course in question; and
- (ii) has not been resident in its area on the last day of the month of June, October or February preceding the first year according as the course begins in the autumn, spring or summer respectively;

but the board shall not refuse to make an award in any case where it is satisfied that a person would have been so resident had he, his spouse or his parent not been employed for the time being outside the United Kingdom;

- (b) has, in the opinion of the board, shown himself by his conduct to be unfitted to receive an award.

(2) A person shall not, for the purposes of this regulation, be regarded as ordinarily resident in the United Kingdom if he was so resident wholly or mainly for the purpose of attending a full-time course of education.

Awards made at the discretion of boards

7. A board may make an award to a person admitted to—

- (a) a course at a university outside the United Kingdom provided that in the case of a full-time first degree course the person before the commencement of the course has obtained passes at Advanced Level in two subjects in a General Certificate of Education examination or a standard of attainment which is regarded by the Department as equivalent;
- (b) a course specified in regulation 4 although the person is not eligible for an award under the provisions of that regulation;
- (c) any other approved full-time, part-time or sandwich course.

Awards made by the Department

8.—(1) A board shall not make an award for a course for which the Department is responsible for making an award under these regulations or under the Postgraduate Awards Regulations (Northern Ireland) 1969(i).

(2) Subject to and in accordance with these regulations the Department may make an award—

(a) to a person admitted to—

- (i) an approved course at an institution in Northern Ireland for the initial training of teachers;
 - (ii) an approved full-time course at an institution in Northern Ireland for the postgraduate Certificate in Education (or a comparable qualification) or for the Art Teacher's Certificate or Diploma (or a comparable qualification);
 - (iii) any other approved course at an institution in the United Kingdom for the training of teachers;
- (b) to a person who shall have attained the age of 20 years before the first year of the course in respect of his attendance at a course provided by a college designated by Schedule 1 (colleges providing long-term residential courses of full-time education for adults).

Conditions

9. An award-making body may require an applicant to give a written undertaking that he will attend regularly at the institution and complete the course for which the award is tenable and that where any sum is paid, whether as a provisional payment or not, in pursuance of the award before the end of the year in respect of which the sum is payable he will if requested by the award-making body repay the amount by which the sums paid during the year exceed (for whatever reason) the grant payable in respect of that year.

Commencement of awards

10. A student shall commence the course in the year in which the award is made unless the award-making body otherwise approves.

Tenure and transfer of awards

11.—(1) Each award shall, subject to satisfactory attendance, conduct and progress be tenable to the end of the period normally required for the completion of the course in respect of which the award is made.

(2) An award in respect of a course specified in regulation 4 shall be transferred by a board so as to be held in respect of attendance at a course other than that in respect of which it is held in any case where—

- (a) subject to paragraph (3), on the recommendation of the academic authority made before the expiry of two months after the end of the first year, the student commences to attend another course specified in regulation 4 at the institution;
- (b) subject to paragraph (3), with the consent of the academic authority of both institutions concerned, given on educational grounds before the expiry of two months after the end of the first year, the student commences to attend a course specified in regulation 4 at another institution;
- (c) with the consent of the academic authority of both institutions concerned, the student completes his course at another institution by attending a course which began in the same year as the course at the first institution concerned and is of the same duration as, and in other respects comparable with, that course;
- (d) on completion of a Diploma of Higher Education course the student is admitted to a course specified in paragraph (a), (b) or (e) of regulation 4 whether or not the two courses are provided by the same institution.

(3) A board may, after consultation with the academic authority, refuse to transfer the award under sub-paragraph (2)(a) or (b) if it is satisfied that when the student applied for the award he did not intend to complete the course to which the application related.

Extension of awards

12. An award-making body may extend the normal period of an award—

- (a) to enable a student to follow an associated course of study during or at the end of the principal course; or
- (b) to enable a student on account of illness or for any other reason acceptable to the award-making body to repeat any part of a course.

Suspension or termination of awards

13.—(1) An award-making body may suspend or terminate an award or withhold or reduce any payment normally due in respect of the award if, after consultation with the academic authority, it is of the opinion that the attendance, conduct or progress of the student is not satisfactory.

(2) If a student fails to observe any of the conditions under which an award has been made or if the award-making body is satisfied that he has provided information which he knows to be false in a material particular or has recklessly provided information which is so false in a material particular it may suspend or terminate the award or withhold any payments due under it as it sees fit.

Method of payment

14.—(1) An award-making body may make any payment due under these regulations in such instalments (if any) and at such times as it considers appropriate; and in the exercise of its functions under this paragraph an award-making body may in particular make provisional payments pending the final calculation of the grant.

(2) Any payment in respect of such fees as are described in Schedule 2 may be made to the academic authority but subject thereto all payments shall be made to the student.

(3) In respect of any period during which a student repeats any part of the course, an award-making body shall not be required to make any payments under sub-paragraph (1)(a) or (b) of regulation 17 but may pay in pursuance of the award such sums, if any, as it considers appropriate, being sums not exceeding the amount of any payments which would, apart from this paragraph, be payable to that student in respect of that period.

(4) (a) This paragraph shall apply in the case of a student who—

- (i) has previously attended a course of more than one, but not more than two academic years' duration to which sub-paragraph (1)(b)(i), (ii) or (iii) of regulation 5 applies (in this regulation referred to as "the previous course"); and
 - (ii) holds an award made, or transferred in pursuance of sub-paragraph (2)(d) of regulation 11 so as to be held, in respect of a course prescribed in paragraph (a), (b) or (e) of regulation 4 (in this regulation referred to as "the current course").
- (b) If the academic authority do not treat the student's attendance at the previous course as excusing him from attending the whole of the first two academic years of the current course, then, in respect of so much of those first two years as he is not excused from attending, the award-making body shall not be required to make any payments under sub-paragraph (1)(a) or (b) of regulation 17 but may pay in pursuance of the award such sums, if any, as it considers appropriate, being sums not exceeding the amount of any payments which would, apart from this paragraph, be payable to that student in respect of that period.

Applications for awards

15.—(1) Each application for an award shall be in such form and contain such information as an award-making body may require.

(2) For the purpose of the annual determination of the value of an award or of any reassessment deemed necessary by an award-making body the student shall furnish or cause to be furnished such information as the award-making body may at any time require.

(3) If an award-making body is satisfied that a student has failed to comply with the requirements of paragraph (1) or (2) it may withhold in whole or in part any payment due to him by way of maintenance grant: provided that in the case of a student (other than a student to whom regulation 22 applies) in respect of whom apart from the foregoing provisions of this paragraph such a grant would be payable, the award-making body shall in respect of any year in which the requirements are not met pay a sum not less than the minimum maintenance payment.

Provision of information by students, etc.

16.—(1) A student who obtains any scholarship, studentship or grant of similar description under any other scheme, endowment or foundation or acquires any source of income or engages in any form of employment, apart from vacation employment, shall immediately inform the award-making body.

(2) A student shall immediately give or cause to be given to the award-making body information of any change in circumstances affecting the value or tenure of the award.

(3) A student shall inform the award-making body if he is absent from a course through illness for a continuous period exceeding 28 days or if he is absent for any other reason for any period.

(4) If a student is absent from a course through illness for a continuous period of 28 days, or otherwise than through illness for any period, the award-making body may reduce any payment due under these regulations by an amount equal to the aggregate of fees which are not payable by reason of the student not attending the course and the appropriate proportion of the balance of any maintenance grant payable to him.

Payments

17.—(1) Subject to regulations 13 to 16 and 21, the award-making body shall in respect of each year pay in pursuance of the award—

- (a) in respect of fees, a sum equal to the aggregate of any such fees payable in respect of the student as are described in Schedule 2;
- (b) in respect of maintenance—
 - (i) except in a case to which regulation 19, 20 or 22 applies, either the sum of £80 (in these regulations called “the minimum maintenance payment”) or a grant calculated in accordance with regulation 18 (in these regulations called “the maintenance grant”) whichever is the greater: provided that in the case of an award made under regulation 7, a board, where it is satisfied that the expenses of the student are substantially less than the grant calculated under regulation 18, may calculate, in accordance with arrangements approved by the Department, such grant having regard to such expenses;
 - (ii) in a case to which regulation 19, 20 and 22 applies (subject to regulation 19(3)), a sum or grant determined in accordance with the regulation in question.

(2) Subject to regulations 13 to 16 and 21, an award-making body may, in respect of a student who resides in an institution other than a university, pay the approved fee for his board and lodging.

Calculation of maintenance grant

18.—(1) The maintenance grant payable to or in respect of a student for any year shall be the amount by which the aggregate of—

- (a) any amounts for maintenance to which he is entitled under regulations 23 to 26; and
- (b) subject to paragraph (2), the amount payable in accordance with paragraph (2) of regulation 17

exceeds the aggregate of his income calculated in accordance with regulation 28 and any contribution applicable to his case by virtue of regulation 29 or 32.

(2) In the case of a student who resides in an institution in England and Wales or in a hostel or other accommodation administered by the academic authority of that institution, the amount to be taken into account for the purpose of sub-paragraph (1)(b) shall be so much of the approved fee, if any, payable under paragraph (2) of regulation 17 as does not exceed the amount chargeable for board and lodging by that institution to or in respect of a person who is ordinarily resident in England and Wales and who is resident in the institution for the purpose of attending a full-time course of further or higher education.

- (3) This regulation and regulations 23 to 32 shall have effect—
- (a) in such a case as is mentioned in regulation 33, subject to the provisions thereof;
 - (b) in such a case as is mentioned in the proviso to regulation 19(2), subject as therein provided.

Sandwich courses

19.—(1) This regulation shall apply where the course is a sandwich course.

(2) The payment in respect of maintenance under sub-paragraph (1)(b) of regulation 17 shall be the minimum maintenance payment or a maintenance grant, whichever is the greater: provided that, for the purpose of calculating the maintenance grant in respect of a sandwich year, regulations 23 to 32 shall have effect subject to the provisions of Schedule 3.

(3) No payment in respect of maintenance under sub-paragraph (1)(b) of regulation 17 shall be made in respect of a year in which there are no periods of full-time study.

Part-time courses

20. In the case of a part-time course the amount payable in pursuance of an award shall be of such amount as the Department or a board, with the approval of the Department, may determine.

Assisted students

21.—(1) Notwithstanding anything in the preceding provisions of these regulations, no payment under sub-paragraph (1)(a) or (b) of regulation 17 shall be made to a student in respect of any year whereof he receives such payments as are mentioned in paragraph (2) amounting to not less than the aggregate of—

- (a) such fees payable in respect of him as are described in Schedule 2; and
- (b) his ordinary maintenance grant ascertained in accordance with regulation 23.

(2) The payments referred to in paragraph (1) are the aggregate payments received by the student—

- (a) by way of remuneration paid in respect of any period for which he had leave of absence from his employment to attend the course; and
- (b) in pursuance of any scholarship, studentship or grant of similar description made to him in respect of the course (other than an award made under these regulations or previous awards regulations).

Students provided with free board and lodging

22. The payment in respect of maintenance under sub-paragraph (1)(b) of regulation 17 to a student whose case falls within sub-paragraph (2)(a) of regulation 23 shall be a maintenance grant calculated in accordance with paragraph (1) of regulation 18.

Ordinary maintenance

23.—(1) The amounts for maintenance of the student referred to in sub-paragraph (1)(a) of regulation 18 shall include an amount for his ordinary maintenance during—

- (a) any period while he is attending the course; and

(b) the Christmas and Easter vacations; and the amount of such maintenance shall be determined in accordance with this regulation.

(2) Grant for ordinary maintenance shall be in the case of—

- (a) a student residing in an institution other than a university who is not required to meet, in whole or in part, the cost of his board and lodging, subject to paragraph (3) £430
- (b) a student residing at his parents' home, subject to paragraph (3) £785
- (c) a student to whom sub-paragraphs (a) and (b) do not apply £1,010 except that where he is attending—
- (i) a course at the University of London;
- (ii) a course at an institution within the area comprising the City of London and the metropolitan police district;
- (iii) as part of his course, at an institution in a country outside the British Islands which is not a high-cost country, it shall be £1,145
- and where he is attending, as part of his course, at an institution in a high-cost country, it shall be £1,315

(3) Sub-paragraph (2)(c) shall also apply in the case of—

- (a) any student who, on the recommendation of the academic authority, resides in the institution or in a hostel or other accommodation administered by the academic authority, unless he is a student to whom sub-paragraph (2)(a) applies;
- (b) any independent or married student who does not reside at his parents' home;
- (c) any other student who does not reside at his parents' home unless he can in the opinion of the award-making body conveniently attend the course from his parents' home and the award-making body, after consultation with the academic authority, considers that in all the circumstances the rate prescribed by sub-paragraph (2)(b) would be appropriate;
- (d) any student residing at his parents' home whose parents by reason of age, incapacity or otherwise cannot reasonably be expected to support him and in respect of whom the award-making body is satisfied that in all the circumstances such grant would be appropriate.

Supplementary maintenance

24.—(1) The amounts for maintenance of the student referred to in sub-paragraph (1)(a) of regulation 18 shall include amounts—

- (a) for his supplementary maintenance in the cases and for the periods mentioned in paragraphs (2), (3), (5), (6) and (13); and
- (b) in respect of such expenditure as is mentioned in paragraphs (4), (8) to (10), (12) and (14).

(2) Where a student other than a student to whom sub-paragraph (2)(a) of regulation 23 applies attends at his course for a period (in this regulation referred to as "excess period") in any academic year in excess of, in the case of the University of Oxford or Cambridge, 25 weeks 3 days, or in any other case, 30 weeks 3 days, grant for supplementary maintenance in respect of each week and any part of a week comprised in the excess period shall be in the case of—

- (a) a student residing at his parents' home £10.80

(b) a student not so residing or a student residing in an institution other than a university who is required by the academic authority to meet, in whole or in part, the cost of his board and lodging £18.30

except that where he is attending—

- (i) a course at the University of London;
 - (ii) a course at an institution within the area comprising the City of London and the metropolitan police district;
 - (iii) as part of his course, at an institution in a country outside the British Islands which is not a high-cost country,
- it shall be £22.80
- and where he is attending, as part of his course, at an institution in a high-cost country, it shall be £28.50

(3) Where a student attends the course for not less than 45 weeks in any year, in respect of each complete week comprised in the period in that year for which he is not attending his course, grant for supplementary maintenance shall be determined in accordance with paragraph (2).

(4) Subject to paragraphs (7) and (11), if on the recommendation of the academic authority a student undertakes as part of his course a period of residential study away from his institution during term-time, and thereby incurs additional expenditure, grant for supplementary maintenance shall be so much of the expenditure as does not exceed £3.20 per day.

(5) Subject to paragraph (7), if a student, other than a student to whom sub-paragraph (2)(a) of regulation 23 applies, undertakes vacation study on the recommendation and under the guidance of the academic authority, in respect of each day of such vacation study grant for supplementary maintenance shall be such amount, if any, as the award-making body considers appropriate not exceeding the amount hereinafter specified, that is to say—

(a) in the case of a student residing at his parents' home not exceeding £2.20

(b) in the case of a student not so residing or a student residing in an institution other than a university who is required by the academic authority to meet, in whole or in part, the cost of his board and lodging not exceeding £3.30

or where he is studying—

- (i) at the University of London;
 - (ii) at an institution within the area comprising the City of London and the metropolitan police district;
 - (iii) at an institution outside the British Islands which is not a high-cost country not exceeding £3.90
- or where he is studying at an institution in a high-cost country not exceeding £4.70

(6) Subject to paragraph (7), if a student is studying modern languages and on the recommendation of the academic authority undertakes a period of vacation study under the guidance of that authority or with a family approved for the purposes hereof by that authority, in a country whose language is a main language of his course, in respect of each day of such vacation study grant for supplementary maintenance shall be such amount, if any, as the award-making body considers appropriate not exceeding the amount hereinafter specified, that is to say—

- (a) in the case of a student residing in a country which is not a high-cost country not exceeding £3.90
- (b) in the case of a student residing in a high-cost country not exceeding £4.70

(7) The provisions of paragraphs (4), (5), (6) and (8) shall not apply to any student whose expenses in connection with the residential or vacation study referred to in those paragraphs are paid by the institution concerned or to whom paragraph (3) applies.

(8) Subject to paragraphs (7) and (11), where a student is obliged to incur expenditure, other than expenditure on day trips during term-time—

- (a) within the British Islands for the purpose of attending the institution;
- (b) within or outside the British Islands for the purpose of attending, as part of his course, any period of study at an institution outside the British Islands;
- (c) on any other term-time travel within the British Islands in connection with his course—

grant for supplementary maintenance shall be the amount by which, in the aggregate, it exceeds £32.

(9) In the case of a student whose home is for the time being outside the British Islands, grant for supplementary maintenance shall be of such amount as the award-making body considers appropriate in respect of expenditure necessarily incurred at the beginning and end of term on travel between his home and the institution.

(10) Subject to paragraph (11), grant for supplementary maintenance shall include the amount of any expenditure reasonably incurred in insuring against liability for the cost of medical treatment provided outside the United Kingdom for any illness or bodily injury contracted or suffered during a period of study outside the United Kingdom.

(11) Paragraph (4), sub-paragraph (8)(b) in its application to expenditure incurred outside the British Islands and paragraph (10) shall have effect only where the academic authority certify that if the student did not undertake the relevant period of study he would not be eligible to complete his course; and where the academic authority do not so certify, grant for supplementary maintenance shall be such amount as the award-making body considers appropriate not exceeding the amount specified in the paragraph in question.

(12) Where a student is attending a course in architecture, art and design, domestic science, landscape architecture, medicine, music, ophthalmic optics, physical education, town and country planning, veterinary science or veterinary medicine or a course comprising any of those subjects as a principal subject and for the purposes thereof necessarily incurs expenditure on the purchase of special equipment, grant for supplementary maintenance shall be so much of the expenditure as does not during the course exceed £40. Where a student is attending a course in dentistry for which special equipment is not provided by the institution, grant for supplementary maintenance shall be of such amount as may be approved by the Department from time to time.

(13) In the case of a student who, in the opinion of the award-making body, would suffer undue hardship but for this paragraph, grant for supplementary maintenance shall, in respect of any week during the vacation (not being a week in respect of which such grant falls to be determined under paragraph (3), (5) or (6)), be such amount as the award-making body considers appropriate having regard to his means, not exceeding £21.85.

(14) In the case of a disabled student in respect of whom the award-making body is satisfied that, by reason of his disability, he is obliged to incur additional expenditure in respect of his attendance at the course, grant for supplementary maintenance in respect of such expenditure shall be such amount as the award-making body considers appropriate, not exceeding £160.

Maintenance of dependants

25.—(1) The amounts for maintenance referred to in sub-paragraph (1)(a) of regulation 18 shall include amounts for the maintenance of the student's dependants and the amount of any such maintenance shall be determined in accordance with this regulation.

(2) In this regulation—

“child” includes a person adopted in pursuance of adoption proceedings and a stepchild;

“dependant” means, subject to paragraphs (3) and (4), the student's spouse or a person dependent on the student, not being a person living with him as his spouse;

“income” means income for the year from all sources less income tax, social security contributions and child benefit and, in the case of the spouse, the amount of any payment made by the student or his spouse and previously made by the student in pursuance of an obligation reasonably incurred before the first year.

(3) A person, including the student's spouse, shall not be treated as a dependant of a student during any period for which the person holds a statutory award in respect of his attendance at a full-time course to which sub-paragraph (1)(b)(i), (ii) or (iii) of regulation 5 applies and in this regulation a spouse who so holds a statutory award is referred to as an award holder.

(4) A person, other than the student's spouse, shall not be treated as a dependant of a student if the person's income exceeds by £215 or more—

(a) in the case of an adult dependant or, if the student has neither such a dependant nor a spouse who is either a dependant or an award holder, in the case of the eldest dependent child, the sum specified in sub-paragraph (8)(a);

(b) subject as aforesaid, in the case of a dependent child, the appropriate sum specified in sub-paragraph (8)(b).

(5) Paragraphs (6), (7) and (8) shall apply in the case of a student who married before the first year of his course where he has dependants and either—

(a) is an independent student; or

(b) held an award bestowed in respect of attendance at a course beginning before 1st September 1975 and is a person to whom regulation 17 of the University and Further Education Awards Regulations (Northern Ireland) 1974(j) applied by virtue of sub-paragraph (1)(c) of that regulation or to whom regulation 15 of the Training of Teachers (Scholarships) Regulations (Northern Ireland) 1974(k) applied by virtue of sub-paragraph (1)(c) of that regulation;

except that for the purpose of determining the grant for the maintenance of an adult dependant of a student other than his spouse it shall be immaterial whether or not he married as aforesaid.

(j) S.R. 1974 No. 235 (II, p. 1038)

(k) S.R. 1974 No. 236 (II, p. 1055)

(6) The grant for maintenance of the student's dependants shall, subject to paragraphs (10) and (11), be—

(a) if the student's spouse holds a statutory award and in calculating payments under it account is taken of grant for the maintenance of the spouse's dependants, one half of the amount determined in accordance with paragraphs (7) and (8);

(b) in any other case, subject to paragraph (9), the whole of the amount so determined.

(7) The amount referred to in paragraph (6) shall be the amount which is $X - (Y - Z)$ where—

(a) X is the aggregate of the relevant sums specified in paragraph (8);

(b) Y is the aggregate of the income of the student's dependants;

(c) Z is so much of the sum ascertained by multiplying £215 by the number of his dependants as does not exceed Y.

(8) The relevant sums referred to in paragraph (7) are—

(a) except where the student has a spouse who is an award holder, £480, and

(b) in respect of each dependent child—

(i) under the age of 11 immediately before the beginning of the academic year, £185,

(ii) then aged 11 or over, but under 17, £325,

(iii) then aged 17 or over, £480;

except that the eldest dependent child shall be disregarded for the purposes hereof if the student has neither an adult dependant nor a spouse who is either a dependant or an award holder.

(9) (a) This paragraph shall apply in the case of a student to whom an award was made in respect of his attendance at a course which began before 1st September 1975 whose grant for maintenance of his dependants falls to be determined in accordance with sub-paragraph (6)(b).

(b) While he holds the award, the grant for maintenance of the student's dependants shall be determined in accordance with either of the Regulations mentioned in sub-paragraph (5)(b) where that amount is greater than the amount specified in sub-paragraph (6)(b).

(10) (a) This paragraph shall apply in the case of a student with dependants who—

(i) satisfies either of the conditions in sub-paragraph (5)(a) and (b), and

(ii) maintains a home for himself and a dependant at a place other than that at which he resides while attending the course.

(b) The grant for maintenance of the student's dependants (determined in accordance with sub-paragraph (6)(a) or (b) and, where applicable, paragraph (9)), shall be increased by £225.

(11) (a) This paragraph shall apply in the case of a student, in whose case paragraphs (6), (7) and (8) apply, who maintains any dependant outside the United Kingdom.

- (b) Notwithstanding anything in the foregoing paragraphs of this regulation, the grant for maintenance of such dependant shall be of such amount as the award-making body considers reasonable in all the circumstances, not exceeding the amount determined in accordance with those paragraphs.
- (12)(a) This paragraph shall apply in the case of a student with dependants who does not satisfy the requirements of paragraph (5).
- (b) (i) If, in the opinion of the award-making body hardship would otherwise occur, such amount as does not exceed an amount determined in accordance with the foregoing paragraphs of this regulation, may be included for the purpose of sub-paragraph (1)(a) of regulation 18 in respect of grant for the maintenance of the student's dependants.
- (ii) If payable by a board, such amount shall be calculated in accordance with arrangements approved by the Department.

Older students

26.—(1) This regulation shall apply in the case of a student who attained the age of 26 before the first year of his course and either—

- (a) was in full-time employment for a total of three of the six years immediately preceding that year; or
- (b) held an award in respect of his attendance at a previous course and either was in full-time employment as aforesaid immediately preceding the first year of that course or was a person to whom regulation 19 of the University and Further Education Awards Regulations (Northern Ireland) 1974 or of the Training of Teachers (Scholarships) Regulations (Northern Ireland) 1974 applied in respect of that course.

(2) The amount for maintenance referred to in sub-paragraph (1)(a) of regulation 18 shall include the sum of £100 for every complete year not exceeding four by which his age at the beginning of the first year of his course exceeds 25.

Construction of regulations 23 to 26

27.—(1) In regulations 23 to 26 any reference to the home of the student's parents shall be construed, in the case of a student whose spouse attends a full-time course at any institution, as including a reference to the home of the parents of the student's spouse.

(2) In regulations 23 to 26 any reference to a requirement, expenditure or attendance in respect of which no period of time is specified shall be construed as a reference to a requirement, expenditure or attendance for the year.

Student's income

28. In calculating the student's income for the purpose of paragraph (1) of regulation 18 there shall be taken into account his income (reduced by income tax and social security contributions) from all sources but there shall be disregarded the following—

- (a) the first £215 of the aggregate of—
- (i) any income other than such as is mentioned in any of the following sub-paragraphs, and
- (ii) so much of any income mentioned in sub-paragraph (b) as is not disregarded under that sub-paragraph;

- (b) the first £500 of any income by way of—
- (i) scholarship, studentship or grant of a similar description made to the student in respect of the course (in pursuance of a sponsorship scheme or otherwise) not being an award made under these regulations or previous awards regulations, and
 - (ii) in the case of a student released by his employer to attend the course, any payments made by that employer;
- (c) in the case of a student who—
- (i) has no parent living, and
 - (ii) is not such a person as is mentioned in sub-paragraph (3)(a) or (b) of regulation 29.
- so much of any income as is described and applied for his benefit as mentioned in paragraph (2) of regulation 30 as, when aggregated with any amount disregarded under sub-paragraph (a) does not exceed £430;
- (d) any disability pension not subject to income tax;
 - (e) any income received in respect of service as a reservist with the armed forces or in the Ulster Defence Regiment or in the Royal Ulster Constabulary Reserve;
 - (f) remuneration for work done in vacations;
 - (g) in the case of a student in respect of whom a parental contribution is by virtue of regulations 29 to 31 treated as forming part of his resources, any payment made under covenant by his parent;
 - (h) any payment made for a specific educational purpose otherwise than to meet such amounts for maintenance and such fees as are specified in regulations 23, 24 and 25 and Schedule 1;
 - (i) child benefit;
 - (j) any benefit under the Supplementary Benefits &c. Act (Northern Ireland) 1966;
 - (k) any attendance allowance under section 35 of the Social Security (Northern Ireland) Act 1975;
 - (l) any allowance granted to him in pursuance of a scheme under section 19 of the Housing Finance Act (1972)(1) or any other scheme regarded by the Department as having the same effect;

and in the case of any such student as is described in sub-paragraph (3)(a) or (b) of regulation 29 there shall be deducted the amount of any payment made in pursuance of an obligation reasonably incurred by him before the first year of his course unless his spouse is a dependant for the purposes of regulation 25 and, in pursuance of paragraph (2) thereof, the payment is taken into account in determining her income.

Parental contribution

29.—(1) In this regulation and regulations 30 and 31—

“child” includes a person adopted in pursuance of adoption proceedings but, except in paragraphs (4) and (5), does not include a child who holds a statutory award nor, except in paragraphs (1) of regulation 31, a stepchild; and “parent” shall be construed accordingly;

“gross income” has the meaning assigned to it by regulation 30;

“income of the student’s parent” means the total income of the parent from all sources computed as for income tax purposes, except that no deduction shall be made which is in respect of personal reliefs under Chapter II of Part I of the Income and Corporation Taxes Act 1970(m) or which is otherwise of a kind for which provision is made by regulation 31;

“residual income” means, subject to paragraph (2), the balance of gross income remaining in any year after the deductions specified in regulation 31 have been made.

(2) Where, in a case not falling within the proviso to paragraph (1) of regulation 30, the award-making body is satisfied that the income of the parent in any financial year is as a result of some event beyond his control likely to be and to continue after that year to be not more than four-fifths of his income in the financial year preceding that year, it may, for the purpose of enabling the student to attend the course without hardship, ascertain the parental contribution for the academic year in which that event occurred by taking as the residual income the average of the residual income for each of the financial years in which that academic year falls.

(3) A parental contribution ascertained in accordance with this regulation and regulations 30 and 31 shall be applicable in the case of every student except any of the following—

- (a) an independent student;
- (b) a student who held an award made in respect of his attendance at a course beginning before 1st September 1975, and in whose case no contribution was applicable by virtue of previous awards regulations;
- (c) a student in respect of whom the award-making body is satisfied that his parents cannot be found.

(4) Subject to paragraph (5), the parental contribution shall be—

- (a) in any case in which the residual income is more than £3,199 but less than £4,800, £20 with the addition of £1 for every complete £5 by which it exceeds £3,200; and
- (b) in any case in which the residual income is more than £4,799 but less than £6,000, £340 with the addition of £1 for every complete £10 by which it exceeds £4,800; and
- (c) in any case in which the residual income is not less than £6,000, £460 with the addition of £1 for every complete £11 by which it exceeds £6,000;

reduced in each case by £45 in respect of every other child of the parent who holds a statutory award; and in any case in which the residual income is less than £3,200 the parental contribution shall be nil.

(5) For any year in which a statutory award is held by—

- (a) more than one child of the parent;
- (b) the parent; or
- (c) the student’s step-parent—

the parental contribution for the student shall be such proportion of any contribution ascertained in accordance with this regulation and regulations 30 and 31 as the award-making body (after consultation with any other award-making body concerned) considers just.

Gross income

30.—(1) Subject to the provisions of this regulation, “gross income” means the income of the student’s parent in the financial year preceding the year in respect of which the income of the student and any contribution applicable to his case referred to in paragraph (1) of regulation 18 fall to be assessed: provided that, where the award-making body is satisfied that the income of the parent in the next succeeding financial year is likely to be not more than four-fifths of that income, it may for the purpose of calculating the parental contribution ascertain the gross income by reference to that next succeeding financial year; and in that case the above definition shall have effect accordingly both in relation to that year and, if the award-making body so determines, the year following that year and any subsequent year.

(2) Where trustees of property held in trust for a student or for any other person dependent on the parent pay, by virtue either of sub-sections (1) and (2) of section 32 of the Trustee Act (Northern Ireland) 1958(n) or of the trust instrument, any income of that property to the parent or otherwise apply it for or towards the maintenance, education or other benefit of the beneficiary the amount so paid or applied shall be treated as part of the gross income of the parent.

(3) Any dividends or interest paid or credited to the parent by a building society which has entered into arrangements with the Commissioners of Inland Revenue under section 343(1) of the Income and Corporation Taxes Act 1970 shall be deemed to have been received by him after deduction of income tax at the reduced rate determined under those arrangements for the year of assessment in which the dividends or interest are paid or credited; and the amount deemed to have been so deducted shall be treated as part of his gross income.

(4) There shall be treated as part of the gross income all income arising from an office or employment which by virtue of any enactment is as such exempt from tax.

(5) Where the parents do not ordinarily live together the parental contribution shall be ascertained by reference to the income of whichever parent the award-making body considers the more appropriate in the circumstances.

Deductions

31.—(1) For the purpose of determining a parent’s residual income there shall be deducted from his gross income, in respect of any child dependent on him during the year for which the contribution falls to be ascertained, the amount by which the relevant sum specified below exceeds the child’s income in that year:

Age of child immediately before beginning of academic year	Sum
Under 11	£425
11 or over but under 17	£435
17 or over	£545

(2) For the purpose aforesaid there shall also be deducted from the parent’s gross income—

(a) in respect of any person, other than a spouse or child, dependent on the parent during the year for which the contribution falls to be ascertained, the amount by which £545 exceeds the income of that person in that year;

(n) 1958 c. 23 (N.I.)

- (b) the amount of any sums paid as interest (including interest on a mortgage) in respect of which relief is given under the Income Tax Acts, or as interest under the option mortgage scheme;
- (c) the amount of any contributions to a dependants' pension scheme (being a contribution in respect of which relief is given under the Income Tax Acts);
- (d) the aggregate amount of any other contribution to a pension or superannuation fund or scheme and of any premiums on a policy of life assurance (being a contribution or premium in respect of which relief is given under the Income Tax Acts) or so much of that amount as does not exceed 15% of the parent's gross income;
- (e) where the parents are living together and are gainfully employed, the cost in wages of domestic assistance not exceeding whichever is the less of £435 and the emoluments of the parent who earns the less;
- (f) where the parents ordinarily live together and one of them is incapacitated, so much of the cost in wages of domestic assistance as does not exceed £435;
- (g) where a parent whose marriage has terminated either is gainfully employed or is incapacitated, so much of the cost in wages of domestic assistance as does not exceed £435;
- (h) in respect of additional expenditure incurred by reason of the fact that the parent lives in a place where the cost of living is higher than that cost in the United Kingdom, such sum, if any, as the award-making body considers reasonable in all the circumstances;
- (i) in the case of a parent who holds a statutory award, the amount by which the aggregate of grant for his ordinary maintenance ascertained in accordance with regulation 23 and £215 exceeds the sum payable in pursuance of that award.

(3) Where the student holds an award made in respect of his attendance at a course beginning before 1st September 1975, for the purpose aforesaid there shall also be deducted from the parent's gross income so much of any expenditure in respect of payments under covenant as does not exceed the amount deducted in respect of payments under that covenant in ascertaining the parental contribution for the year ending last before 1st September 1975.

Spouse's contribution

32.—(1) A spouse's contribution ascertained in accordance with this regulation shall be applicable in the case of every man student living with his wife and every woman student living with her husband if (in either case) no parental contribution is applicable by virtue of sub-paragraph (3)(a), (b) or (c) of regulation 29.

(2) Subject to paragraphs (4) and (5), regulations 29, 30 and 31, except paragraphs (3) and (4) and sub-paragraph (5)(a) of regulation 29, paragraph (5) of regulation 30 and sub-paragraph (2)(g) of regulation 31, shall apply with the necessary modifications for the ascertainment of the spouse's contribution as it applies for the ascertainment of the parental contribution, references to the parent being construed except where the context otherwise requires as references to the student's spouse and the references to the parent and step-parent in sub-paragraphs (5)(b) and (c) of regulation 29 being construed as references to the student's child and stepchild respectively.

(3) The spouse's contribution shall be—

(a) in any case in which the residual income is more than £2,999 but less than £4,800, £20 with the addition of £1 for every complete £5 by which it exceeds £3,000; and

(b) in any case in which the residual income is not less than £4,800, £380 with the addition of £1 for every £10 by which it exceeds £4,800;

and in any case in which the residual income is less than £3,000 the spouse's contribution shall be nil.

(4) If the student marries during any year for which the contribution falls to be ascertained the contribution for that year shall be the fraction of the sum ascertained in accordance with the provisions of paragraphs (2) and (3) of which the denominator is 52 and the numerator is the number of complete weeks between the date of the marriage and whichever is the earlier of the end of that year and the end of the course.

(5) If the student's marriage terminates during any year for which the contribution falls to be ascertained the contribution for that year shall be the fraction of the sum ascertained in accordance with the provisions of paragraphs (2) and (3) of which the denominator is 52 and the numerator is the number of complete weeks between the beginning of that year and the termination of the marriage.

Widows, widowers, divorced persons, etc.

33.—(1) In its application to a student whose marriage terminates during the course, regulation 18 shall have effect subject to the proviso that the grant shall be payable to him after the termination of his marriage at a rate not lower than that at which it was payable before its termination.

(2) If the student has dependants within the meaning of regulation 25 and paragraphs (6), (7) and (8) thereof apply to him, then, whether his marriage terminated before or during the course—

(a) the sum to be disregarded under sub-paragraph (a) of regulation 28 shall be £565 instead of £215, or

(b) the grant under paragraphs (6), (7) and (8) of regulation 25 for the maintenance of his dependants shall be treated as increased by the sum of £350, or

(c) in the case of a student to whom regulation 26 applies, his grant for maintenance calculated in accordance with regulations 23 to 26 shall be treated as including the sum specified in paragraph (2) of that regulation—

whichever is the most favourable to him.

(3) A student whose marriage has terminated may elect that the sum specified in regulation 25 for the maintenance of his dependants shall be disregarded and that instead there shall in calculating his income be disregarded £720 in respect of his eldest dependent child and £350 in respect of every other dependent child.

Sealed with the Official Seal of the Department of Education for Northern Ireland on 28th October 1977.

(L.S.)

T. R. Meharg

Assistant Secretary

The Department of Finance for Northern Ireland hereby approves the foregoing regulations so far as is required by Article 40 of the Education and Libraries (Northern Ireland) Order 1972.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 28th October 1977.

(L.S.)

J. Murray

Assistant Secretary

SCHEDULE 1

Regulation 8(2)(b)

Adult education colleges

1. The following are designated as colleges providing long-term residential courses of full-time education for adults:

Institute of Continuing Education of the New University of Ulster, Magee
University College, Londonderry.

Co-operative College, Loughborough.

Fircroft College, Birmingham.

Hillcroft College, Surbiton.

Plater College, Oxford.

Ruskin College, Oxford.

Coleg Harlech, Harlech, Wales.

Newbattle Abbey, Dalkeith, Scotland.

SCHEDULE 2

Regulations 14(2),
17(1)(a) and 21(1)(a)**Fees**

1. The fees referred to in sub-paragraph (1)(a) of regulation 17 are—

- (a) the aggregate of any fees for admission, registration or matriculation (including matriculation exemption), any sessional or tuition fees, any composition fee and any graduation fee (in each case excluding any element thereof representing or attributable to any such fee as is mentioned in the following sub-paragraphs or to maintenance) subject to a maximum of £750 in the case of a course which is a post-graduate one or £500 in the case of any other course:

Provided that the said maximum shall not apply in the case of a course at the Guildhall School of Music, the London School of Music, the Royal Academy of Music, the Royal Academy Schools, the Royal College of Music or the Trinity College of Music;

- (b) college fees or dues at the universities of Cambridge, Durham, Kent, Lancaster, Oxford and York (excluding any element thereof representing or attributable to any such fee as is mentioned in the following sub-paragraphs or to maintenance);
- (c) any fees charged by an external body in respect of examinations or the validation of the course or otherwise charged by such a body whose requirements must (for the purposes of the course) be satisfied, or any fees attributable to fees so charged;
- (d) any fee (howsoever described) by way of subscription to a students' union, junior common room or similar body where either—
- (i) membership is obligatory by virtue of any requirement contained in, or having effect under, the instruments regulating the conduct of the institution, or
- (ii) the fee is an element of a composition fee.

SCHEDULE 3

Regulations 3(i)
and 19**Sandwich courses**

1. In this Schedule—

(a) “sandwich course” means a course consisting of alternate periods of full-time study in an institution and associated industrial, professional or commercial experience (in this Schedule called “periods of experience”) at a place outside the institution so organised that, taking the course as a whole, the student attends the periods of full-time study for an average of not less than 19 weeks in each year; and for the purpose of calculating his attendance the course shall be treated as beginning with the first period of full-time study and ending with the last such period;

“periods of experience” does not include unpaid service in a hospital, with a public body acting in the exercise of their functions relating to health, welfare or the care of children and young persons or with a voluntary organisation providing facilities or carrying out activities of a like nature, teaching practice or unpaid research in an institution;

“sandwich year” means, as respects any student, any year of a sandwich course which includes periods of both such study and such experience as are described above;

“prescribed proportion” means the proportion which the number of weeks in the year for which the student in question attends the institution bears to 30, except that where that proportion is greater than the whole it means the whole;

“modified proportion” means the proportion which the number of weeks in the year in which there are no periods of experience for the student in question bears to 52; and

(b) in the application of this Schedule to a student whose marriage has terminated, references to regulations 23 to 32 inclusive are to be construed as references to those regulations as modified by regulation 33.

2. The provisions of regulations 23 to 26 inclusive shall, as respects any sandwich year, have effect subject to the following modifications—

(a) where the period of full-time study does not exceed 30 weeks 3 days, the student’s grant for his ordinary maintenance shall be the prescribed proportion of the appropriate amount specified in regulation 23;

(b) where the period of full-time study exceeds 30 weeks 3 days, the student’s grant for his ordinary and supplementary maintenance shall be the aggregate of the appropriate amount specified in regulation 23 and the appropriate amount specified in paragraph (2) of regulation 24;

(c) the student’s grant for his supplementary maintenance in respect of such expenditure as is referred to in sub-paragraph (1)(b) of regulation 24 shall be determined in accordance with that regulation except that grant in respect of such expenditure as is mentioned in paragraph (8) shall be the amount by which the expenditure exceeds the prescribed proportion of £32;

- (d) the student's grant for maintenance of a dependant shall be the modified proportion of the sum specified in regulation 25 except that where such grant falls to be increased under paragraph (10) of that regulation it shall be increased by the prescribed proportion of the sum there specified; and
- (e) if the student is a person to whom regulation 26 applies, the older student's allowance under that regulation shall be the prescribed proportion of the amount there specified.
3. The provisions of regulations 28 to 32 inclusive shall, as respects any sandwich year, have effect subject to the following modifications—
- (a) the sum to be disregarded under sub-paragraph (a) of regulation 28 shall be the prescribed proportion of £215 and the reference in sub-paragraph (c) of that regulation to £430 shall be construed as a reference to the aggregate of £215 and the prescribed proportion of £215;
- (b) in calculating the student's income there shall be disregarded any payment made to him by his employer in respect of any period of experience;
- (c) the amount of the parental contribution applicable to his case shall be the prescribed proportion of the contribution ascertained in accordance with regulations 29 to 31 inclusive; and
- (d) the amount of the spouse's contribution applicable to his case shall be the prescribed proportion of the contribution ascertained in accordance with regulation 32.

EXPLANATORY NOTE

(This note is not part of the regulations but is intended to indicate their general purport.)

These regulations consolidate with amendments the Students Awards Regulations (Northern Ireland) 1975 to 1976. The principal amendments are described below.

The duty of boards to make awards is extended to include courses leading to the Higher Diploma of the Technician Education Council or the Higher National Diploma of the Business Education Council (regulation 4(d)).

The element in an award in respect of fees is not subject to a means test (regulation 17(1)(a)) and the means test applicable to the maintenance element is relaxed (regulations 28, 29(4) and (5) and 32(2), (3), (4) and (5)). That element is increased and, save in special cases, is always at least £80 (regulations 17(b) and 18).