

## SCHEDULE 2

Regulations 6, 7, 9 and 11

### PERSONS

Regulations 6 (1), 7 and 9

#### PART I

##### Specified Persons

1. A person—
  - (a) who attends a specified course during an academic year beginning after 31st August 1992; and
  - (b) who has been—
    - (i) resident on the relevant day in the area of a board; and ordinarily resident in the British Islands throughout the three years immediately preceding the first year of the specified course, or
    - (ii) in the case of a person entitled to the payment of an award by virtue of Article 7(2) or (3) or Article 12 of the Council Regulation ordinarily resident throughout the three years immediately preceding the first year of the specified course in the European Community; and
  - (c) to whom an award has not been made under these Regulations or previous awards regulations by the board in respect of the specified course; and
  - (d) who, if he has previously attended a course of higher education, has attended such a course which was provided by a college listed in Schedule 5.

Regulations 6(1) and 9

#### PART II

##### Excluded Persons

2. A person who—
  - (a) has, in the opinion of the board, by his conduct shown himself unfitted to receive an award;
  - (b) has, subject to paragraph 1(d), regulation 8(3) and regulation 9(2), previously attended a “first degree course”.
  - (c) has previously attended one or more than one course of higher education and the aggregate duration of such course or courses which he has attended (excluding any periods of unpaid service or research or of practice undertaken as part of the student’s course of the kinds mentioned in head (a) in the definition of periods of experience in regulation 3(1) and, in the case of a sandwich course, periods of experience), exceeds two academic years, unless the course which he previously attended or successfully completed was such as is mentioned in paragraph 1(d).
3. Subject to regulation 8(3) the board shall not be under a duty to bestow an award on any person in respect of his attendance at any course defined under regulation 3(1) as being a “course for the Diploma of Higher Education” or a “course for the Higher Diploma” if he has previously attended any other course defined in regulation 3(1).