

Status: Point in time view as at 01/09/2009.

Changes to legislation: The Education (Student Support) Regulations (Northern Ireland) 2009, PART 9 is up to date with all changes known to be in force on or before 19 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

STATUTORY RULES OF NORTHERN IRELAND

2009 No. 37

The Education (Student Support) Regulations (Northern Ireland) 2009

PART 9

FINANCIAL ASSESSMENT

Calculation of contribution

90.—(1) An eligible student's contribution in respect of an academic year is the amount, if any, calculated under Schedule 5.

(2) For the purposes of the exercise of the Department's functions under the Order and regulations made under it the Department may require an eligible student to provide from time to time such information as the Department considers necessary as to the income of any person whose means are relevant to the assessment of the student's contribution.

Commencement Information

I1 Reg. 90 in operation at 12.3.2009 with application in accordance with reg. 1(4)

Application of contribution – current system students

91. In the case of a current system student, the Department must apply the contribution in accordance with regulation 93.

Commencement Information

I2 Reg. 91 in operation at 12.3.2009 with application in accordance with reg. 1(4)

Application of contribution – old system students

92.—(1) Subject to paragraph (3), where the basic amount of the grant for fees has been calculated in accordance with regulation 32(1) or 33(1), to determine the actual amount of grant for fees that is payable, the Department must first apply the contribution to reduce the basic amount of the grant for fees.

(2) If the contribution is not extinguished under paragraph (1), the Department must apply the remainder in accordance with regulation 93.

(3) Where the course is a course for the initial training of teachers (other than a course for a first degree), there is no deduction from the basic amount of the grant for fees under this regulation and the contribution is applied in accordance with regulation 93.

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(4) Where the basic amount of the grant for fees has been calculated in accordance with regulation 32(2) or regulation 33(2) and one of the cases set out in regulation 25(3)(b) or (d) applies, to determine the actual amount of the grant for fees that is payable, the Department must—

- (a) first, apply the contribution to reduce the basic amount of the grant for fees;
- (b) second, if the contribution is not extinguished, deduct an amount equal to the basic amount of the grant for fees from what is left of the contribution reducing the remainder of the contribution to no less than nil; and
- (c) third, if the contribution is still not extinguished, apply the remainder in accordance with regulation 93.

(5) In the case of an Erasmus year, the Department must apply the amount by which the contribution exceeds £1,285 in accordance with regulation 93.

(6) Where none of the circumstances in paragraphs (1) to (5) apply, the contribution is applied in accordance with regulation 93.

Commencement Information

I3 Reg. 92 in operation at 12.3.2009 with application in accordance with reg. 1(4)

Order of application

93. The contribution or the remainder of the contribution, as the case may be, is to be applied as follows—

- (a) first, to reduce the amount of adult dependants' grant calculated in accordance with regulation 49;
- (b) second, to reduce the childcare grant calculated in accordance with regulation 49;
- (c) third, to reduce the parents' learning allowance calculated in accordance with regulation 49 (except the first £50 of the allowance);
- (d) fourth, to reduce the loan for living costs for which the eligible student (other than a student with reduced entitlement) qualifies under Part 6 to no less than the minimum level for the academic year specified in regulation 94;
- (e) fifth, to reduce the grant for travel calculated in accordance with Chapter 5 of Part 5.

Commencement Information

I4 Reg. 93 in operation at 12.3.2009 with application in accordance with reg. 1(4)

Minimum level of loan for living costs

94.—(1) Subject to paragraphs (2) and (5), the “minimum level for the academic year” in regulation 93(d) is—

- (a) £2,755, in the case of a student in category A;
- (b) £4,982, in the case of a student in category B;
- (c) £4,240, in the case of a student in category C;
- (d) £3,559, in the case of a student in category D.

(2) Subject to paragraph (3), where the academic year in question is the final year of a course other than an intensive course, the “minimum level for the academic year” is—

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- (a) £2,489, in the case of a student in category A;
- (b) £4,536, in the case of a student in category B;
- (c) £3,686, in the case of a student in category C;
- (d) £3,293, in the case of a student in category D.

(3) Subject to paragraphs (4) and (5), the “minimum level for the academic year” for an old system student is—

- (a) £2,103, in the case of a student in category A;
- (b) £5,073, in the case of a student in category B;
- (c) £4,083, in the case of a student in category C;
- (d) £3,175, in the case of a student in category D.

(4) Subject to paragraph (5), where the academic year in question is the final year of a course other than an intensive course, the “minimum level for the academic year” for an old system student is—

- (a) £1,749 in the case of a student in category A;
- (b) £4,478, in the case of a student in category B;
- (c) £3,345, in the case of a student in category C;
- (d) £2,821, in the case of a student in category D.

(5) Where different categories apply for different quarters of the academic year, the minimum levels in paragraphs (1) and (2) are the aggregate of the amounts determined under paragraph (4) for each of the quarters in respect of which a loan is payable.

(6) The amount determined for each quarter is one third of the amount in paragraph (1) (2), (3) or (4) which corresponds to the rate applicable for the quarter.

(7) The rate applicable for a quarter is determined in accordance with regulation 73.

(8) Categories A to D have the meaning given in regulation 79.

Commencement Information

I5 Reg. 94 in operation at 12.3.2009 with application in accordance with reg. 1(4)

Amount of loan for living costs payable to certain type 1 and type 2 teacher training students

95.—(1) This regulation applies to type 1 and type 2 teacher training students who qualify for a maintenance grant and whose contribution exceeds nil.

(2) The loan for living costs payable in respect of an academic year to a student to whom this regulation applies is calculated as follows—

$$A - B$$

where

A is the amount of loan for living costs left after applying the contribution in accordance with this Part; and

B is the amount of maintenance grant payable to the student.

Commencement Information

I6 Reg. 95 in operation at 12.3.2009 with application in accordance with reg. 1(4)

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