
STATUTORY RULES OF NORTHERN IRELAND

2009 No. 373

**The Education (Student Support) (No. 2)
Regulations (Northern Ireland) 2009**

PART 11 N.I.

SUPPORT FOR PART-TIME COURSES

[^{F1}Amount of grant under regulation 126(1)(a) and (b)] N.I.

127.—(1) The basic grant varies according to the intensity of study.

(2) The intensity of study is calculated as follows and expressed as a percentage—

$$\frac{PT}{FT} \times 100$$

where

PT is the number of modules, credits, credit points, points or other unit to be awarded to the eligible part-time student by the academic authority if the student successfully completes the academic year in connection with which that student is applying for support;

FT is—

- (a) where the course is provided by or on behalf of the Open University, 120;
- (b) where the course is provided by or on behalf of any other institution, the number of modules, credits, credit points, points or other unit that a standard full-time student would be required to obtain in each academic year in order to complete the full-time equivalent within the period ordinarily required to complete that course.

(3) For the purposes of paragraph (2) —

- (a) “full-time equivalent” and “standard full-time student” are to be interpreted in accordance with regulation 124; and
- (b) the period ordinarily required to complete the full-time equivalent is to be calculated in accordance with regulation 124.

(4) The “basic grant” is—

- (a) £820 where the intensity of study is less than 60 per cent. (“level 1”);
- (b) £985 where the intensity of study is 60 per cent. or more but less than 75 per cent. (“level 2”);
- (c) £1,230 where the intensity of study is 75 per cent. or more (“level 3”).

(5) Subject to paragraph (6) and regulation 134(6), the amount of assistance payable in respect of an academic year is determined as follows—

- (a) if at the date of the application the eligible part-time student or the student’s partner is entitled—

Status: Point in time view as at 27/09/2017.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (No. 2) Regulations (Northern Ireland) 2009. 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)

- (i) under Part VII of the Social Security Contributions and Benefits (Northern Ireland) Act 1992 to income support or housing benefit;
- (ii) under Part II of the Jobseekers (Northern Ireland) Order 1995 to income-based jobseeker's allowance or under section 1 of the Employment and Training (Northern Ireland) Act 1950 to training allowance or training premium; ^{F2}...
- (iii) under Part 1 of the Welfare Reform Act (Northern Ireland) 2007 to an income-related employment and support allowance; [^{F3}or
- (iv) to universal credit;]

the maximum amount of assistance available under regulation 126(1) is payable.

- (b) where the relevant income is less than £16,843, the maximum amount of assistance available under regulation 126(1) is payable;
 - (c) where the relevant income is £16,843, the maximum amount of assistance available under regulation 126(1)(b) is payable together with £50 less than the maximum amount of assistance available under regulation 126(1)(a);
 - (d) where the relevant income exceeds £16,843 but is less than £25,420, the maximum amount of assistance available under regulation 126(1)(b) is payable and the amount of assistance payable under regulation 126(1)(a) is the amount determined in accordance with paragraph (6);
 - (e) where the relevant income is £25,420, the maximum amount of assistance available under regulation 126(1)(b) is payable and the amount of assistance payable under regulation 126(1)(a) is £50;
 - (f) where the relevant income exceeds £25,420 but is less than £26,030, the maximum amount of assistance available under regulation 126(1)(b) is payable and no assistance is payable under regulation 126(1)(a);
 - (g) where the relevant income is £26,030 or more but less than £28,067, the amount of assistance payable under regulation 126(1)(b) is the amount left after deducting from the maximum amount of assistance available under regulation 126(1)(b) £1 for every complete £9.47 by which the relevant income exceeds £26,030, and no assistance is payable under regulation 126(1)(a);
 - (h) where the relevant income is £28,067, the amount of assistance payable under regulation 126(1)(b) is £50, and no assistance is payable under regulation 126(1)(a);
 - (i) where the relevant income exceeds £28,067, no assistance is payable under regulation 126(1).
- (6) Where paragraph (5)(d) applies, the amount of assistance payable under regulation 126(1)(a) is determined by deducting from the maximum amount of assistance available under regulation 126(1)(a) one of the following amounts—
- (a) £50 plus a further £1 for each complete £11.91, £9.69 or £7.59 by which the relevant income exceeds £16,843 according to whether the intensity of study is level 1, 2 or 3, respectively; or
 - (b) where the basic grant is greater than the actual fees, an amount equal to that left after deducting from the amount calculated under sub-paragraph (a) the difference between the basic grant and the actual fees (unless the amount is a negative number in which case the maximum amount of assistance available under regulation 126(1)(a) is payable).

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (No. 2) Regulations (Northern Ireland) 2009. 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)

Textual Amendments

- F1** Reg. 127 heading substituted (with application in accordance with reg. 1(2) of the amending Rule) by The Education (Student Support) (No.2) (Amendment) and Education (Student Loan) (Repayment) (Amendment) Regulations (Northern Ireland) 2017 (S.R. 2017/7), regs. 1(1), **28**
- F2** Word in reg. 127(5)(a)(ii) omitted (coming into operation in accordance with reg. 1(1) of the amending Rule) by virtue of The Universal Credit (Consequential, Supplementary, Incidental and Miscellaneous Provisions) Regulations (Northern Ireland) 2016 (S.R. 2016/236), regs. 1(1), **45(7)(a)**
- F3** Reg. 127(5)(a)(iv) and word inserted (coming into operation in accordance with reg. 1(1) of the amending Rule) by The Universal Credit (Consequential, Supplementary, Incidental and Miscellaneous Provisions) Regulations (Northern Ireland) 2016 (S.R. 2016/236), regs. 1(1), **45(7)(b)**

Commencement Information

- I1** Reg. 127 in operation at 17.12.2009, see **reg. 1(1)**

Status:

Point in time view as at 27/09/2017.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (No. 2) Regulations (Northern Ireland) 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations.