
STATUTORY RULES OF NORTHERN IRELAND

2017 No. 7

**The Education (Student Support) (No.2) (Amendment)
and Education (Student Loan) (Repayment)
(Amendment) Regulations (Northern Ireland) 2017**

“Overpayment of grants and allowances”.

37. In regulation 135 (Conversion of status)—

- (a) in paragraph (2) for “twice”, substitute “four times”;
- (b) after paragraph (4), insert—

“4A) This paragraph makes provision for fee loan and part-time fee loan where a student (“A”) transfers under paragraph (1) –

- (a) no payment in respect of any fee loan must be made in respect of any instalment period beginning after the date on which A became an eligible part-time student;
- (b) any fee loan to which A was entitled under Part 4 immediately before A became an eligible part-time student is ignored in determining the amount of part-time fee loan to which A may be entitled in respect of that year under this Part;
- (c) where the designated part-time course into which A transfers continues in the same quarter of the same academic year of the designated course from which A transferred, the maximum amount of part-time fee loan to which A would, apart from this regulation, be entitled to borrow in connection with undertaking a designated part-time course in respect of that academic year is reduced by one third where A became an eligible part-time student in the second quarter of the academic year and by two thirds where A became such a student in a later quarter of the academic year; and
- (d) where the academic year of the designated part-time course into which A transfers begins on a later date than the academic year of the designated course from which A is transferring, the maximum amount of part-time fee loan to which A would be entitled to borrow in respect of that academic year, provided that A qualifies for a part-time fee loan in respect of that year, is the lesser of –
 - (i) £3,022.50; and
 - (ii) the fees payable by the student in connection with that year, minus any grant paid under regulation 126(1)(a) in connection with that year.”;
- (c) in paragraph (6), for “twice”, substitute “four times”;
- (d) in paragraph (7), after “paragraph (5)”, insert “into the same academic year”;
- (e) in paragraph (9)—
 - (i) after “paragraph (5)”, insert “into the same academic year”;—
 - (ii) in sub-paragraph (b), substitute the full stop with a semi-colon and add “and”; and
 - (iii) after sub-paragraph (b), add—

- “(c) may not apply for a part-time fee loan under regulation 126(1)(aa) if the student has already applied for a distance learning fee loan under regulation 109(1)(aa) in respect of the academic year from which the student transfers.”;
- (f) in paragraph (10) after “paragraph (5)”, insert “into the same academic year”; and
- (g) after paragraph (10) insert—
- “(10A) Paragraphs (7), (9) and (10) do not apply where the academic year of the designated part-time course into which the student (“A”) transfers under paragraph (5) begins on a later date than the academic year of the course from which A is transferring.
- (10B) Where paragraph (10A) applies—
- (a) the maximum amount of part-time fee loan to which A would be entitled to borrow in respect of that academic year, provided that A qualifies for a part-time fee loan in respect of that year, is the lesser of—
- (i) £3,022.50; and
- (ii) the fees payable by the student in connection with that year, minus any grant paid under regulation 126(1)(a) in connection with that year;
- (b) A may apply for a grant under regulation 126(1)(b) in respect of that year; and
- (c) A may apply for a grant under regulation 130 in respect of that year.”;
- (h) after paragraph (12), insert—
- “(12A) This paragraph makes provision for part-time fee loan and fee loan where a student (“A”) transfers under paragraph (11)—
- (a) no payment in respect of any part-time fee loan must be made in respect of any instalment period beginning after the date on which A became an eligible student;
- (b) where the designated course into which A transfers continues in the same quarter of the same academic year of the designated part-time course from which A transferred, the maximum amount of fee loan to which A would, apart from this regulation, be entitled to borrow in connection with that academic year of the designated course is reduced by one third where A became an eligible student in the second quarter of the academic year and by two thirds where A became such a student in a later quarter of the academic year;
- (c) where the academic year of the designated course into which A transfers begins on a later date than the academic year of the designated part-time course from which A is transferring, the maximum amount of fee loan to which A would be entitled to borrow in respect of that academic year, provided that A qualifies for a fee loan in respect of that year, is the lesser of—
- (i) the amount specified in regulation 25(1)(a), (2)(a), (2A)(a) or (2B)(a) as the case may be; and
- (ii) the fees payable by the student in connection with that year.”;
- (i) in paragraph (14) after “paragraph (13)”, insert “into the same academic year”;
- (j) in paragraph (16)—
- (i) after “paragraph (13)”, insert “into the same academic year”;
- (ii) in sub-paragraph (b) substitute the full stop with a semi-colon and add “and”; and
- (iii) after sub-paragraph (b), add—

- “(c) may not apply for a distance learning fee loan under regulation 109(1) (aa) if the student has already applied for a part-time fee loan under regulation 126(1)(aa) in respect of the academic year from which the student transfers.”;
- (k) in paragraph (17) after “paragraph (13)”, insert “into the same academic year”; and
- (l) after paragraph (17) add—
- “(18) Paragraphs (14), (16) and (17) do not apply where the academic year of the designated distance learning course into which the student (“A”) transfers under paragraph (13) begins on a later date than the academic year of the course from which A is transferring.
- (19) Where paragraph (18) applies—
- (a) the maximum amount of distance learning fee loan to which A would be entitled to borrow in respect of that academic year, provided that A qualifies for a distance learning fee loan in respect of that year is the lesser of—
- (i) £3,022.50; and
- (ii) the fees payable by the student in connection with that year, minus any grant paid under regulation 109(1)(a) in connection with that year;
- (b) A may apply for a grant under regulation 109(1)(b) in respect of that year; and
- (c) A may apply for a grant under regulation 112 in respect of that year.”.