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STATUTORY RULES OF NORTHERN IRELAND

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**2019 No. 102**

**The Student Fees (Amounts) and Education (Student Support (No. 2)) (Amendment) Regulations (Northern Ireland) 2019**

**PART 3**

**AMENDMENT OF THE EDUCATION (STUDENT SUPPORT)  
(No.2) REGULATIONS (NORTHERN IRELAND) 2009**

**Amendment of the Education (Student Support)(No. 2) Regulations (Northern Ireland) 2009**

5. The Education (Student Support) (No. 2) Regulations (Northern Ireland) 2009<sup>(1)</sup> shall be amended as provided by regulations 6 to 9.

**Amendment of regulation 6**

6. In regulation 6<sup>(2)</sup> (designated courses)—

(a) for paragraph (1)(e), substitute—

“(e) either—

- (i) wholly provided by an authority-funded institution in Northern Ireland, Scotland or in Wales where the course began before 1st September 2017;
- (ii) provided by an approved (fee cap) provider on behalf of an authority-funded institution in Northern Ireland or Scotland, or in Wales where the course began before 1st September 2017;
- (iii) provided by a publicly-funded institution situated in Northern Ireland, Scotland or Wales on behalf of an approved (fee cap) provider in England, or on behalf of an authority-funded institution in Northern Ireland, Scotland, or in Wales where the course began before 1st September 2017;
- (iv) provided by an authority-funded institution in Northern Ireland or Scotland, or in Wales where the course began before 1st September 2017, in conjunction with an institution which is situated outside the United Kingdom;
- (v) provided by a publicly-funded institution in Northern Ireland, Scotland or Wales on behalf of a regulated institution in Wales where the course began on or after 1st September 2017;
- (vi) wholly provided by an approved (fee cap) provider, or provided by an approved (fee cap) provider on behalf of an approved (fee cap) provider in England;

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<sup>(1)</sup> S.R. 2009 No. 373, amended by S.R. 2010 No. 383, S.R. 2012 Nos. 62 and 398, S.R. 2013 Nos. 128 and 223, S.R. 2014 Nos. 97 and 309, S.R. 2016 No. 21, S.R. 2017 Nos. 7 and 43, S.R. 2018 No. 35 and S.R. 2019 No. 35.

<sup>(2)</sup> Regulation 6 (1)(e) was amended by S.R. 2019 No.35

- (vii) provided by an approved (fee cap) provider on behalf of a regulated institution in Wales where the course began on or after 1st September 2017;
  - (viii) provided by an approved (fee cap) provider in England in conjunction with an institution which is situated outside the United Kingdom;
  - (ix) provided by a regulated institution in Wales or a regulated institution in Wales in conjunction with an institution which is situated outside the United Kingdom, where that course begins on or after 1st September 2017; or
  - (x) provided by a relevant institution of higher education in the Republic of Ireland or by a relevant institution of higher education in the Republic of Ireland in conjunction with an institution outside of the Republic of Ireland”.
- (b) in paragraph (6)(d), after “which is”, insert “an approved provider or”.

#### **Amendment of regulation 124**

##### **7. In regulation 124(3) (designated part-time courses)—**

###### **(a) in paragraph (1), for sub-paragraph (d), substitute—**

“(d) it is either—

- (i) wholly provided by an authority-funded institution in Northern Ireland, Scotland or Wales;
- (ii) provided by a publicly-funded institution situated in Northern Ireland, Scotland or Wales, on behalf of an approved (fee cap) provider in England, or on behalf of an authority-funded institution in Northern Ireland, Scotland or Wales;
- (iii) wholly provided by an approved (fee cap) provider, or provided by an approved (fee cap) provider on behalf of an approved (fee cap) provider in England;
- (iv) provided by an approved (fee cap) provider on behalf of an authority-funded institution in Northern Ireland, Scotland or Wales;
- (v) provided by an approved (fee cap) provider in England in conjunction with an institution which is situated outside the United Kingdom; or
- (vi) provided by an authority-funded institution in Northern Ireland, Scotland or Wales, in conjunction with an institution which is situated outside the United Kingdom.”.

(b) in paragraph (5)(d), after “which is”, insert “an approved provider or”.

#### **Amendment of regulation 141**

##### **8. In regulation 141(4) (designated postgraduate courses)—**

###### **(a) in paragraph (1), for sub-paragraph (c), substitute—**

“(c) it is either—

- (i) wholly provided by an authority-funded institution in Northern Ireland, Scotland or Wales;

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(3) Regulation 124(1)(d) was substituted by [S.R. 2013 No. 223](#) and paragraph (5)(d) was inserted by [S.R. 2013 No. 223](#) and subsequently amended by [S.R. 2017 No. 7](#) and [2019 No.35](#).

(4) Regulation 141(1)(c) was substituted and paragraph (2)(d) was inserted by [S.R. 2013 No. 223](#). Paragraph (1)(c) was amended by [2019 No. 35](#).

- (ii) provided by a publicly-funded institution situated in Northern Ireland, Scotland or Wales, on behalf of an approved (fee cap) provider in England, or on behalf of an authority-funded institution in Northern Ireland, Scotland or Wales;
  - (iii) wholly provided by an approved (fee cap) provider, or provided by an approved (fee cap) provider on behalf of an approved (fee cap) provider in England;
  - (iv) provided by an approved (fee cap) provider on behalf of an authority-funded institution in Northern Ireland, Scotland or Wales;
  - (v) provided by an authority-funded institution in Northern Ireland, Scotland or Wales, in conjunction with an institution which is situated outside the United Kingdom; or
  - (vi) provided by an approved (fee cap) provider in England in conjunction with an institution which is situated outside the United Kingdom.”.
- (b) in paragraph (2)(d), after “which is”, insert “an approved provider or”.

#### **Amendment of regulation 152**

- 9.** In regulation 152(5) (designated master’s, etc. courses)—
- (a) in paragraph (1), for sub-paragraph (c), substitute—
    - “(c) it is either—
    - (i) wholly provided by an authority-funded institution in Northern Ireland, Scotland or Wales;
    - (ii) provided by a publicly-funded institution situated in Northern Ireland, Scotland or Wales, on behalf of an approved (fee cap) provider in England, or on behalf of an authority-funded institution in Northern Ireland, Scotland or Wales;
    - (iii) wholly provided by an approved (fee cap) provider, or provided by an approved (fee cap) provider on behalf of an approved (fee cap) provider in England;
    - (iv) provided by an approved (fee cap) provider on behalf of an authority-funded institution in Northern Ireland, Scotland or Wales;
    - (v) provided by an authority-funded institution in Northern Ireland, Scotland or Wales, in conjunction with an institution which is situated outside the United Kingdom; or
    - (vi) provided by an approved (fee cap) provider in England in conjunction with an institution which is situated outside the United Kingdom.”.
  - (b) in sub-paragraph (d) of paragraph (3), after “which is”, insert “an approved provider or”.