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STATUTORY RULES OF NORTHERN IRELAND

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**2019 No. 35**

The Education (Student Support (No.2), etc.)  
(Amendment) Regulations (Northern Ireland) 2019

PART 3

AMENDMENT OF OTHER INSTRUMENTS

**Amendment of the Student Fees (Qualifying Courses and Persons) Regulations (Northern Ireland) 2007**

31. In regulation 5(1)(c)(1) (prescribed description of a qualifying person) after “4,” insert “4A,”.
32. In the Schedule—
- (a) after paragraph 4 (refugees and their family members), insert—

**“Persons granted section 67 leave**

**4A.** A person who—

- (a) has extant leave to remain as a person granted leave under paragraph 352ZG of the immigration rules, having been relocated to the United Kingdom pursuant to arrangements made by the Secretary of State under section 67 of the Immigration Act 2016, or a dependent child of such a person who has been granted “leave in line” under paragraph 352ZO of those rules;
- (b) has been ordinarily resident in the United Kingdom and Islands throughout the three-year period preceding the first day of the first academic year of the course;
- (c) is ordinarily resident in the United Kingdom on the first day of the first academic year of the course; and
- (d) has been ordinarily resident in the United Kingdom and Islands throughout the three-year period preceding the first day of the first academic year of the course.”.

**Amendment of the Education (Student Loans) (Repayment) Regulations (Northern Ireland) 2009**

33. In regulation 12 (date of repayment) of the Education (Student Loans) (Repayment) Regulations (Northern Ireland) 2009(2)—
- (a) in paragraph (c), after “Part 4”, insert “in respect of the tax year ending on 5th April 2019 or any previous tax year”;

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(1) Regulation 5(1)(c) was inserted by S.R. 2011 No. 376.

(2) S.R. 2009 No. 128, amended by S.R. 2010 No. 91, S.R. 2011 No. 137, S.R. 2012 No. 136, S.R. 2013 No. 68 and S.R. 2014 No. 87.

(b) after paragraph (c), insert—

- “(ca) where an amount is deducted by an employer under Part 4 in respect of the tax year beginning on 6th April 2019 or any subsequent tax year, a repayment of that amount is considered to have been received by the Department on—
- (i) the day on which it was deducted by the employer; or
  - (ii) where an adjustment is made in relation to the deduction, such other day as HMRC specifies in order to take account of that adjustment.”.