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STATUTORY RULES OF NORTHERN IRELAND

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**2024 No. 128**

**The Further Education (Student Support) (Eligibility)  
(Amendment) Regulations (Northern Ireland) 2024**

PROSPECTIVE

PART 2

**Amendment of the Further Education (Student Support)  
(Eligibility) Regulations (Northern Ireland) 2012**

CHAPTER 4

Children of persons granted indefinite leave to enter or remain as  
a victim of domestic violence or abuse or as a bereaved partner

9. In Part 2 of the Schedule (eligible students: categories) (as amended by regulations 4, 6 and 8 of these regulations)—

- (a) in the heading to paragraph (3E)(1) (persons granted indefinite leave to enter or remain as a victim of domestic violence or domestic abuse), at the end, insert “and their children”;
- (b) paragraph (3E)(2) becomes sub-paragraph (1) of that paragraph;
- (c) after that sub-paragraph (1) insert—

“(2) A person—

- (a) granted indefinite leave to enter or remain;
- (b) who—
  - (i) is the child of a person granted indefinite leave to enter or remain as a victim of domestic violence or domestic abuse; and
  - (ii) on the leave application date, was the child of the person granted indefinite leave to enter or remain as a victim of domestic violence or domestic abuse;
- (c) who was under 18 on the leave application date;
- (d) who has been ordinarily resident in the United Kingdom and Islands since the person was granted such leave; and
- (e) who is ordinarily resident in Northern Ireland on the course start date.

(3) In this paragraph, “leave application date” means the date on which a person granted indefinite leave to enter or remain as a victim of domestic violence or domestic abuse made an application to enter or remain in the United Kingdom on those grounds under the immigration rules.”;

**Status:** This version of this chapter contains provisions that are prospective.

**Changes to legislation:** The Further Education (Student Support) (Eligibility) (Amendment) Regulations (Northern Ireland) 2024, Section 9 is up to date with all changes known to be in force on or before 21 June 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) View outstanding changes

- (d) in the heading to paragraph (3D)(3) (persons granted indefinite leave to remain as a bereaved partner), at the end, insert “and their children”;
- (e) paragraph (3D)(4) becomes sub-paragraph (1) of that paragraph;
- (f) after that sub-paragraph (1) insert—
  - “(2) A person—
    - (a) granted indefinite leave to remain;
    - (b) who—
      - (i) is the child of a person granted indefinite leave to remain as a bereaved partner; and
      - (ii) on the leave application date, was the child of the person granted indefinite leave to remain as a bereaved partner;
    - (c) who was under 18 on the leave application date;
    - (d) who has been ordinarily resident in the United Kingdom and Islands since the person was granted such leave; and
    - (e) who is ordinarily resident in Northern Ireland on the course start date.
  - (3) In this paragraph, “leave application date” means the date on which a person granted indefinite leave to remain as a bereaved partner made an application to remain in the United Kingdom on those grounds under the immigration rules.”.

#### Commencement Information

- II** Reg. 9 in operation at 1.8.2024 with application in accordance with reg. 1(2)

(3) paragraph (3D) was inserted by S.R. 2021 No. 202.  
(4) paragraph (3D) was inserted by S.R. 2021 No. 202.

**Status:**

This version of this chapter contains provisions that are prospective.

**Changes to legislation:**

The Further Education (Student Support) (Eligibility) (Amendment) Regulations (Northern Ireland) 2024, Section 9 is up to date with all changes known to be in force on or before 21 June 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.

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**Changes and effects yet to be applied to :**

- reg. 9 coming into force by [S.R. 2024/128 reg. 1\(2\)](#)