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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations, which come into force on 24th November 2004, amend the regulations listed in the table below to treat Swiss migrant workers, their spouses and children on the same basis as EEA migrant workers.

These amendments are in part consequential on the Agreement between the European Community and its member States, of the one part, and the Swiss Confederation, of the other, on the Free Movement of Persons signed at Luxembourg on 21st June 1999 (Cm. 5639) and which came into force on 1st June 2002.

These Regulations also amend the regulations listed in the table below to include Switzerland in the area within which an EC national, or the child of an EC national, can meet the ordinary residence requirements in those regulations. They also update where necessary references, in the regulations listed in the table below, to the European Economic Area and definitions associated with that term, to take account of the accession of new member States.

<i>Amended regulations</i>	<i>Provisions which are amended</i>	<i>Relevant regulation of these Regulations</i>
Nursing and Midwifery Student Allowances (Scotland) Regulations 1992	Regulation 2, paragraphs 2(a), 2(b), 3(a), 4(a), 4(b) and 7(b) of Schedule 1 and paragraph 2(1) of Schedule 2.	regulation 2
Education Authority Bursaries (Scotland) Regulations 1995	Regulation 2(1), paragraphs 2(a), 2(b), 2A(a), 2B(a), 2B(b) and 4(b) of Schedule 1 and paragraphs 2(1), 2(2) and 2(3) of Schedule 2.	regulation 3
Education (Fees and Awards) (Scotland) Regulations 1997	Regulation 2(1), paragraphs 2(2)(a), 5(1), 6(1)(a)(ii), 6(1)(c)(ii), 6(2)(a) of Schedule 1, paragraphs 2(1)(a)(ii), 2(1)(c)(ii), 2(2)(a) and 4(2) of Schedule 2 and paragraphs 3(3)(a) and 5 of Schedule 3.	regulation 4
The Students' Allowances (Scotland) Regulations 1999	Regulation 2(1), paragraphs 2, 3(a), 4(a), 4(b) and 7(b) of Schedule 1 and paragraph 2(1) of Schedule 2.	regulation 5
Education (Student Loans) (Scotland) Regulations 2000	Regulations 2(1), 2(3) and 2(5) and paragraphs 4(a), 6(1)(a), 7(b) and 7(c) of Schedule 1.	regulation 6
Graduate Endowment (Scotland) Regulations 2001	Paragraphs 1(1), 3(a), 3(b), 4(a), 5(a), 5(b) and 7(b) of	regulation 7

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Amended regulations</i>	<i>Provisions which are amended</i>	<i>Relevant regulation of these Regulations</i>
	Schedule 1 and paragraph 2(1) of Schedule 2.	
The Individual Learning Account (Scotland) Regulations 2004	Regulations 1(2) and 3(4).	regulation 8
The Education Maintenance Allowances (Scotland) Regulations 2004	Regulation 2(1), paragraphs 2(a), 2(b), 3(a), 4(a) and 4(b) of Schedule 1 and paragraph 2(1) of Schedule 2.	regulation 9