

2005 No. 345

EDUCATION

**The Education (Student Loans) Amendment (Scotland)
Regulations 2005**

<i>Made</i> - - - -	<i>8th June 2005</i>
<i>Laid before the Scottish Parliament</i>	<i>10th June 2005</i>
<i>Coming into force</i> - -	<i>1st August 2005</i>

The Scottish Ministers, in exercise of the powers conferred by section 1(7) of and paragraph 1(1) of Schedule 2 to the Education (Student Loans) Act 1990(a), and of all other powers enabling them in that behalf hereby make the following Regulations:

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Education (Student Loans) Amendment (Scotland) Regulations 2005 and shall come into force on 1st August 2005.

(2) These Regulations shall extend to Scotland and, in so far as they extend beyond Scotland, they do so only as a matter of Scots Law(b).

(a) 1990 c.6; paragraph 1(1) of Schedule 2 was amended by the Education (Student Loans) Act 1996 (c.9), section 1(1) and the Schedule, and by the Education (Student Loans) Act 1998 (c.1), sections 1 to 3; the entire Act was repealed on 13th August 1998 by the Teaching and Higher Education Act 1998 (c.30), section 44(2) and Schedule 4, subject to saving and transitional provisions set out in the Teaching and Higher Education Act 1998 (Commencement No. 2 and Transitional Provisions) Order 1998 (S.I. 1998/2004). The saving provisions include provision for making subordinate legislation after the date of the repeal. The functions of the Secretary of State under the Education (Student Loans) Act 1990 were transferred, in or as regards Scotland, to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46), read with article 3 of and paragraph 11 of Schedule 1 to the Scotland Act 1998 (Functions Exercisable in or as Regards Scotland) Order 1999 (S.I. 1999/1748).

(b) These Regulations extend beyond Scotland because the functions of the Scottish Ministers are exercisable with regard to certain students who are outside Scotland, by virtue of S.I. 1999/1748.

Amendment of Regulations

2. In regulation 6(1) to (4) of the Education (Student Loans) Regulations 1998(a) for each of the figures in the first column below wherever it appears there shall be substituted the corresponding figure in the second column below.

<i>First Column</i>	<i>Second Column</i>
£	£
1,125	1,155
1,810	1,855
1,535	1,575
2,480	2,540
1,465	1,505
2,005	2,055

St Andrew's House,
Edinburgh
8th June 2005

JAMES R WALLACE
A member of the Scottish Executive

(a) S.I. 1998/211, as amended by S.I. 1998/1678, 1998/2005 and 1999/1748 and S.S.I. 2000/240, 2001/210, 2002/282, 2003/285 and 2004/256. The figures appearing in regulation 6(1) to (4) were inserted by S.S.I. 2004/256.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which come into force on 1st August 2005, amend the Education (Student Loans) Regulations 1998 governing loans made under the Education (Student Loans) Act 1990. These are mortgage style repayment loans made, for the most part, to students who began their courses before 1st August 1998.

These Regulations increase the maximum amounts which may be lent to students in relation to an academic year in line with inflation (regulation 2).

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