
SCOTTISH STATUTORY INSTRUMENTS

2012 No. 72

**The Education (Fees, Awards and Student Support)
(Miscellaneous Amendments) (Scotland) Regulations 2012**

Amendment of the Nursing and Midwifery Student Allowances (Scotland) Regulations 2007

13. In regulation 2 (interpretation)—

- (a) in the definition of “EU overseas territories” after “Greenland,” omit “Henderson”;
- (b) omit the definition of “EU overseas territories national”;
- (c) for the definition of “family member” substitute—
 - ““family member” means—
 - (a) in relation to an EEA frontier worker, an EEA migrant worker, an EEA frontier self-employed person, an EEA self-employed person, a Swiss employed person, a Swiss frontier employed person, a Swiss frontier self-employed person or a Swiss self-employed person—
 - (i) their spouse or civil partner; or
 - (ii) their direct descendants or those of their spouse or civil partner who are—
 - (aa) under the age of 21; or
 - (bb) their dependants or those of their spouse or civil partner; or
 - (iii) their dependent direct relatives in the ascending line or those of their spouse or civil partner;
 - (b) in relation to an EC national or a non UK EC national who is not self-sufficient within the meaning of Article 7(1)(b) of Directive 2004/38—
 - (i) their spouse or civil partner; or
 - (ii) their direct descendants or those of their spouse or civil partner who are—
 - (aa) under the age of 21; or
 - (bb) their dependants or those of their spouse or civil partner; and
 - (c) in relation to an EC national or a non UK EC national who is self-sufficient within the meaning of Article 7(1)(c) of Directive 2004/38 or, for the purposes of paragraph 4 of Schedule 1, a United Kingdom national—
 - (i) their spouse or civil partner; or
 - (ii) their direct descendants or those of their spouse or civil partner who are—
 - (aa) under the age of 21; or
 - (bb) their dependants or those of their spouse or civil partner; or
 - (iii) their dependent direct relatives in the ascending line or those of their spouse or civil partner;”;
- (d) for the definition of “Swiss frontier worker” substitute—
 - ““Swiss frontier employed person” means a Swiss national who—

Status: This is the original version (as it was originally made).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

- (a) is an employed person (within the meaning of Annex 1 to the Switzerland Agreement) in the United Kingdom; and
- (b) resides in Switzerland or in the territory of an EEA state other than the United Kingdom and returns to their residence in Switzerland or that EEA state, as the case may be, daily or at least once a week;”.