

---

SCOTTISH STATUTORY INSTRUMENTS

---

**2018 No. 171**

**The Education (Fees and Student Support) (Miscellaneous Amendments) (Scotland) Regulations 2018**

**Amendment of the Education Maintenance Allowances (Scotland) Regulations 2007**

7. After paragraph 6B of schedule 1 (persons eligible for education maintenance allowances) of the Education Maintenance Allowances (Scotland) Regulations 2007<sup>(1)</sup>, insert—

“**6C.** A person who—

- (a) (i) is an Afghan national who has been granted limited leave to remain in the United Kingdom under the Locally Employed Staff Ex-Gratia Scheme operated by the Home Department;
- (ii) has been ordinarily resident in the United Kingdom and Islands at all times since that person was first granted such limited leave to remain in the United Kingdom; and
- (iii) is ordinarily resident in Scotland on the qualifying date; or
- (b) is the spouse, civil partner or child of a person of the kind described in subparagraph (a) and who is ordinarily resident in Scotland on the qualifying date.

**6D.** A person who—

- (a) (i) has been granted limited leave to remain in the United Kingdom as a stateless person under the immigration rules operated by the Home Department;
- (ii) has been ordinarily resident in the United Kingdom and Islands at all times since that person was first granted such limited leave to remain in the United Kingdom; and
- (iii) is ordinarily resident in Scotland on the qualifying date; or
- (b) is the spouse, civil partner or child of a person of the kind described in subparagraph (a) and who is ordinarily resident in Scotland on the qualifying date.”.

---

<sup>(1)</sup> S.S.I. 2007/156, relevantly amended by S.S.I. 2007/503, S.S.I. 2009/188, S.S.I. 2009/309, S.S.I. 2011/261, S.S.I. 2012/72, S.S.I. 2013/80, S.S.I. 2016/82 and S.S.I. 2017/180.