
SCOTTISH STATUTORY INSTRUMENTS

2018 No. 171

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

Amendment of the Education (Fees) (Scotland) Regulations 2011

8. After paragraph 6A of schedule 1 (fees-excepted students) of the Education (Fees) (Scotland) Regulations 2011⁽¹⁾, insert—

“**6B.** A post 2011/12 student is an excepted student if that post 2011/2012 student—

- (a) is an Afghan national who—
 - (i) 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 relevant 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 relevant date.

6C. A post 2011/12 student is an excepted student if that post 2011/12 student—

- (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 relevant 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 relevant date.”.