

## SCHEDULE 1

### Fees - Excepted Students

#### **Workers who benefitted from the Freedom of Movement for Workers Regulation**

5. A student is an excepted student if that student—
- (a) is a person with protected rights who has a right not to be charged higher relevant fees by virtue of Article 10 of [Regulation \(EU\) No. 492/2011](#) of the European Parliament and of the Council of 5 April 2011 on freedom of movement for workers within the Union<sup>(1)</sup>, as extended by the EEA agreement,
  - (b) has been ordinarily resident in the United Kingdom, Gibraltar or the territory comprising the European Economic Area and Switzerland throughout the period of 3 years immediately preceding the relevant date, and
  - (c) is ordinarily resident in Scotland on the relevant date.

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(1) OJ L 141, 27.5.2011, p.1.