

## SCHEDULE 1

### Fees - Excepted Students

#### Persons granted leave following on from refugee claim

- 8.** A student is an excepted student if—
- (a) that student—
    - (i) has applied for refugee status but has as a result of that application been informed in writing by a person acting under the authority of the Secretary of State for the Home Department that, although that person is considered not to qualify for recognition as a refugee, it is thought right to allow that person to enter or remain in the United Kingdom and that person has been granted leave to enter or remain accordingly,
    - (ii) has been ordinarily resident in the United Kingdom since that person was first granted such leave to enter or remain, and
    - (iii) is ordinarily resident in Scotland on the relevant date, or
  - (b) that student is the spouse, civil partner or child of a person described in sub paragraph (a) and is ordinarily resident in Scotland on the relevant date.

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#### Commencement Information

- II** Sch. 1 para. 8 in force at 1.8.2022, see [reg. 1\(1\)](#)

**Changes to legislation:**

The Education (Fees) (Scotland) Regulations 2022, Paragraph 8 is up to date with all changes known to be in force on or before 31 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Sch. 1 para. 8(a)(iii) word omitted by [S.S.I. 2024/140 reg. 2\(4\)](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 1 para. 12B inserted by [S.S.I. 2024/140 reg. 2\(9\)](#)
- Sch. 1 para. 16A inserted by [S.S.I. 2024/140 reg. 2\(14\)](#)