

Changes to legislation: The Student Support (Scotland) Regulations 2022, PART 2 is up to date with all changes known to be in force on or before 04 July 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. (See end of Document for details) View outstanding changes

SCHEDULE 1

PERSONS ELIGIBLE FOR STUDENT SUPPORT

PART 2

PERSONS ELIGIBLE FOR TUITION FEE SUPPORT ONLY

EU nationals etc with protected rights who have not been living in the UK and Islands for 3 years

- 21.** A person with protected rights who—
- (a) is either an EU national or the family member of an EU national,
 - [^{F1}(ab) has not been ordinarily resident in the United Kingdom for the period of 3 years immediately preceding the relevant date,]
 - (b) seeks support in respect of a course of education at an establishment in Scotland, and
 - (c) is ordinarily resident in the United Kingdom and Islands on the relevant date.

Textual Amendments

- F1** Sch. 1 para. 21(ab) inserted (1.8.2023) by The Education (Fees and Student Support) (Miscellaneous Amendment) (Scotland) Regulations 2022 (S.S.I. 2022/362), regs. 1, **3(9)**

Commencement Information

- I1** Sch. 1 para. 21 in force at 1.8.2022, see **reg. 1**

Persons who are children of asylum seekers or young asylum seekers

- 22.—(1)** A person who—
- (a) is the child of an asylum seeker or is a young asylum seeker,
 - (b) is resident in Scotland on the relevant date,
 - ^{F2}(c)
 - (d) was under 18 years old on the date when the application for asylum was made, ^{F3}... and
 - ^{F4}(e)
 - (f) seeks an allowance in respect of a course of education at an establishment of Scotland.
- (2) In this paragraph “young asylum seeker” means an unaccompanied asylum-seeker under the age of 18.

Textual Amendments

- F2** Sch. 1 para. 22(1)(c) omitted (1.8.2023) by virtue of The Education (Fees and Student Support) (Miscellaneous Amendment) (Scotland) Regulations 2023 (S.S.I. 2023/142), regs. 1, **3(5)(c)(i)**
- F3** Words in sch. 1 para. 22(1)(d) omitted (1.8.2023) by virtue of The Education (Fees and Student Support) (Miscellaneous Amendment) (Scotland) Regulations 2023 (S.S.I. 2023/142), regs. 1, **3(5)(c)(ii)**
- F4** Sch. 1 para. 22(1)(e) omitted (1.8.2023) by virtue of The Education (Fees and Student Support) (Miscellaneous Amendment) (Scotland) Regulations 2023 (S.S.I. 2023/142), regs. 1, **3(5)(c)(i)**

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Commencement Information

I2 Sch. 1 para. 22 in force at 1.8.2022, see **reg. 1**

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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. 13B inserted by [S.S.I. 2024/140 reg. 3\(13\)](#)
- Sch. 1 para. 17A inserted by [S.S.I. 2024/140 reg. 3\(18\)](#)
- Sch. 4 para. 7A-7C inserted by [S.S.I. 2024/140 reg. 3\(22\)](#)
- reg. 11(2)(d)(vi) and word inserted by [S.S.I. 2024/140 reg. 3\(3\)\(b\)](#)