
STATUTORY INSTRUMENTS

1999 No. 496

The Education (Student Support) Regulations 1999

PART VI

MEANS TEST

Calculation of contribution

21.—(1) An eligible student's contribution in respect of an academic year, if any, shall be the aggregate of his income for that year calculated in accordance with Part I of Schedule 3 and any contribution applicable in his case by virtue of Part II or III of that Schedule.

(2) For the purposes of the exercise of the Secretary of State's functions under the Act and regulations made under it he shall require an eligible student to provide from time to time such information as he considers necessary as to the income of any person whose means are relevant to the assessment of his contribution.

Application of contribution

22.—(1) The maximum amounts of grants or loans for which an eligible student shall be eligible shall be the amounts remaining after subtracting in accordance with this regulation his contribution from the maximum amount of any—

- (a) grant for fees for which he is eligible under regulation 10, other than fees payable in respect of his attendance at a course—
 - (i) at an institution which is neither maintained nor assisted by recurrent grants out of public funds, or
 - (ii) at a course for the initial training of teachers referred to in paragraph 4 of Schedule 2 other than a course for a first degree;
- (b) grant for dependants for which he is eligible under regulation 15;
- (c) loan for living costs for which he is eligible under regulation 17, other than a loan to which a maximum amount referred to in regulation 3(9) or 18(12) applies;
- (d) grant for travel costs for which he is eligible under regulation 16.

(2) Where the contribution exceeds the maximum amount of grant referred to in paragraph (1) (a) the maximum amount shall be reduced to nil, and the balance of the contribution not required to reduce the amount to nil shall be available to reduce the maximum amount of grant referred to in paragraph (1)(b).

(3) Where—

- (a) regulation 11(c), (e) or (f) applies to the grant for fees for which the student is eligible, or
- (b) the student is not eligible for grant for fees in pursuance of regulation 10(7)(b),

the amount available to reduce the maximum amount of grant referred to in paragraph (1)(b) shall be calculated in accordance with paragraph (2), but it shall be assumed that the maximum amount of grant referred to in paragraph (1)(a) is £1,025 rather than the amount referred to in regulation 11(c),

(e) or (f) or, in the case of a student who is not eligible for grant in pursuance of regulation 10(7)(b), rather than nothing.

(4) Where the contribution available to reduce the maximum amount of grant referred to in paragraph (1)(b) exceeds that maximum amount it shall be reduced to nil, and the balance of the contribution not required to reduce the amount to nil shall be available to reduce the maximum amount of loan referred to in paragraph (1)(c).

(5) Subject to paragraph (6) where the contribution available to reduce the maximum amount of loan referred to in paragraph (1)(c) would reduce that amount to less than the following amounts—

- (a) in the case of a student who resides at his parent's home while attending the course, £2,155;
- (b) for a student who does not—
 - (i) if he attends a course provided at the University of London or at an institution within the area comprising the City of London and the Metropolitan Police District, £3,360;
 - (ii) if he attends for a period of at least eight weeks and as a necessary part of his course an overseas institution in a high cost country, £3,330 or in a higher cost country, £3,955;
 - (iii) otherwise, £2,725

the maximum amount shall be reduced to that amount, and the balance of the contribution not required to reduce the amount of loan to that amount shall be available to reduce the maximum amount of grant referred to in paragraph (1)(d).

(6) Where the academic year in question is the final year of a course other than an accelerated course and the contribution available to reduce the maximum amount of loan referred to in paragraph (1)(c) would reduce that amount to less than the following amounts—

- (a) in the case of a student who resides at his parent's home while attending the course, £1,880;
- (b) for a student who does not—
 - (i) if he attends a course provided at the University of London or at an institution within the area comprising the City of London and the Metropolitan Police District, £2,915;
 - (ii) if he attends for a period of at least eight weeks and as a necessary part of his course an overseas institution in a high cost country, £2,900 or in a higher cost country, £3,440;
 - (iii) otherwise, £2,360

the maximum amount shall be reduced to that amount, and the balance of the contribution not required to reduce the amount of loan to that amount shall be available to reduce the maximum amount of grant referred to in paragraph (1)(d).

(7) Where under regulation 18(6) the Secretary of State determines that different rates shall apply for different quarters of the academic year the amount to which the maximum amount shall be reduced in accordance with paragraphs (5) or (6) shall be the aggregate of the three amounts determined under paragraph (8) for the three quarters in respect of which loan is payable.

(8) The amount for each quarter determined under this paragraph shall be one third of the amount referred to in paragraph (5) or (6) which corresponds to the rate which the Secretary of State has determined shall be applicable for the quarter.

(9) Where the contribution available to reduce the maximum amount of grant referred to in paragraph (1)(d) exceeds that amount it shall be reduced to nil, and the balance of the contribution not required to reduce the amount to nil shall be available for the purpose of the following paragraph.

(10) Where—

- (a) a balance of the contribution is available in accordance with paragraph (9), and

(b) income referred to in paragraph 1(1)(b) of Schedule 3 is taken into account in calculating the contribution,

the balance, or such part of the balance as does not exceed the amount of income taken into account as described in sub-paragraph (b), whichever is less, shall be available to reduce or further reduce the maximum amounts of grant and loan for which the student is eligible in accordance with paragraph (11).

(11) The contribution available to reduce the maximum amounts of grant and loan in accordance with paragraph (10) shall be subtracted from such amounts in the following order:

- (a) loan for living cost for which the student is eligible under Part V;
- (b) grant for fees for which the student is eligible under Part III;
- (c) grant for students who have left care under regulation 14;
- (d) grant for disabled students' living costs under regulation 13.