

SCHEDULE 1

[^{F1}United Kingdom nationals]

[^{F1}9C.—(1) A person—

(a) who is—

(i) [^{F2}a person who is settled in the United Kingdom] on the first day of the first academic year of the course; or

(ii) a family member of a person mentioned in sub-paragraph (i) [^{F3}, or who would be such a person if they were ordinarily resident in the United Kingdom];

(b) who is undertaking the course in the United Kingdom;

(c) who has been ordinarily resident in the specified British overseas territories for at least part of the three year period preceding the first day of the first academic year of the course;

(d) who has been ordinarily resident in the territory comprising the United Kingdom, the Islands and the specified British overseas territories throughout the three-year period preceding the first day of the first academic year of the course; and

(e) subject to sub-paragraph (2), whose ordinary residence in the territory comprising the United Kingdom, the Islands and the specified British overseas territories has not during any part of the period referred to in paragraph (d) been wholly or mainly for the purpose of receiving full-time education.

(2) Paragraph (e) of sub-paragraph (1) does not apply to a person who is treated as being ordinarily resident in the territory comprising the United Kingdom, the Islands and the specified British overseas territories in accordance with regulation 2(4).]

Textual Amendments

- F1** Sch. 1 paras. 9A-9E inserted (1.3.2021) by The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021 (S.I. 2021/127), regs. 1(1), **35(10)**
- F2** Words in Sch. 1 para. 9C(1)(a)(i) substituted (23.12.2021) by The Education (Student Fees, Awards and Support) (Amendment) (No. 3) Regulations 2021 (S.I. 2021/1348), regs. 1(1), **22(b)(i)**
- F3** Words in Sch. 1 para. 9C(1)(a)(ii) inserted (23.12.2021) by The Education (Student Fees, Awards and Support) (Amendment) (No. 3) Regulations 2021 (S.I. 2021/1348), regs. 1(1), **22(b)(ii)**

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Fees and Awards) (England) Regulations 2007. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Sch. 1 para. 9C(1)(a)(i) word omitted by [S.I. 2024/85 reg. 19\(a\)\(ii\)](#)
- Sch. 1 para. 9C(1) words inserted by [S.I. 2024/85 reg. 19\(a\)\(i\)](#)
- Sch. 1 para. 9C(1)(a)(i) words omitted by [S.I. 2024/85 reg. 14\(2\)\(d\)](#)

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. para. 11(1)(a)-(d) Sch. para. 11(a)-(d) renumbered as Sch. para. 11(1)(a)-(d) by [S.I. 2019/139 reg. 13\(7\)\(a\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 9(3) inserted by [S.I. 2019/139 reg. 13\(5\)\(d\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 11(2) inserted by [S.I. 2019/139 reg. 13\(7\)\(d\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 9(1A) substituted by [S.I. 2019/139 reg. 13\(5\)\(c\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 8(1)(d) words inserted by [S.I. 2019/139 reg. 13\(4\)\(a\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 8(1)(e) words inserted by [S.I. 2019/139 reg. 13\(4\)\(b\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 9(1)(c) words inserted by [S.I. 2019/139 reg. 13\(5\)\(b\)\(ii\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 10(1)(d) words inserted by [S.I. 2019/139 reg. 13\(6\)\(b\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 11(1)(c) words inserted by [S.I. 2019/139 reg. 13\(7\)\(b\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 11(1)(d) words inserted by [S.I. 2019/139 reg. 13\(7\)\(c\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 12 words inserted by [S.I. 2019/139 reg. 13\(8\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 9 heading words substituted by [S.I. 2019/139 reg. 13\(5\)\(a\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 9(1)(a)(i) words substituted by [S.I. 2019/139 reg. 13\(5\)\(b\)\(i\)](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)

- Sch. para. 10(1)(a) words substituted by [S.I. 2019/139 reg. 13\(6\)\(a\)](#) (This amendment not applied to [legislation.gov.uk](#). Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. para. 10(2) words substituted by [S.I. 2019/139 reg. 13\(6\)\(a\)](#) (This amendment not applied to [legislation.gov.uk](#). Amending Regulations revoked immediately before IP completion day by S.I. 2020/1181, regs. 1(2). 2)
- Sch. 1 para. 4C(1) Sch. 1 para. 4C renumbered as Sch. 1 para. 4C(1) by [S.I. 2024/85 reg. 17\(2\)\(b\)](#)
- Sch. 1 para. 4E(1) Sch. 1 para. 4E renumbered as Sch. 1 para. 4E(1) by [S.I. 2024/85 reg. 17\(2\)\(e\)](#)
- Sch. 1 para. 5A(1) Sch. 1 para. 5A renumbered as Sch. 1 para. 5A(1) by [S.I. 2023/74 reg. 64\(3\)\(b\)](#)
- Sch. 1 para. 5B inserted by [S.I. 2022/534 reg. 6\(2\)\(b\)](#)
- Sch. 1 para. 5C inserted by [S.I. 2022/534 reg. 7\(1\)\(b\)](#)
- Sch. 1 para. 5A(2)-(4) inserted by [S.I. 2023/74 reg. 64\(3\)\(c\)](#)
- Sch. 1 para. 4C(2)(3) inserted by [S.I. 2024/85 reg. 17\(2\)\(c\)](#)
- Sch. 1 para. 4E(2)(3) inserted by [S.I. 2024/85 reg. 17\(2\)\(f\)](#)
- Sch. 1 para. 9C(1)(a)(iii) and word inserted by [S.I. 2024/85 reg. 19\(a\)\(iii\)](#)
- Sch. 1 para. 9C(3)(4) inserted by [S.I. 2024/85 reg. 19\(b\)](#)
- Sch. 1 para. 5C substituted by [S.I. 2023/74 reg. 64\(4\)](#)
- Sch. 1 para. 4C(1)(a)(i)(ii) substituted for Sch. 1 para. 4C(1)(a)(i)-(iii) by [S.I. 2024/85 reg. 16\(2\)](#)
- Sch. 1 para. 4E(1)(a)(i)(ii) substituted for Sch. 1 para. 4E(1)(a)(i)-(iv) by [S.I. 2024/669 reg. 9](#)
- Sch. 1 para. 5B words substituted by [S.I. 2023/74 reg. 60\(10\)](#)
- reg. 4(2)-(2D) substituted for reg. 4(2) by [S.I. 2023/74 reg. 62](#)
- reg. 4(2)(a) words substituted by [S.I. 2024/85 reg. 14\(1\)](#)
- reg. 4(2C)(c) words inserted by [S.I. 2024/85 reg. 17\(1\)](#)
- reg. 4(2C)(c) words substituted by [S.I. 2024/85 reg. 16\(1\)](#)
- reg. 4(2C)(e) words inserted by [S.I. 2024/85 reg. 17\(1\)](#)
- reg. 4(2C)(f) words inserted by [S.I. 2023/74 reg. 63\(a\)](#)
- reg. 4(2C)(g) words inserted by [S.I. 2023/74 reg. 63\(b\)](#)
- reg. 4(2D)(e) words substituted by [S.I. 2024/85 reg. 16\(1\)](#)
- reg. 4(2ZA) inserted by [S.I. 2024/85 reg. 15](#)
- reg. 9(1)(a) words inserted by [S.I. 2022/534 reg. 6\(1\)\(f\)](#)
- reg. 9(2)(a) words inserted by [S.I. 2022/534 reg. 6\(1\)\(f\)](#)
- reg. 9B inserted by [S.I. 2024/418 reg. 2](#)