
STATUTORY INSTRUMENTS

2020 No. 1203

The Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020

Citation, commencement and application

1.—(1) These Regulations may be cited as the Education (Student Fees, Awards and Support etc.) (Amendment) (No. 3) Regulations 2020.

(2) These Regulations come into force on 26th November 2020.

(3) The following provisions apply in relation to the provision of support to a student in relation to an academic year which begins on or after 1st August 2021, whether or not anything done under these Regulations is done before, on or after that date—

- (a) regulations 18 to 24 (amendments relating to ordinary residence requirements);
- (b) regulation 25 (amendments relating to disabled students' allowance);
- (c) regulation 29 (amendment of payment rates under the 2011 Regulations).

(4) The following provisions apply in relation to the provision of support to a student in relation to a course which begins on or after 1st August 2021, whether or not anything done under these Regulations is done before, on or after that date—

- (a) regulations 11 to 17 (amendments relating to persons granted indefinite leave as bereaved partners);
- (b) regulation 30 (amendment of amount of Master's degree loan);
- (c) regulation 31 (amendment of amount of Doctoral degree loan).

(5) In paragraph (3), an “academic year” is the period of twelve months beginning with 1st January, 1st April, 1st July or 1st September of the calendar year in which the academic year of the course in question begins, according to whether the academic year of the course in question begins—

- (a) on or after 1st January and before 1st April,
- (b) on or after 1st April and before 1st July,
- (c) on or after 1st July and before 1st August, or
- (d) on or after 1st August and on or before 31st December.

Interpretation

2. In these Regulations “the 2011 Regulations” means the Education (Student Support) Regulations 2011(1).

Amendment of the 2011 Regulations to remove provisions relating to old system students

3.—(1) The 2011 Regulations are amended as follows.

(2) In regulation 2(2) (interpretation)—

(1) S.I. 2011/1986.

(2) There are no relevant amendments to regulation 2.

- (a) in paragraph (1)—
 - (i) in the definition of “current system student”, omit paragraph (a) together with the “and” at the end;
 - (ii) omit the following definitions—
 - (aa) “fee contribution loan”;
 - (bb) “fee support”;
 - (cc) “gap year student”;
 - (dd) “old system student”;
 - (iii) in the definition of “qualifying year of study” for “fee support”, in both places it occurs, substitute “a fee loan”;
- (b) omit paragraphs (6) to (9).
- (3) In regulation 3 (revocations, savings and transitional provisions), omit paragraphs (4) and (5).
- (4) In regulation 9(2)(3) (time limits)—
 - (a) in sub-paragraph (b)—
 - (i) omit “, a fee contribution loan”;
 - (ii) omit “, an additional amount of fee contribution loan under regulation 35(5)”;
 - (b) in sub-paragraph (c) omit “an additional amount of fee contribution loan under regulation 35(3),”.
- (5) In Part 4—
 - (a) in the heading to the Part, for “support” substitute “loans”;
 - (b) in regulation 12 (previous course)—
 - (i) in paragraphs (8), (9), (10) and (11), for “formulae in regulations 21 and 29” substitute “formula in regulation 21”;
 - (ii) in paragraph (9), in sub-paragraphs (a) and (b), for “fee support” substitute “a fee loan”;
 - (iii) in paragraph (10), for “fee support” substitute “a fee loan”;
 - (c) in regulation 13 (miscellaneous), in paragraphs (1), (4) and (5), for “fee support” substitute “a fee loan”;
 - (d) for the heading to Chapter 2 substitute—

“Availability of fee loans”;
 - (e) omit regulation 15 (old system students);
 - (f) in regulation 16 (students becoming eligible in the course of an academic year), in paragraphs (a) and (b), for “fee support” substitute “a fee loan”;
 - (g) in regulation 18(4) (students to be treated as in attendance on a course), in paragraph (1), for “fee support” substitute “a fee loan”;
 - (h) omit—
 - (i) Chapter 4 (grants for fees for old system students);
 - (ii) Chapter 5 (fee contribution loans for old system students).
- (6) In Part 5 (grants for living and other costs)—

(3) Sub-paragraph (b) of regulation 9(2) was substituted by [S.I. 2015/1951](#).

(4) Regulation 18 was amended by [S.I. 2013/1728](#) and [2019/142](#).

- (a) omit regulation 37 (old system students);
 - (b) in regulation 39(5) (students who are treated as in attendance), in paragraph (1), omit sub-paragraph (d);
 - (c) in regulation 41(6) (amount of the disabled students' allowance), omit paragraph (3);
 - (d) omit Chapter 8 (higher education grants for old system students).
- (7) In Part 6 (loans for living costs)—
- (a) in regulation 68(7) (interpretation), omit paragraph (c);
 - (b) omit regulation 70 (qualifying conditions for loan for living costs – old system students);
 - (c) in regulation 71(8) (general), in paragraph (1), omit sub-paragraph (e);
 - (d) omit regulation 79 (old system students with full entitlement);
 - (e) in regulation 88(9) (deductions from loans for living costs), in paragraph (1), omit “or an old system student with full entitlement”.
- (8) Omit regulation 102 (application of contribution – old system students).
- (9) In Part 9 (payments)—
- (a) omit Chapter 2 (payment of grants for fees);
 - (b) in regulation 110(10) (general), in paragraph (1), omit sub-paragraph (b);
 - (c) omit regulation 114 (payment of fee contribution loans);
 - (d) in regulation 117(11)—
 - (i) for the heading substitute—

“Overpayment of fee loans”;
 - (ii) in paragraphs (1) and (1A), in each place it occurs, for “fee support” substitute “a fee loan”.
- (10) In Schedule 4 (financial assessment)—
- (a) in paragraph 1(1)(i)(12) (definition of “partner”)—
 - (i) in sub-paragraph (iii), omit the words from “and” to the end;
 - (ii) in sub-paragraph (iv), omit the words from “and” to the end;
 - (b) in paragraph 2(13) (meaning of “independent eligible student”), in sub-paragraph (1)(g)(ii), omit “8,”;
 - (c) in paragraph 4(14) (calculation of an eligible student’s residual income), omit sub-paragraph (2);
 - (d) omit paragraph 8 (calculation of contribution: old system students);
 - (e) in paragraph 9(15) (calculation of contribution: current system students), in sub-paragraph (5)(a), omit “(other than old system students)”.

(5) There are no relevant amendments to regulation 39.

(6) There are no relevant amendments to regulation 41.

(7) There are no relevant amendments to regulation 68.

(8) There are no relevant amendments to regulation 71.

(9) There are no relevant amendments to regulation 88.

(10) There are no relevant amendments to regulation 110.

(11) Regulation 117 was amended by [S.I. 2015/1951](#).

(12) There are no relevant amendments to paragraph 1 of Schedule 4.

(13) Paragraph 2(1)(g)(ii) of Schedule 4 was amended by [S.I. 2019/142](#).

(14) There are no relevant amendments to paragraph 4 of Schedule 4.

(15) There are no relevant amendments to paragraph 9 of Schedule 4.

Amendment of the 2011 Regulations to remove provisions relating to part-time students starting their courses before 1st September 2012

4.—(1) The 2011 Regulations are amended as follows.

(2) In regulation 2(1)(**16**) (interpretation), in the definition of “end-on course”, omit paragraph (g).

(3) In Part 11 (eligibility in connection with designated part-time courses etc)—

- (a) in regulation 136(**17**) (interpretation), omit paragraphs (1) and (1A);
- (b) in regulation 138(**18**) (students becoming eligible for support under Part 11A during the course of the academic year)—

- (i) omit paragraphs (1) and (2);

- (ii) in paragraph (3), omit “In respect of courses beginning on or after 1st September 2012,”;

- (c) in regulation 139(**19**) (designated part-time courses), in paragraph (1)—

- (i) in sub-paragraph (a), omit the words from “, other than a course” to the end;

- (ii) for sub-paragraph (c) substitute—

- “(c) it is ordinarily possible to complete the course in not more than four times the period ordinarily required to complete the full-time equivalent;”;

- (d) in regulation 139A(**20**) (transfer of status)—

- (i) omit paragraphs (3) and (4);

- (ii) in paragraph (5), for the words from “another grant” to the end substitute “another grant under regulation 147 in connection with the academic year of the course to which the student transfers,”;

- (iii) omit paragraph (6);

- (e) in regulation 139B (conversion of status from eligible student to eligible part-time student), in paragraph (2), for the words from “does not exceed” to the end substitute “does not exceed four times the period ordinarily required to complete the remainder of the designated course from which the student transfers.”.

(4) In Part 11A(**21**)—

- (a) in the heading to the Part, for “Support, Grants” substitute “Loans”;

- (b) in regulation 140A (interpretation), omit paragraph (1);

- (c) omit regulations 141 to 143 (assistance in respect of part-time courses beginning before 1st September 2012);

- (d) in regulation 144(**22**)—

- (i) in the heading, for “support” substitute “loans”;

- (ii) in paragraph (5), for “regulation 141(5)” substitute “paragraph (5A)”;

- (iii) after paragraph (5) insert—

(16) The definition of “end-on course” was amended by S.I. 2012/1653, 2015/1951 and 2018/137.

(17) Regulation 136 was amended by S.I. 2018/472.

(18) Regulation 138 was amended by S.I. 2018/472, 2019/142 and 2020/48. Regulation 138 is also amended by S.I. 2019/139 but those amendments are not yet in force.

(19) There are no relevant amendments to regulation 139.

(20) Regulations 139A and 139B were inserted by S.I. 2018/472.

(21) Part 11A was inserted by S.I. 2018/472.

(22) There are no relevant amendments to regulation 144.

- “(5A) The loans and grants are—
- (a) a loan, a grant in respect of fees or a grant for books, travel and other expenditure each made in respect of an academic year of a part-time course pursuant to regulations made under section 22 of the 1998 Act;
 - (b) a loan, a grant in respect of fees or a grant for books, travel and other expenditure each made in respect of an academic year of a part-time course by the Department for the Economy pursuant to regulations made under Articles 3 and 8(4) of the Education (Student Support) (Northern Ireland) Order 1998(23); or
 - (c) a loan in respect of an academic year of a part-time course made pursuant to regulations made under sections 73(f), 73B and 74(1) of the Education (Scotland) Act 1980(24).”;
- (e) omit regulation 146 (assistance with fees in respect of attendance on a course in Wales, Northern Ireland or Scotland);
- (f) in regulation 148 (applications for support), for paragraph (2) substitute—
- “(2) The application must be accompanied by such documentation as the Secretary of State may require.”;
- (g) in regulation 149(25) (declarations provided by academic authorities)—
- (i) omit paragraphs (3) and (4);
 - (ii) in paragraph (5), in the words before sub-paragraph (a), omit “in respect of a course starting on or after 1st September 2012”;
 - (iii) in paragraph (6)(b), omit “subject to paragraph (7).”;
 - (iv) in paragraph (7), omit “Where a course begins on or after 1st September 2012.”.
- (h) in regulation 153 (payments)—
- (i) in the heading for the words from “grants” to the end substitute “disabled part-time students’ allowances”;
 - (ii) in paragraphs (1), (2), (3) and (4), omit “the grant for books, travel and other expenditure and”;
 - (iii) in paragraph (5), omit “the grant for books, travel and other expenditure or”;
- (i) omit regulation 154 (payment of grants for fees);
- (j) in regulation 156(26) (overpayments)—
- (i) in the heading, for “of grants and allowances” substitute “of disabled part-time students’ allowances”;
 - (ii) omit paragraph (1);
 - (iii) in paragraph (2), for the words from “grant” to the end substitute “disabled part-time students’ allowance to which the student is entitled.”;
 - (iv) in paragraph (3), omit “grant for books, travel and other expenditure and”;
- (k) in regulation 157(27) (overpayments)—
- (i) in the heading, for “fee support” substitute “fee loans”;

(23) S.I. 1998/1760 (N.I.14), to which there are amendments not relevant to these Regulations.

(24) 1980 c. 44. Section 73B was inserted by the 1998 Act, section 29(2). There are other amendments to the 1980 Act which are not relevant to these Regulations.

(25) Regulation 149 was amended by S.I. 2012/1652 and S.I. 2018/472.

(26) Regulation 156 was amended by S.I. 2015/1951.

(27) Regulation 157 was amended by S.I. 2012/1653 and S.I. 2015/1951.

(ii) in paragraphs (1) and (1A), for “fee loan support”, in each place it occurs, substitute “a fee loan”.

(5) In regulation 157B(28) (qualifying conditions for the loan for living costs), in paragraph (4) (b), for “141(5)” substitute “144(5A)”.

Amendments to the 2011 Regulations relating to certain graduate entry courses

5.—(1) The 2011 Regulations are amended as follows.

(2) In regulation 2(1)(29) (interpretation), after the definition of “graduate entry accelerated programme”, insert—

““graduate entry veterinary course” means a course—

- (a) the standard of which is not higher than a first degree which leads to qualification as a veterinary surgeon, and
- (b) where a first degree or equivalent qualification would normally be required for entry to the course;”.

(3) In regulation 5(30) (designated courses), in paragraph (6), in the words before subparagraph (a), after “degree course” insert “(other than a graduate entry accelerated programme or a graduate entry veterinary course)”.

(4) In regulation 139(31) (designated part-time courses), in paragraph (1)(a), after “Schedule 2” insert “, other than a graduate entry accelerated programme or a graduate entry veterinary course”.

(5) In Schedule 2(32) (designated courses), after paragraph 9, insert—

“10. A graduate entry accelerated programme.

11. A graduate entry veterinary course.”.

Amendments relating to notification of an applicant or student’s absence from, withdrawal from etc. their course

6.—(1) The Education (Student Support) (European University Institute) Regulations 2010(33) are amended as follows.

(2) In regulation 14 (information)—

- (a) in the words before paragraph (a), for “Every applicant and” substitute “An applicant or”;
- (b) for paragraphs (a) to (f) substitute—

- “(a) they withdraw from or abandon their course;
- (b) they are expelled from their course;
- (c) they transfer to another course at the Institute;
- (d) they are absent from their course for more than 60 days due to illness;
- (e) they are suspended from their course (whether at their request or not);
- (f) the month for the start or completion of their course changes;
- (g) their home or term-time address or telephone number changes.”.

(3) After regulation 14, insert—

(28) Regulation 157B was inserted by [S.I. 2018/472](#). There are no relevant amendments to regulation 157B.

(29) There are no relevant amendments to regulation 2.

(30) There are no relevant amendments to regulation 5.

(31) There are no relevant amendments to regulation 139.

(32) There are no relevant amendments to Schedule 2.

(33) [S.I. 2010/447](#); to which there are amendments but none is relevant.

“**14A.** The academic authority must forthwith inform the Secretary of State and provide the Secretary of State with particulars if an applicant or student—

- (a) withdraws from or abandons their course;
- (b) is expelled from their course;
- (c) is absent from their course for more than 60 days due to illness;
- (d) is suspended from their course (whether at the applicant’s or student’s request or not);”.

7. In Schedule 3 (information) to the 2011 Regulations—

(a) in paragraph 2—

(i) in the words before sub-paragraph (a)—

- (aa) for “Every” substitute “An”;
- (bb) for “and eligible” substitute “or eligible”;

(ii) for sub-paragraphs (a) to (f) substitute—

- “(a) they withdraw from or abandon their course;
- (b) they are expelled from their course;
- (c) they transfer to another course (whether at the same institution or not);
- (d) they are absent from their course for more than 60 days due to illness;
- (e) they are suspended from their course (whether at their request or not);
- (f) the month for the start or completion of their course changes;
- (g) their home or term-time address or telephone number changes.”;

(b) after paragraph 2, insert—

“**2A.**—(1) An academic authority must forthwith inform the Secretary of State and provide the Secretary of State with particulars if an applicant, eligible student, eligible part-time student or eligible postgraduate student—

- (a) withdraws from or abandons their course;
- (b) is expelled from their course;
- (c) is absent from their course for more than 60 days due to illness;
- (d) is suspended from their course (whether at the applicant’s or student’s request or not).

(2) An academic authority is not required to provide under sub-paragraph (1) any information which it has already provided to the Secretary of State under regulation 113(5) or 155(4).”.

8. In Schedule 2 (information) to the Further Education Loans Regulations 2012(~~34~~)—

(a) in paragraph 2—

(i) in the words before sub-paragraph (a), for “Every applicant and eligible” substitute “An applicant or eligible”;

(ii) for sub-paragraphs (a) to (f) substitute—

- “(a) they withdraw from or abandon their further education course;
- (b) they are expelled from their further education course;

- (c) they transfer to another further education course (whether at the same institution or not);
 - (d) they are absent from their further education course for more than 60 days due to illness;
 - (e) they are suspended from their further education course (whether at their request or not);
 - (f) the month for the start or completion of their further education course changes;
 - (g) their home or term-time address or telephone number changes;
 - (h) their name changes.”;
- (b) after paragraph 2, insert—

“**2A.**—(1) An institution must forthwith inform the Secretary of State and provide the Secretary of State with particulars if an applicant or eligible student—

- (a) withdraws from or abandons their further education course;
- (b) is expelled from their further education course;
- (c) is absent from their course for more than 60 days due to illness;
- (d) is suspended from their course (whether at the applicant or student’s request or not).

(2) An institution is not required to provide under sub-paragraph (1) any information which it has already provided to the Secretary of State under regulation 22(4).”.

9.—(1) The Education (Postgraduate Master’s Degree Loans) Regulations 2016(**35**) are amended as follows.

(2) In regulation 13(**36**) (payment of postgraduate master’s degree loans), in paragraph (5), for sub-paragraph (a) (including the “or” at the end) substitute—

- “(a) the student withdraws from or abandons their course;
- (aa) the student is expelled from their course;
 - (ab) the student is absent from their course for more than 60 days due to illness;
 - (ac) the student is suspended from their course (whether at the student’s request or not); or”.

(3) In Schedule 2 (information), in paragraph 2—

- (a) in the words before sub-paragraph (a) for “Every applicant and” substitute “An applicant or”;
- (b) for sub-paragraphs (a) to (f) substitute—
 - “(a) they withdraw from or abandon their course;
 - (b) they are expelled from their course;
 - (c) they transfer to another course (whether at the same institution or not);
 - (d) they are absent from their course for more than 60 days due to illness;
 - (e) they are suspended from their course (whether at their request or not);
 - (f) they become, or cease to be, a prisoner or an eligible prisoner;
 - (g) the month for the start or completion of their course changes;

(35) S.I. 2016/606.

(36) Paragraph (5) of regulation 13 was substituted by S.I. 2020/48.

(h) their home or term-time address or telephone number changes.”.

10.—(1) The Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018⁽³⁷⁾ are amended as follows.

(2) In regulation 13 (payment of postgraduate doctoral degree loans), in paragraph (6), for sub-paragraph (b) (including the “or” at the end) substitute—

- “(b) the student withdraws from or abandons their course;
- (ba) the student is expelled from their course;
- (bb) the student is absent from their course for more than 60 days due to illness;
- (bc) the student is suspended from their course (whether at the student’s request or not); or”.

(3) In Schedule 2 (information), in paragraph 2—

- (a) in the words before sub-paragraph (a) for “Every applicant and” substitute “An applicant or”;
- (b) for sub-paragraphs (a) to (g) substitute—
 - “(a) they withdraw from or abandon their course;
 - (b) they are expelled from their course;
 - (c) they transfer to another course (whether at the same institution or not);
 - (d) they are absent from their course for more than 60 days due to illness;
 - (e) they are suspended from their course (whether at the applicant’s or student’s request or not);
 - (f) the month for the start or completion of their course changes;
 - (g) their home or term-time address or telephone number changes;
 - (h) they become, or cease to be, a prisoner or an eligible prisoner;
 - (i) they start, in connection with their course, to receive any allowance, bursary or award of similar description made by UKRI.”.

Amendments relating to persons granted indefinite leave to remain as bereaved partners

11. In Schedule 1 to the Education (Fees and Awards) (England) Regulations 2007⁽³⁸⁾ (eligible students etc.), after paragraph 4D insert—

“Persons granted indefinite leave to remain as a bereaved partner

4E. A person—

- (a) granted indefinite leave to remain in the United Kingdom under any of the following provisions of the immigration rules, as defined in section 33(1) of the Immigration Act 1971⁽³⁹⁾—
 - (i) paragraph 288, as a person in relation to whom the requirements in paragraph 287(b) of those rules are met (bereaved partners);
 - (ii) paragraph 295N, as a person in relation to whom the requirements in paragraph 295M of those rules are met (bereaved partners);
 - (iii) paragraph D-BPILR.1.1 of Appendix FM (bereaved partners); or

⁽³⁷⁾ [S.I. 2018/599](#).

⁽³⁸⁾ Paragraph 4D of Schedule 1 was inserted by [S.I. 2020/48](#).

⁽³⁹⁾ [1971 c. 77](#).

- (iv) paragraph 36 of Appendix Armed Forces (bereaved partner of a member of HM Forces);
- (b) who has been ordinarily resident in the United Kingdom and Islands since the person was granted such leave; and
- (c) who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”.

12.—(1) The Education (Student Support) (European University Institute) Regulations 2010 are amended as follows.

(2) In regulation 3(**40**) (interpretation), after the definition of “person granted humanitarian protection” insert—

““person granted indefinite leave to remain as a bereaved partner” means a person—

- (a) granted indefinite leave to remain in the United Kingdom under any of the following provisions of the immigration rules, as defined in section 33(1) of the Immigration Act 1971—
 - (i) paragraph 288, as a person in relation to whom the requirements in paragraph 287(b) of those rules are met (bereaved partners);
 - (ii) paragraph 295N, as a person in relation to whom the requirements in paragraph 295M of those rules are met (bereaved partners);
 - (iii) paragraph D-BPILR.1.1 of Appendix FM (bereaved partners); or
 - (iv) paragraph 36 of Appendix Armed Forces (bereaved partner of a member of HM Forces); and
 - (b) who has been ordinarily resident in the United Kingdom and Islands since the person was granted such leave;”.
- (3) In Part 2 of Schedule 1 (eligible students: categories), after paragraph 4D(**41**) insert—

“Persons granted indefinite leave to remain as a bereaved partner

4E. A person granted indefinite leave to remain as a bereaved partner, who is ordinarily resident in England on the relevant date.”.

13.—(1) The 2011 Regulations are amended as follows.

(2) In regulation 2(1) (interpretation), after the definition of “person granted humanitarian protection” insert—

““person granted indefinite leave to remain as a bereaved partner” means a person—

- (a) granted indefinite leave to remain in the United Kingdom under any of the following provisions of the immigration rules, as defined in section 33(1) of the Immigration Act 1971—
 - (i) paragraph 288, as a person in relation to whom the requirements in paragraph 287(b) of those rules are met (bereaved partners);
 - (ii) paragraph 295N, as a person in relation to whom the requirements in paragraph 295M of those rules are met (bereaved partners);
 - (iii) paragraph D-BPILR.1.1 of Appendix FM (bereaved partners); or

(40) The definition of “person granted humanitarian protection” was inserted by [S.I. 2011/83](#).

(41) Paragraph 4D of Schedule 1 was inserted by [S.I. 2020/48](#).

- (iv) paragraph 36 of Appendix Armed Forces (bereaved partner of a member of HM Forces); and
 - (b) who has been ordinarily resident in the United Kingdom and Islands since the person was granted such leave;”.
- (3) In regulation 17 (events)—
- (a) at the end of paragraph (j), omit “or”;
 - (b) after paragraph (k) insert—
 - “; or
 - (l) the student becomes a person granted indefinite leave to remain as a bereaved partner.”.
- (4) In regulation 85 (students becoming eligible in the course of the year), in paragraph (2)—
- (a) at the end of sub-paragraph (i), omit “or”;
 - (b) after sub-paragraph (j) insert—
 - “; or
 - (k) the student becomes a person granted indefinite leave to remain as a bereaved partner.”.
- (5) In regulation 138 (part-time students becoming eligible for support under Part 11A during the course of the year), in paragraph (4)—
- (a) at the end of sub-paragraph (k), omit “or”;
 - (b) after sub-paragraph (l) insert—
 - “; or
 - (m) the student becomes a person granted indefinite leave to remain as a bereaved partner.”.
- (6) In regulation 138A (part-time students becoming eligible for support under Part 11B during the course of the year), in paragraph (2)—
- (a) at the end of sub-paragraph (i), omit “or”;
 - (b) after sub-paragraph (j) insert—
 - “; or
 - (k) the student becomes a person granted indefinite leave to remain as a bereaved partner.”.
- (7) In regulation 160 (postgraduate students becoming eligible in the course of an academic year), in paragraph (2)—
- (a) at the end of sub-paragraph (i), omit “or”;
 - (b) after sub-paragraph (j) insert—
 - “; or
 - (k) the student becomes a person granted indefinite leave to remain as a bereaved partner.”.
- (8) In Part 2 of Schedule 1 (eligible students: categories), after paragraph 4D(42) insert—

“Persons granted indefinite leave to remain as a bereaved partner

4E. A person granted indefinite leave to remain as a bereaved partner, who is ordinarily resident in England on the first day of the first academic year of the course.”.

14.—(1) The Further Education Loans Regulations 2012 are amended as follows.

(2) In regulation 2 (interpretation), after the definition of “person granted humanitarian protection” insert—

““person granted indefinite leave to remain as a bereaved partner” means a person—

- (a) granted indefinite leave to remain in the United Kingdom under any of the following provisions of the immigration rules, as defined in section 33(1) of the Immigration Act 1971—
 - (i) paragraph 288, as a person in relation to whom the requirements in paragraph 287(b) of those rules are met (bereaved partners);
 - (ii) paragraph 295N, as a person in relation to whom the requirements in paragraph 295M of those rules are met (bereaved partners);
 - (iii) paragraph D-BPILR.1.1 of Appendix FM (bereaved partners); or
 - (iv) paragraph 36 of Appendix Armed Forces (bereaved partner of a member of HM Forces); and
- (b) who has been ordinarily resident in the United Kingdom and Islands since the person was granted such leave;”.

(3) In regulation 7(**43**) (events)—

- (a) at the end of paragraph (j), omit “or”;
- (b) after sub-paragraph (k) insert—
 - “; or
 - (l) the student becomes a person granted indefinite leave to remain as a bereaved partner.”.

(4) In Part 2 of Schedule 1 (eligible students: categories), after paragraph 4D(**44**) insert—

“Persons granted indefinite leave to remain as a bereaved partner

4E. A person granted indefinite leave to remain as a bereaved partner, who is ordinarily resident in the United Kingdom on the first day of the designated further education course.”.

15.—(1) The Education (Postgraduate Master’s Degree Loans) Regulations 2016 are amended as follows.

(2) In regulation 2(1) (interpretation), after the definition of “person granted humanitarian protection” insert—

““person granted indefinite leave to remain as a bereaved partner” means a person—

- (a) granted indefinite leave to remain in the United Kingdom under any of the following provisions of the immigration rules, as defined in section 33(1) of the Immigration Act 1971—
 - (i) paragraph 288, as a person in relation to whom the requirements in paragraph 287(b) of those rules are met (bereaved partners);

(43) There are no relevant amendments to regulation 7.

(44) Paragraph 4D of Schedule 1 was inserted by [S.I. 2020/48](#).

- (ii) paragraph 295N, as a person in relation to whom the requirements in paragraph 295M of those rules are met (bereaved partners);
 - (iii) paragraph D-BPILR.1.1 of Appendix FM (bereaved partners); or
 - (iv) paragraph 36 of Appendix Armed Forces (bereaved partner of a member of HM Forces); and
- (b) who has been ordinarily resident in the United Kingdom and Islands since the person was granted such leave;”.
- (3) In regulation 8(45) (events)—
- (a) at the end of paragraph (k), omit “or”;
 - (b) after paragraph (l) insert—
“; or
 - (m) the student becomes a person granted indefinite leave to remain as a bereaved partner.”.
- (4) In Part 2 of Schedule 1 (eligible students: categories), after paragraph 4D(46) insert—

“Persons granted indefinite leave to remain as a bereaved partner

4E. A person granted indefinite leave to remain as a bereaved partner, who is ordinarily resident in England on the first day of the first academic year of the course.”.

16.—(1) The Higher Education (Fee Limit Condition) (England) Regulations 2017(47) are amended as follows.

- (2) In regulation 2(48) (interpretation), after paragraph (bb) insert—
- “(bbza) “person granted indefinite leave to remain as a bereaved partner” means a person—
- (i) granted indefinite leave to remain in the United Kingdom under any of the following provisions of the immigration rules, as defined in section 33(1) of the Immigration Act 1971—
 - (aa) paragraph 288, as a person in relation to whom the requirements in paragraph 287(b) of those rules are met (bereaved partners);
 - (bb) paragraph 295N, as a person in relation to whom the requirements in paragraph 295M of those rules are met (bereaved partners);
 - (cc) paragraph D-BPILR.1.1 of Appendix FM (bereaved partners); or
 - (dd) paragraph 36 of Appendix Armed Forces (bereaved partner of a member of HM Forces); and
 - (ii) who has been ordinarily resident in the United Kingdom and Islands since the person was granted such leave;”.
- (3) In regulation 6 (qualifying person: effect of an event during academic year), in paragraph (2)
- (a) at the end of sub-paragraph (j), omit “or”;
 - (b) after sub-paragraph (k) insert—
“; or

(45) Regulation 8 was amended by S.I. 2020/48; there are other amending instruments but none is relevant.

(46) Paragraph 4D of Schedule 1 was inserted by S.I. 2020/48.

(47) S.I. 2017/1189.

(48) Regulation 2 was amended by S.I. 2020/48; there are other amending instruments but none is relevant.

(l) the student becomes a person granted indefinite leave to remain as a bereaved partner.”.

(4) In Part 2 of the Schedule (qualifying persons: categories), after paragraph 5D(49) insert—

“Persons granted indefinite leave to remain as a bereaved partner

5E. A person granted indefinite leave to remain as a bereaved partner, who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”.

17.—(1) The Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018 are amended as follows.

(2) In regulation 2(1) (interpretation), after the definition of “person granted humanitarian protection” insert—

““person granted indefinite leave to remain as a bereaved partner” means a person—

(a) granted indefinite leave to remain in the United Kingdom under any of the following provisions of the immigration rules, as defined in section 33(1) of the Immigration Act 1971—

- (i) paragraph 288, as a person in relation to whom the requirements in paragraph 287(b) of those rules are met (bereaved partners);
- (ii) paragraph 295N, as a person in relation to whom the requirements in paragraph 295M of those rules are met (bereaved partners);
- (iii) paragraph D-BPILR.1.1 of Appendix FM (bereaved partners); or
- (iv) paragraph 36 of Appendix Armed Forces (bereaved partner of a member of HM Forces); and

(b) who has been ordinarily resident in the United Kingdom and Islands since the person was granted such leave;”.

(3) In regulation 8 (events)—

(a) at the end of paragraph (k), omit “or”;

(b) after paragraph (l) insert—

“; or

(m) the student becomes a person granted indefinite leave to remain as a bereaved partner.”.

(4) In Part 2 of Schedule 1 (eligible students: categories), after paragraph 5C(50) insert—

“Persons granted indefinite leave to remain as a bereaved partner

5D. A person granted indefinite leave to remain as a bereaved partner, who is ordinarily resident in England on the first day of the first academic year of the course.”.

Amendments relating to ordinary residence requirements

18.—(1) Schedule 1 to the Education (Fees and Awards) (England) Regulations 2007 (eligible students: categories)(51) is amended as follows.

(49) Paragraph 5D of Schedule 1 was inserted by [S.I. 2020/48](#).

(50) Paragraph 5C of Schedule 1 was inserted by [S.I. 2020/48](#).

(51) Paragraph 4A of Schedule 1 was inserted by [S.I. 2018/137](#), paragraph 4B of that Schedule was inserted by [S.I. 2019/142](#) and paragraph 5 of that Schedule was substituted by [S.I. 2011/87](#).

- (2) In paragraph 4A (persons granted stateless leave and their family members)—
- (a) for sub-paragraph (1) substitute—
 - “(1) A person granted stateless leave, who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”;
 - (b) in sub-paragraph (2), for paragraphs (b) and (c) substitute—
 - “(b) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
 - (c) who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”;
 - (c) in sub-paragraph (3)—
 - (i) in paragraph (b), before “was” insert “who”;
 - (ii) for paragraphs (c) and (d) substitute—
 - “(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
 - (d) who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”.
- (3) In paragraph 4B (persons granted section 67 leave)—
- (a) at the end of sub-paragraph (b), insert “and”;
 - (b) at the end of sub-paragraph (c), omit “and”;
 - (c) omit sub-paragraph (d).
- (4) In paragraph 4D (persons granted Calais leave)—
- (a) at the end of sub-paragraph (b), insert “and”;
 - (b) at the end of sub-paragraph (c), omit “and”;
 - (c) omit sub-paragraph (d).
- (5) In paragraph 5 (person granted humanitarian protection and their family members)—
- (a) in sub-paragraph (2)—
 - (i) at the end of paragraph (b), omit “and”;
 - (ii) for paragraph (c) substitute—
 - “(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
 - (d) who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”;
 - (b) in sub-paragraph (3)—
 - (i) at the end of paragraph (c), omit “and”;
 - (ii) for paragraph (d) substitute—
 - “(d) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
 - (e) who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”.

19.—(1) Part 2 of Schedule 1 to the Education (Student Support) (European University Institute) Regulations 2010⁽⁵²⁾ (eligible students: categories) is amended as follows.

(2) In paragraph 4A (persons granted stateless leave and their family members)—

(a) for sub-paragraph (1) substitute—

“(1) A person granted stateless leave, who is ordinarily resident in England on the relevant date.”;

(b) in sub-paragraph (2), for paragraphs (b) and (c) substitute—

“(b) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(c) who is ordinarily resident in England on the relevant date.”;

(c) in sub-paragraph (3), for paragraphs (c) and (d) substitute—

“(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(d) who is ordinarily resident in England on the relevant date.”.

(3) For paragraph 4B substitute—

“Persons granted section 67 leave

4B. A person granted section 67 leave, who is ordinarily resident in England on the relevant date.”.

(4) For paragraph 4D substitute—

“Persons granted Calais leave

4D. A person granted Calais leave, who is ordinarily resident in England on the relevant date.”.

(5) In paragraph 5 (person granted humanitarian protection and their family members)—

(a) for sub-paragraph (1) substitute—

“(1) A person granted humanitarian protection, who is ordinarily resident in England on the relevant date.”;

(b) in sub-paragraph (2), for paragraphs (c) and (d) substitute—

“(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(d) who is ordinarily resident in England on the relevant date.”;

(c) in sub-paragraph (3), for paragraphs (d) and (e) substitute—

“(d) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(e) who is ordinarily resident in England on the relevant date.”.

⁽⁵²⁾ Paragraph 4A was inserted by [S.I. 2018/137](#); there are amendments to paragraph 4A not relevant to these Regulations. Paragraph 4B was inserted by [S.I. 2019/142](#), paragraph 4D was inserted by [S.I. 2020/48](#) and paragraph 5 was substituted by [S.I. 2011/83](#).

20.—(1) Part 2 of Schedule 1 to the 2011 Regulations(**53**) (eligible students: categories) is amended as follows.

(2) In paragraph 4A (persons granted stateless leave and their family members)—

(a) for sub-paragraph (1) substitute—

“(1) A person granted stateless leave, who is ordinarily resident in England on the first day of the first academic year of the course.”;

(b) in sub-paragraph (2), for paragraphs (b) and (c) substitute—

“(b) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(c) who is ordinarily resident in England on the first day of the first academic year of the course.”;

(3) in sub-paragraph (3), for paragraphs (c) and (d) substitute—

“(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(d) who is ordinarily resident in England on the first day of the first academic year of the course.”.

(4) For paragraph 4B substitute—

“Persons granted section 67 leave

4B. A person granted section 67 leave, who is ordinarily resident in England on the first day of the first academic year of the course.”.

(5) For paragraph 4D substitute—

“Persons granted Calais leave

4D. A person granted Calais leave, who is ordinarily resident in England on the first day of the first academic year of the course.”.

(6) In paragraph 5 (persons granted humanitarian protection and their family members)—

(a) for sub-paragraph (1) substitute—

“(1) A person granted humanitarian protection, who is ordinarily resident in England on the first day of the first academic year of the course.”;

(b) in sub-paragraph (2), for paragraphs (c) and (d) substitute—

“(c) is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(d) is ordinarily resident in England on the first day of the first academic year of the course.”;

(c) in sub-paragraph (3), for paragraphs (d) and (e) substitute—

“(d) is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(53) Paragraph 4A of Schedule 1 was inserted by [S.I. 2018/137](#), paragraph 4B was inserted by [S.I. 2019/142](#) and paragraph 4D was inserted by [S.I. 2020/48](#).

- (e) is ordinarily resident in England on the first day of the first academic year of the course.”.

21.—(1) Part 2 of Schedule 1 to the Further Education Loans Regulations 2012⁽⁵⁴⁾ (eligible students: categories) is amended as follows.

(2) In paragraph 4A (persons granted stateless leave and their family members)—

(a) for sub-paragraph (1) substitute—

“(1) A person granted stateless leave, who is ordinarily resident in the United Kingdom on the first day of the designated further education course.”;

(b) in sub-paragraph (2), for paragraphs (b) and (c) substitute—

“(b) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(c) who is ordinarily resident in the United Kingdom on the first day of the designated further education course.”;

(c) in sub-paragraph (3), for paragraphs (c) and (d) substitute—

“(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(d) who is ordinarily resident in the United Kingdom on the first day of the designated further education course.”.

(3) For paragraph 4B substitute—

“Persons granted section 67 leave

4B. A person granted section 67 leave, who is ordinarily resident in the United Kingdom on the first day of the designated further education course.”.

(4) For paragraph 4D substitute—

“Persons granted Calais leave

4D. A person granted Calais leave, who is ordinarily resident in the United Kingdom on the first day of the designated further education course.”.

(5) In paragraph 5 (persons granted humanitarian protection and their family members)—

(a) for sub-paragraph (1) substitute—

“(1) A person granted humanitarian protection who is ordinarily resident in the United Kingdom on the first day of the designated further education course.”;

(b) in sub-paragraph (2), for paragraphs (c) and (d) substitute—

“(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(d) who is ordinarily resident in the United Kingdom on the first day of the designated further education course.”;

(c) in sub-paragraph (3), for paragraphs (d) and (e) substitute—

⁽⁵⁴⁾ Paragraph 4A of Schedule 1 was inserted by [S.I. 2018/182](#), paragraph 4B was inserted by [S.I. 2019/142](#), paragraph 4D was inserted by [S.I. 2020/48](#).

- “(d) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
- (e) who is ordinarily resident in the United Kingdom on the first day of the designated further education course.”.

22.—(1) Part 2 of Schedule 1 to the Education (Postgraduate Master’s Degree Loans) Regulations 2016⁽⁵⁵⁾ (eligible students: categories) is amended as follows.

(2) In paragraph 4A (persons granted stateless leave and their family members)—

(a) for sub-paragraph (1) substitute—

“(1) A person granted stateless leave, who is ordinarily resident in England on the first day of the first academic year of the course.”;

(b) in sub-paragraph (2), for paragraphs (b) and (c) substitute—

“(b) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(c) who is ordinarily resident in England on the first day of the first academic year of the course.”;

(c) in sub-paragraph (3), for paragraphs (c) and (d) substitute—

“(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

(d) who is ordinarily resident in England on the first day of the first academic year of the course.”.

(d) For paragraph 4B substitute—

“Persons granted section 67 leave

4B. A person granted section 67 leave, who is ordinarily resident in England on the first day of the first academic year of the course.”.

(3) For paragraph 4D substitute—

“Persons granted Calais leave

4D. A person granted Calais leave, who is ordinarily resident in England on the first day of the first academic year of the course.”.

(4) In paragraph 5 (persons granted humanitarian protection and their family members)—

(a) for sub-paragraph (1) substitute—

“(1) A person granted humanitarian protection, who is ordinarily resident in England on the first day of the first academic year of the course.”;

(b) in sub-paragraph (2), for paragraphs (c) and (d) substitute—

“(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and

⁽⁵⁵⁾ Paragraph 4A of Schedule 1 was inserted by [S.I. 2018/137](#), paragraph 4B was inserted by [S.I. 2019/142](#), paragraph 4D was inserted by [S.I. 2020/48](#) and paragraph 5 was amended by [S.I. 2018/137](#).

- (d) who is ordinarily resident in England on the first day of the first academic year of the course.”;
- (c) in sub-paragraph (3), for paragraphs (d) and (e) substitute—
- “(d) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
- (e) who is ordinarily resident in England on the first day of the first academic year of the course.”.
- 23.**—(1) Part 2 of the Schedule to the Higher Education (Fee Limit Condition) (England) Regulations 2017⁽⁵⁶⁾ (qualifying persons: prescribed categories) is amended as follows.
- (2) In paragraph 5A (persons granted stateless leave and their family members)—
- (a) for sub-paragraph (1) substitute—
- “(1) A person granted stateless leave, who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”;
- (b) in sub-paragraph (2), for paragraphs (b) and (c) substitute—
- “(b) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
- (c) who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”;
- (c) in sub-paragraph (3), for paragraphs (c) and (d) substitute—
- “(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
- (d) who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”.
- (3) In paragraph 5B (persons granted section 67 leave)—
- (a) at the end of sub-paragraph (a), insert “and”;
- (b) for sub-paragraphs (b) to (d) substitute—
- “(b) is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”.
- (4) For paragraph 5D substitute—
- “Persons granted Calais leave**
- 5D.** A person granted Calais leave, who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”.
- (5) In paragraph 6 (persons granted humanitarian protection and their family members)—
- (a) for sub-paragraph (1) substitute—
- “(1) A person granted humanitarian protection, who is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”;
- (b) in sub-paragraph (2), for paragraphs (c) and (d) substitute—

⁽⁵⁶⁾ Paragraph 5A of Schedule 1 was inserted by [S.I. 2018/903](#), paragraph 5B was inserted by [S.I. 2019/142](#) and paragraph 5D was inserted by [S.I. 2020/48](#).

- “(c) is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
- (d) is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”;
- (c) in sub-paragraph (3), for paragraphs (d) and (e) substitute—
 - “(d) is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
 - (e) is ordinarily resident in the United Kingdom on the first day of the first academic year of the course.”.

24.—(1) Part 2 of Schedule 1 to the Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018⁽⁵⁷⁾ is amended as follows.

- (2) In paragraph 5 (persons granted stateless leave and their family members)—
 - (a) for sub-paragraph (1) substitute—
 - “(1) A person granted stateless leave who is ordinarily resident in England on the first day of the first academic year of the course.”;
 - (b) in sub-paragraph (2), for paragraphs (b) and (c) substitute—
 - “(b) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
 - (c) who is ordinarily resident in England on the first day of the first academic year of the course.”;
 - (c) in sub-paragraph (3), for paragraphs (c) and (d) substitute—
 - “(c) who is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
 - (d) who is ordinarily resident in England on the first day of the first academic year of the course.”.
- (3) For paragraph 5A substitute—

“Persons granted section 67 leave

5A. A person granted section 67 leave, who is ordinarily resident in England on the first day of the first academic year of the course.”.

- (4) For paragraph 5C substitute—

“Persons granted Calais leave

5C. A person granted Calais leave who is ordinarily resident in England on the first day of the first academic year of the course.”.

- (5) In paragraph 6—
 - (a) for sub-paragraph (1) substitute—

⁽⁵⁷⁾ Paragraph 5A of Schedule 1 was inserted by [S.I. 2019/142](#) and paragraph 5C was inserted by [S.I. 2020/48](#).

- “(1) A person granted humanitarian protection, who is ordinarily resident in England on the first day of the first academic year of the course.”;
- (b) in sub-paragraph (2), for paragraphs (c) and (d) substitute—
- “(c) is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
- (d) is ordinarily resident in England on the first day of the first academic year of the course.”;
- (c) in sub-paragraph (3), for paragraphs (d) and (e) substitute—
- “(d) is ordinarily resident in the United Kingdom and Islands and has not ceased to be so resident since being given leave to enter or remain in the United Kingdom; and
- (e) is ordinarily resident in England on the first day of the first academic year of the course.”.

Amendments to the 2011 Regulations relating to disabled students’ allowances

- 25.**—(1) The 2011 Regulations are amended as follows.
- (2) In regulation 2(1)(**58**) (interpretation), after the definition of “transitional award”, insert—
- ““travel expenditure” means expenditure incurred by a student—
- (a) within the United Kingdom for the purposes of attending their institution; or
- (b) within or outside the United Kingdom for the purposes of attending, as part of their course, any period of study at an overseas institution or for the purposes of attending the Institute;”.
- (3) In regulation 40A(**59**) (payment of the disabled students’ allowance)—
- (a) the existing text becomes paragraph (1);
- (b) after that paragraph, insert—
- “(2) The expenditure for which the grant may be paid includes, in particular—
- (a) expenditure on a non-medical personal helper;
- (b) expenditure on major items of specialist equipment;
- (c) travel expenditure.”.
- (4) In regulation 41(**60**) (amount of the disabled students’ allowance)—
- (a) for paragraph (2) substitute—
- “(2) The amount of the disabled students’ allowance in respect of an academic year—
- (a) for expenditure other than travel expenditure, must not exceed £25,000;
- (b) for travel expenditure, must not exceed an amount equal to that expenditure.”;
- (b) in paragraph (7), omit the words from “, except” to the end;
- (c) in paragraph (8), for the words from “for the purposes specified” to the end substitute—
- “in respect of—
- (a) the quarter in which the relevant event occurs, and

(58) There are no relevant amendments to regulation 2.

(59) Regulation 40A was inserted by S.I. 2014/2765.

(60) Regulation 41 was amended by S.I. 2012/1653, 2014/2765, 2015/1951, 2017/114 and 2020/48.

- (b) if relevant, such quarters as begin after the relevant event occurs.”.
- (5) In regulation 147(**61**) (disabled part-time students’ allowance)—
- (a) after paragraph (4A) insert—
- “(4B) The expenditure for which the grant may be paid includes, in particular—
- (a) expenditure on a non-medical personal helper;
- (b) expenditure on major items of specialist equipment;
- (c) travel expenditure.”;
- (b) for paragraph (6) substitute—
- “(6) The amount of the grant under this regulation in respect of an academic year—
- (a) for expenditure other than travel expenditure, must not exceed £25,000;
- (b) for travel expenditure, must not exceed an amount equal to that expenditure.”;
- (c) in paragraph (7), omit the words from “, except” to the end;
- (d) in paragraph (8), for words from “for the purposes specified” to the end substitute—
- “in respect of—
- (a) the quarter in which the relevant event occurs, and
- (b) if relevant, such quarters as begin after the relevant event occurs.”.
- (6) In regulation 165A(**62**) (authority to pay grant)—
- (a) the existing text becomes paragraph (1);
- (b) after that paragraph, insert—
- “(2) The expenditure for which the grant may be paid includes, in particular—
- (a) expenditure on a non-medical personal helper;
- (b) expenditure on major items of specialist equipment;
- (c) travel expenditure.”.
- (7) In regulation 166(**63**) (amount of grant under Part 12)—
- (a) for paragraph (1) substitute—
- “(1) Subject to paragraph (2), the grant under this Part is the amount that the Secretary of State considers appropriate in accordance with the student’s circumstances.”;
- (b) for paragraph (2) substitute—
- “(2) The amount of the grant in respect of an academic year—
- (a) for expenditure other than travel expenditure, must not exceed £25,000;
- (b) for travel expenditure, must not exceed an amount equal to that expenditure.”;
- (c) omit paragraph (3);
- (d) in paragraph (4), omit the words from “, except” to the end;
- (e) in paragraph (5), for the words from “in respect of” to the end substitute—
- “in respect of—
- (a) the quarter in which the relevant event occurs, and
- (b) if relevant, such quarters as begin after the relevant event occurs.”.

(61) Regulation 147 was amended by [S.I. 2012/1653](#), [2014/2765](#), [2016/270](#), [2017/114](#) and [2020/48](#)

(62) Regulation 165A was inserted by [S.I. 2014/2765](#).

(63) Regulation 166 was amended by [S.I. 2012/1653](#), [2014/2765](#) and [2020/48](#).

Amendments relating to qualifying conditions for grants, allowances and loans

26.—(1) The 2011 Regulations are amended as follows.

(2) In regulation 38(**64**) (general qualifying conditions for grants for living and other costs), in paragraph (8), for “or (h)” substitute “, (h), (i), (j), (k) or (l)”.

(3) In regulation 41 (amount of disabled students’ allowance), in paragraph (8), for “or (h)” substitute “, (h), (i), (j), (k) or (l)”.

(4) In regulation 45(**65**) (childcare grant), in paragraph (11), for “or (h)” substitute “, (h), (i), (j), (k) or (l)”.

(5) In regulation 49A(**66**) (travel grant), in paragraph (2), for “or (h)” substitute “, (h), (i), (j), (k) or (l)”.

(6) In regulation 147 (disabled part-time students’ allowance), in paragraph (8), for “or (i)” substitute “, (i), (j), (k), (l) or (m)”.

Other minor amendments to the Education (Student Support Regulations 2011

27. In the 2011 Regulations—

(a) in regulation 24, in paragraphs (5)(a) and (6)(a), for “paragraph (3) to (6)” substitute “paragraphs (3) to (6C)”;

(b) in regulation 148, in paragraph (6)(a), for “(3)” substitute “(4)”.

Amendments relating to eligibility for postgraduate doctoral loans

28. In regulation 4 of the Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018(**67**)—

(a) in paragraph (1), for sub-paragraph (a) substitute—

“(a) is a full postgraduate doctoral degree course of at least three, but no more than eight, academic years’ duration;”;

(b) in paragraph (2A), for sub-paragraph (c) substitute—

“(c) of at least three, but no more than eight, academic years’ duration.”.

Amendments relating to new payment rates for student support etc

29. The Schedule contains amendments to the 2011 Regulations which relate to payment rates for student support.

30. In the Education (Postgraduate Master’s Degree Loans) Regulations 2016, in regulation 12(1) and (2)(**68**), for “£11,222” substitute “£11,570”.

31. In the Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018(**69**)—

(a) in regulation 12(1), for “£26,445” substitute “£27,265”;

(b) in regulation 13(4), for “£11,222” substitute “£11,570”.

(64) There are no relevant amendments to regulation 38.

(65) There are no relevant amendments to regulation 45.

(66) Regulation 49A was inserted by [S.I. 2012/1653](#).

(67) Paragraph (1) of regulation 4 was amended, and paragraph (2A) of that regulation was inserted, by [S.I. 2020/48](#). There are other amending instruments but none is relevant.

(68) The sum “£11,222” in regulation 12(1) and (2) was substituted by [S.I. 2020/48](#).

(69) The sums in regulations 12(1) and 13(4) were substituted by [S.I. 2020/48](#).

3rd November 2020

Michelle Donelan
Minister of State for Universities
Department for Education