

**EXPLANATORY MEMORANDUM TO**  
**THE EDUCATION (STUDENT FEES, AWARDS AND SUPPORT ETC.)**  
**(AMENDMENT) (NO. 3) REGULATIONS 2020**

**2020 No. 1203**

**1. Introduction**

- 1.1 This explanatory memorandum has been prepared by the Department for Education and is laid before Parliament by Command of Her Majesty.
- 1.2 This memorandum contains information for the Joint Committee on Statutory Instruments.

**2. Purpose of the instrument**

- 2.1 This instrument makes miscellaneous amendments, including a number of corrections, to the following legislation relating to finance for students in further and higher education:

- the Education (Fees and Awards) (England) Regulations 2007 (S.I. 2007/779) (“the Fees and Awards Regulations”);
- the Education (Student Support) (European University Institute) Regulations 2010 (S.I. 2010/447) (“the European University Institute Regulations”);
- the Education (Student Support) Regulations 2011 (S.I. 2011/1986) (“the Student Support Regulations”);
- the Further Education Loans Regulations 2012 (S.I. 2012/1818) (“the Further Education Loans Regulations”);
- the Education (Postgraduate Master’s Degree Loans) Regulations 2016 (S.I. 2016/606) (“the Master’s Regulations”);
- the Higher Education (Fee Limit Condition) (England) Regulations 2017 (S.I. 2017/1189) (“the Fee Limit Condition Regulations”);
- the Education (Postgraduate Doctoral Degree Loans and the Education (Student Loans) (Repayment) (Amendment) (No. 2) etc.) Regulations 2018 (S.I. 2018/599) (“the Doctoral Regulations”).

**3. Matters of special interest to Parliament**

*Matters of special interest to the Joint Committee on Statutory Instruments*

- 3.1 Although this instrument is necessary to introduce further and higher education student finance changes for the 2021/22 academic year, it also makes a number of corrections:
- regulation 26 adds omitted cross-references to regulation 17(i), (j) and (k) of the Student Support Regulations in regulations 38(8), 41(8), 45(11) and 49A(2) of those Regulations, so that where, during the course of an academic year, a student undertaking a full-time course becomes a person who is granted section 67 leave, or indefinite leave to remain as a victim of domestic violence or domestic abuse (DVILR) or Calais leave, the student may qualify

for a grant for living and other costs: disabled students' allowances, childcare grants or travel grants;

- regulation 26 adds omitted cross-references to regulation 138(4)(j), (k) and (l) of the Student Support Regulations in regulation 147(8) of those Regulations, so that where, during the course of an academic year, a student undertaking a part-time course becomes a person who is granted section 67 leave, or DVILR or Calais leave, the student may qualify for disabled part-time students' allowances.
- regulation 27 corrects regulation 24(5)(a) and 24(6)(a) of the Student Support Regulations by replacing an incorrect cross-reference in those regulations to amounts of fee loan listed in regulation 23.
- regulation 27 corrects regulation 148(6)(a) of the Student Support Regulations by replacing an incorrect cross-reference in that regulation to events listed in regulation 138.

- 3.2 The Joint Committee on Statutory Instruments in its 26th Report of Session 2017-2019<sup>1</sup> reported paragraph 2(c) of Schedule 2 to the Doctoral Regulations, which required applicants and eligible students to notify the Secretary of State of any absence from their course, for defective drafting. The Committee believed that it would have been possible to include provision about the length and nature of absence that triggers suspension of payments of student support. It noted that, as a matter of principle, legislation should not use expressions that go beyond the intended policy, and then attempt to narrow them through guidance or advice (in the absence of express enabling power to operate in that way).
- 3.3 Regulation 10 of these Regulations makes amendments to Schedule 2 to the Doctoral Regulations to address these issues. Amendments are also made to the corresponding provisions in the other student finance legislation (regulations 6 to 9). Further details are at paragraphs 7.38 to 7.42 in this Explanatory Memorandum.
- 3.4 The Joint Committee on Statutory Instruments in its 5th Report of Session 2019-2021<sup>2</sup> reported Regulation 4(2A)(c) of the Doctoral Regulations for defective drafting as it does not make it clear that a course "of between three and eight academic years duration" includes a course of three years duration and a course of eight years duration. The Department agreed to clarify the Regulations at the next available opportunity. Regulation 28 of these Regulations makes amendments to Regulations 4(1)(a) and 4(2A)(c) of the Doctoral Regulations to address this issue. Further details are at paragraphs 7.47 to 7.49 in this Explanatory Memorandum.
- 3.5 In light of these corrections, the Department is adopting the free issue procedure in relation to this instrument. The Department confirms that it has complied with the requirement stated in paragraph 4.7.1 of Statutory Instrument Practice to consult the SI Registrar on the use of the free issue procedure in relation to this instrument.

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<sup>1</sup> The report is available at: <https://publications.parliament.uk/pa/jt201719/jtselect/jtstatin/155/155.pdf>

<sup>2</sup> The report is available at: <https://committees.parliament.uk/publications/322/documents/1273/default/>

*Matters relevant to Standing Orders Nos. 83P and 83T of the Standing Orders of the House of Commons relating to public business (English Votes for English Laws)*

- 3.6 As the instrument is subject to negative resolution procedure there are no matters relevant to Standing Orders Nos. 83P and 83T of the Standing Orders of the House of Commons relating to Public Business at this stage.

**4. Extent and Territorial Application**

- 4.1 The extent of this instrument is England and Wales.  
4.2 The territorial application of this instrument is England only.

**5. European Convention on Human Rights**

- 5.1 As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

**6. Legislative Context**

- 6.1 This instrument makes amendments to the legislation governing undergraduate and postgraduate student funding in England.
- 6.2 The Student Support Regulations provide for support for undergraduate students taking designated full-time and part-time undergraduate courses and also for certain postgraduate higher education courses. The support provided for under these Regulations includes fee support, loans and grants for living costs, grants for other costs such as travel, grants for dependants and disabled students' allowances.
- 6.3 The Master's Regulations provide for the making of loans to eligible students for designated postgraduate master's degree courses beginning on or after 1st August 2016.
- 6.4 The Doctoral Regulations provide for the making of loans to eligible students in connection with designated postgraduate doctoral degree courses that begin on or after 1st August 2018.
- 6.5 The European University Institute Regulations set out the financial support available for students taking designated postgraduate courses at the European University Institute in Florence, Italy, in respect of an academic year beginning on or after 1st September 2010. These Regulations make provision for grants for living and other costs, a disabled student's allowance and a grant for dependants, for up to twenty eligible students.
- 6.6 The Further Education Loans Regulations provide for fee loans for students taking designated further education courses which begin on or after 1st August 2013.
- 6.7 The Fees and Awards Regulations provide that, in the circumstances described in the Regulations, it is lawful to discriminate between certain persons, meaning persons who do not have a specified connection with the UK can be charged higher fees than those who do. Those with the specified connection to the UK are referred to as having "home fee status".
- 6.8 The Fee Limit Condition Regulations prescribe the category of higher education provider and set out the qualifying persons and courses to which/whom maximum fee limits for undergraduate courses apply.

## 7. Policy background

### *What is being done and why?*

#### *Changes to living costs support 2016 cohort full-time undergraduate students in 2021/22.*

- 7.1 The maximum loan for living costs for new full-time undergraduate students and continuing full-time undergraduate students who started their courses on or after 1 August 2016, ('2016 cohort students'), will be increased by forecast inflation (3.1%) in 2021/22.
- 7.2 This instrument amends the Student Support Regulations so that the maximum loan for living costs for most 2016 cohort students living away from home and studying outside London will be £9,488 in 2021/22; for students living away from home and studying in London, £12,382; for students living in the parental home, £7,987 and for students studying overseas as part of a UK course, £10,866.
- 7.3 Different rates of loan for living costs apply to full-time undergraduate students eligible for benefits. This instrument amends the Student Support Regulations so that the maximum loan for living costs for 2016 cohort students who are eligible for benefits and are living away from home and studying outside London will be £10,815 in 2021/22; for students living away from home and studying in London, £13,504; for students living in the parental home, £9,423 and for students studying overseas as part of a UK course, £12,096.
- 7.4 2016 cohort students aged 60 or over on the first day of the first academic year of their course qualify for a separate rate of loan for living costs. This instrument amends the Student Support Regulations so that the maximum loan for living costs for 2016 cohort students aged 60 or over on the first day of the first academic year of their course will be £4,014 in 2021/22.

#### *Changes to living costs support 2009 and 2012 cohort full-time undergraduate students in 2021/22.*

- 7.5 The maximum loan for living costs for full-time undergraduate students who entered higher education on or after 1 September 2012 but before 1 August 2016, ('2012 cohort students'), will be increased by forecast inflation (3.1%) in 2021/22.
- 7.6 This instrument amends the Student Support Regulations so that the maximum loan for living costs for 2012 cohort students living away from home and studying outside London will be £6,802 in 2021/22; for students living away from home and studying in London, £9,490; for students living in the parental home, £5,410 and for students studying overseas as part of a UK course, £8,081.
- 7.7 2012 cohort students on lower incomes qualify for an income assessed maintenance grant, or for 2012 cohort students who are eligible for benefits, an income assessed special support grant. This instrument amends the Student Support Regulations so that the maximum maintenance grant and special support grant for 2012 cohort students will be increased by forecast inflation (3.1%) to £3,919 in 2021/22.
- 7.8 The maximum loan for living costs for eligible full-time undergraduate students who entered higher education on or after 1 September 2009 but before 1 September 2012, ('2009 cohort students'), will be increased by forecast inflation (3.1%) in 2021/22.
- 7.9 This instrument amends the Student Support Regulations so that the maximum loan for living costs for 2009 cohort students living away from home and studying outside

London will be £6,122 in 2021/22; for students living away from home and studying in London, £8,567; for students living in the parental home £4,747 and for students studying overseas as part of a UK course, £7,287.

- 7.10 2009 cohort students on lower incomes qualify for an income assessed maintenance grant, or for 2009 cohort students who are eligible for benefits, an income assessed special support grant. This instrument amends the Student Support Regulations so that the maximum maintenance grant and special support grant for 2009 cohort students will be increased by forecast inflation (3.1%) to £3,597 in 2021/22.

*Changes to elements of the living costs support package for new and continuing full-time undergraduate students in 2021/22.*

- 7.11 Full-time undergraduate students attending courses that are longer than 30 weeks and three days in length during the academic year qualify for an income assessed long courses loan for each week or part week above 30 weeks and 3 days. Students attending their courses for 45 weeks or more in the academic year qualify for the same amount of long courses loan as students attending for 52 weeks.
- 7.12 This instrument amends the Student Support Regulations to increase the maximum long courses loan by forecast inflation (3.1%) for new and continuing full-time undergraduate students in 2021/22. For students living away from home and studying outside London, the maximum long courses loan will be £102 a week; for students living away from home and studying in London, £131 a week; for students living in the parental home £67 a week and for students studying overseas as part of a UK course, £141 a week.
- 7.13 Full-time undergraduate students undertaking a work placement year of a sandwich course do not qualify for the full living costs support package unless they are undertaking an unpaid placement in the public sector, as defined in the Student Support Regulations (see regulation 38(7) of those Regulations). Instead, most students undertaking work placement years qualify for a reduced rate, non-income assessed loan for living costs.
- 7.14 This instrument amends the Student Support Regulations to increase the maximum reduced rate loan for living costs for full-time undergraduate students undertaking a work placement year by forecast inflation (3.1%) in 2021/22. For students living away from home and studying outside London, the maximum reduced rate of loan for living costs will be £2,874, for students living away from home and studying in London, £4,035 and for students living in the parental home, £2,155. Students studying overseas as part of a UK course, qualify for the reduced rate of loan that applies to students living away from home and studying outside London.
- 7.15 Full-time undergraduate students undertaking a year of a course that is defined as a bursary year in the Student Support Regulations (e.g. most undergraduate pre-registration nursing and allied health professions courses starting before 1 August 2017 and years of courses in medicine and dentistry that attract an NHS bursary)(see regulation 2(1) of those Regulations) are eligible to apply for bursary support from the NHS Business Services Authority. These students do not qualify for the full living costs package under the Student Support Regulations. Instead, they qualify for a reduced rate, non-income assessed loan for living costs.
- 7.16 This instrument amends the Student Support Regulations to increase the maximum reduced rate loan for living costs for full-time undergraduate students undertaking a

bursary year by forecast inflation (3.1%) in 2021/22. For students living away from home and studying outside London, the maximum reduced rate of loan for living costs will be £2,534, for students living away from home and studying in London, £3,558 and for students living in the parental home, £1,902. Students studying overseas as part of a UK course, qualify for the reduced rate of loan that applies to students living away from home and studying outside London.

***Changes to grants for full-time undergraduate students with dependants in 2021/22.***

- 7.17 This instrument also amends the Student Support Regulations to increase maximum dependants' grants for full-time undergraduate students by forecast inflation (3.1%) in 2021/22. The maximum adult dependants' grant will be £3,190 and the maximum parents' learning allowance, £1,821 in 2021/22. The amount of childcare grant payable in 2021/22 will be based on 85% of actual childcare costs, subject to maximum grants of £179.62 a week for one child only or £307.95 a week for two or more children.

***Changes to allowances for full-time and part-time undergraduate students and postgraduate students with disabilities in 2021/22.***

- 7.18 Full-time and part-time undergraduate students and postgraduate students with disabilities who are obliged to incur essential additional expenditure while undertaking a course of higher education as a result of their disability qualify for disabled students' allowance which is a non-income assessed grant. Different rates of disabled students' allowance apply in 2020/21 for full-time and part-time undergraduate students and for postgraduate students. Currently, there are four separate sub-allowances (for non-medical help, specialist equipment, travel and a general allowance) available for undergraduate students whereas the disabled students' allowance for postgraduate students is a single allowance.
- 7.19 This instrument replaces the four sub-allowances for full-time and part-time undergraduate students in 2021/22 with a single allowance of £25,000 in 2021/22 to increase flexibility for students to access the support they need.
- 7.20 The single maximum disabled students' allowance for postgraduate students in 2021/22 is increased from £20,580 in 2020/21 to £25,000 in 2021/22, in line with the new single allowance for undergraduate students.
- 7.21 Specific provision is made to allow the £25,000 allowance to be exceeded where this is necessary to ensure that a student's travel costs (within the meaning of the Regulations) can continue to be met in full.
- 7.22 These changes will apply to full-time and part-time students starting or continuing undergraduate and postgraduate courses in the 2021/22 academic year.

***Changes to loans for students starting postgraduate master's degrees in 2021/22.***

- 7.23 The maximum loan for students starting postgraduate master's degrees on or after 1 August 2021 will be increased by forecast inflation (3.1%) in 2021/22. This instrument amends the Masters Regulations to increase the maximum postgraduate master's degree loan to £11,570.

***Changes to loans for students starting postgraduate doctoral degrees in 2021/22.***

- 7.24 The maximum loan for students starting postgraduate doctoral degrees on or after 1 August 2021 will be increased by forecast inflation (3.1%) in 2021/22. This

instrument amends the Doctoral Regulations to increase the maximum postgraduate doctoral degree loan to £27,265. It also increases the maximum postgraduate doctoral degree loan that can be paid for any one academic year to £11,570.

***Removing the three year ordinary residence requirement for protection based categories of eligible students in Regulations.***

- 7.25 The Home Office has introduced a number of forms of leave to remain in the UK, where the recipient is deemed to be in need of some form of protection, which grant them almost exactly the same social rights as enjoyed by refugees: Humanitarian Protection, Stateless Persons leave, Calais leave and Section 67 ('Dubs') leave ('protection based categories'). In contrast to refugees, however, students with these forms of leave and, in relevant cases, who are family members of a person with one of these forms of leave ('protection based category students') can currently only access support if they can satisfy a three year ordinary residence requirement in the United Kingdom and Islands before the first academic year of a course.
- 7.26 Recent legal cases challenged the requirement that persons granted Humanitarian Protection need to be lawfully resident in the UK for three years prior to the first academic year a course before being eligible for student support. They stated that the differential treatment was discriminatory under the European Convention on Human Rights (ECHR), given that those granted Refugee Status can immediately access support upon being granted leave to remain. Following these cases, ministers have now agreed that the three year ordinary residence requirement should be removed for protection based category students when determining their eligibility for student support.
- 7.27 This instrument amends the Student Support Regulations so that protection based category students, no longer need to be ordinarily resident in the United Kingdom and Islands throughout the three year period preceding the first day of the first academic year of their course to qualify for fee loans and living costs support. These students will need to have been resident in the UK and Islands since the grant of their relevant leave.
- 7.28 This instrument also amends the Master's Regulations and Doctoral Regulations to remove the three year ordinary residence requirement from the eligibility criteria protection based category students, for postgraduate master's loans and postgraduate doctoral degree loans respectively. It also amends the European University Institute Regulations to remove the three year ordinary residence requirement from the eligibility criteria for protection based category students who are undertaking full-time postgraduate courses at the European University Institute to qualify for grants for living and other costs and supplementary grants.
- 7.29 This instrument also amends the Fees and Awards Regulations so that that the three year ordinary residence requirement no longer applies for the purpose of determining if protection based category students qualify for home fee status. It also amends the Fee Limit Condition Regulations so that the three year ordinary residence requirement no longer applies to protection based category students when determining if they are 'qualifying persons' for the purposes of tuition fee limits.
- 7.30 This instrument also amends the Further Education Loans Regulations 2012 to remove the three year ordinary residence requirement from the criteria for determining if protection based category students qualify for advanced learner loans.

- 7.31 These changes will apply to students starting or continuing full-time or part-time courses in the 2021/22 academic year.

***Introducing a new Eligibility Category in Regulations for students granted Indefinite Leave to Remain as a Bereaved Partner.***

- 7.32 A new eligibility provision is being introduced in all of the Regulations mentioned in paragraph 2.1 above so that students granted Indefinite Leave to Remain (ILR) as a bereaved partner may qualify for student support in England, home fee status and are “qualifying persons” for the purposes of tuition fee limits (see regulations 11 to 17 of these Regulations). Students who are in this category will not need to satisfy a three year ordinary residence requirement. Bereaved partners granted ILR are predominantly women and are less likely to meet the three year ordinary residence requirement than others granted ILR (as is the case with those granted ILR as a victim of domestic violence or abuse). This category of students will need, however, to have been resident in the UK and Islands since the grant of such leave.
- 7.33 These changes will apply to new students starting full-time or part-time courses in the 2021/22 academic year.

***Removal of references to old system students from the Student Support Regulations.***

- 7.34 Students who started designated full-time courses before 1 September 2006 are defined as ‘old system students’ in the Student Support Regulations and qualify for means-tested fee grants, fee contribution loans, partially-means tested loans for living costs and means-tested higher education grants. Data from the Student Loans Company indicates that there are no old system students still receiving student support in the 2019/20 academic year.
- 7.35 This instrument therefore amends the Student Support Regulations to remove all references to old system students and the grants and loans they are entitled to from the date on which this instrument comes into force.

***Removal of references to support for part-time courses starting before 1 September 2012 from the Student Support Regulations.***

- 7.36 Students who started designated part-time courses before 1 September 2012 qualify for means-tested grants for fees and grants for books, travel and other expenditure (‘course grants’) for a maximum of 8 years if they are studying at a minimum 50% intensity compared to a full-time course. Data from the Student Loans Company indicates that there are no students who started part-time courses before 1 September 2012 still receiving student support in the 2019/20 academic year.
- 7.37 This instrument therefore amends the Student Support Regulations to remove all references to part-time courses starting before 1 September 2012, fee grants and course grants from the date this instrument comes into force.

***Changes in regulations to the requirement for the Secretary of State to be informed following a student’s absence.***

- 7.38 The Student Support Regulations currently stipulate that a student is not entitled to grants and loans for living and other costs where the student is absent from their course unless the Secretary of State determines that support should be paid for the period of absence. The Regulations make clear that an eligible student is not to be



considered absent from the course if the student is unable to attend due to illness and the student's absence has not exceeded 60 days.

- 7.39 The Student Support Regulations also currently require students to inform the Secretary of State (in practice, Student Finance England) if they are absent from their course for more than 60 days due to illness or for any period for any other reason. Corresponding provisions on absence and the provision of information are set out in the European Institute Regulations, the Further Education Loans Regulations, the Master's Regulations and Doctoral Regulations.
- 7.40 This instrument amends the Student Support Regulations from the date this instrument comes into force to make it clear that the Secretary of State only needs to be informed by the student of any absence that will affect the student's entitlement to support. So in addition to notifying the Secretary of State if they abandon or withdraw from their course or are expelled from it, applicants and students will have to notify the Secretary of State if: (a) they are absent from their course due to illness for more than 60 days (whether or not they have suspended their studies), (b) they are suspended from their course by the institution providing it, or (c) they suspend their studies for any other reason not mentioned in (a) or (b).
- 7.41 It also amends the Student Support Regulations to places a corresponding obligation on the institution to inform the Secretary of State where a student withdraws from, is suspended or expelled from their course, where the student is absent from their course due to illness of more than 60 days or otherwise has suspended their studies. This brings the Regulations into line with policy intent and current practice.
- 7.42 This instrument also makes corresponding changes to the European Institute Regulations, the Further Education Loans Regulations, the Master's Regulations and Doctoral Regulations from the date this instrument comes into force.

***Automatic designation of graduate entry accelerated courses in medicine, dentistry and veterinary medicine.***

- 7.43 Eligible students studying on graduate entry, accelerated undergraduate programmes in veterinary medicine, medicine and dentistry can qualify for student support for their courses. During the first year of their studies, students studying on graduate entry medicine and dentistry programmes are expected to self-fund the first £3,465 of their tuition costs and can apply to Student Finance England for a fee loan of up to £5,785 to cover any tuition charge in excess of £3,465 and can apply for a full maintenance loan and supplementary grants.
- 7.44 In years two to four of their courses, students on medicine and dentistry graduate entry courses can apply for a means tested NHS Bursary which will include payment of the first £3,715 of their tuition fees for an academic year. In addition, students can apply to Student Finance England for a fee loan of up to £5,535 and a reduced rate non-means tested loan for living costs.
- 7.45 Eligible students studying on graduate entry veterinary courses cannot access tuition fee support but can apply to Student Finance England for a loan for living costs and, where applicable, dependants' grants or disabled students' allowances for the duration of their course.
- 7.46 This instrument amends the Student Support Regulations from the date this instrument comes into force to make it clear that graduate entry accelerated programmes in

veterinary medicine, medicine and dentistry are courses that are designated for student support.

*Amendment to clarify that only courses of 3 to 8 years duration are designated for the doctoral degree loan*

- 7.47 When doctoral degree loans were introduced in 2018/19, the agreed policy intent was to only designate courses of a minimum of three and a maximum of eight academic years duration. A maximum eight year course length restriction strikes a balance between enabling part-time study, whilst incentivising students to complete their doctorates within a set period of time, so that they take their skills into the labour market more quickly.
- 7.48 The Doctoral Regulations currently stipulate that courses ‘of between three and eight years in duration’ are designated for support (see regulation 4(1)(a) and (2A)(c) of those Regulations) but do not make it clear that this includes courses of three years and eight years in duration.
- 7.49 This instrument amends the Doctoral Degree Regulations from the date this instrument comes into force to make it clear that only postgraduate doctoral degree courses which are of a duration of at least three academic years but no more than eight academic years are designated for support purposes.

**8. European Union (Withdrawal) Act/Withdrawal of the United Kingdom from the European Union**

- 8.1 This instrument does not relate to withdrawal from the European Union

**9. Consolidation**

- 9.1 The Department is currently considering the feasibility of consolidating the relevant legislation for the academic year starting in August 2022.

**10. Consultation outcome**

- 10.1 There is no statutory requirement to consult on these amendment regulations. However, as part of a quality review process in Autumn 2020, a draft of this instrument was sent to stakeholders in the higher education sector, such as the Student Loans Company and the Office for Students, for their review and comment.

**11. Guidance**

- 11.1 The Universities Minister, Michelle Donelan, announced student finance arrangements for the 2021/22 academic year in a Written Ministerial Statement to Parliament on 6 July 2020.
- 11.2 Information setting out the changes made by this instrument is being made available to universities, colleges and other higher education stakeholders on Student Finance England’s (SFE) practitioners’ website.<sup>3</sup> Further information on changes to student support and accelerated courses for 2021/22 will be published for students on .GOV.UK and SFE websites before 1 August 2021.
- 11.3 Guidance materials are being produced by SFE for students intending to apply for financial support for the 2021/22 academic year.

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<sup>3</sup> <https://www.practitioners.slc.co.uk/policy/>

## **12. Impact**

- 12.1 There is no, or no significant, impact on business, charities or voluntary bodies.
- 12.2 The impact on the public sector is minimal.
- 12.3 An Equality Analysis (EA)<sup>4</sup> covering changes to student support for 2021/22 is being published on the .GOV.UK website in November 2020 after these regulations have been laid.

## **13. Regulating small business**

- 13.1 The legislation does not apply to activities that are undertaken by small businesses.

## **14. Monitoring & review**

- 14.1 We will be monitoring the impact on stakeholders of the introduction of higher maximum fees for accelerated courses along with the impact of the student finance system in general, which is currently being considered by the Government's ongoing Review of Post-18 Education and Funding.
- 14.2 We will also be monitoring the number of students who receive fee loans and grants and loans for living costs. This information is published in the Student Loans Company's Statistical First Releases.

## **15. Contact**

- 15.1 Mark Williams at the Department for Education telephone: 07391 018340 or email: mark.williams@education.gov.uk can be contacted with any queries regarding the instrument.
- 15.2 Paul Williams, Deputy Director Student Funding Policy, at the Department for Education can confirm that this Explanatory Memorandum meets the required standard.
- 15.3 Michelle Donelan, Minister of State for Universities at the Department for Education can confirm that this Explanatory Memorandum meets the required standard.

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<sup>4</sup> A hard copy of this EA is available from Linda Brennan at the Department for Education: Tel: 07391 018296  
Email: Linda.Brennan@education.gov.uk