
STATUTORY INSTRUMENTS

2021 No. 127

The Education (Student Fees, Awards and Support) (Amendment) Regulations 2021

PART 7

Amendment of the Higher Education (Fee Limit Condition) (England) Regulations 2017

Amendment of regulation 4

59. In regulation 4 (qualifying person)—

- (a) in paragraph (1), for “paragraph (3)” substitute “paragraphs (3) and (6)”;
- (b) for paragraph (4) substitute—

“(4) In this regulation, subject to paragraph (6), “prescribed category” means any category of persons described—

- (a) in paragraphs 3, 3A, 4, 5, 5A, 5B, 5C, 5D, 5E, 6, 7A, 8A, 9A, 10A, 10B, 10C, 10D, 10E, 11A, 12A, 13A and 14 in Part 2 of the Schedule; or
- (b) in paragraphs 7, 8, 9, 10, 11, 12 and 13 in Part 2 of the Schedule, where paragraph (5) applies.

(5) This paragraph applies where—

- (a) in connection with a qualifying course beginning before 1st August 2021, a person (“A”) was a qualifying person by virtue of falling within any category of persons described in paragraphs 7, 8, 9, 10, 11, 12 and 13 in Part 2 of the Schedule in relation to an academic year beginning before 1st August 2021; and
- (b) A is undertaking an academic year of that qualifying course, or of a qualifying course to which A transfers from that qualifying course.”;

(c) after paragraph (5), insert—

“(6) In relation to a qualifying course which begins on or after 1st January 2028, paragraph (4) has effect as if sub-paragraph (a) did not mention paragraphs 9A and 10B in Part 2 of the Schedule.”.