

---

STATUTORY INSTRUMENTS

---

**2023 No. 74**

**The Education (Student Fees, Awards and Support) (Amendment) Regulations 2023**

**PART 5**

**Savings**

**Savings: Higher Education Short Course Loans Regulations 2022**

**141.**—(1) This regulation applies where an existing HESC Afghan scheme student (“H”) applies for support under the HESCL Regulations in respect of an HE short course beginning on or after 1st August 2023 (the “current course”).

(2) For the purposes of determining whether—

- (a) H is a returning student for the purposes of regulation 3(2)(a)(ii) of the HESC Loans Regulations in connection with the current course, or
- (b) H’s status as an eligible student terminates before the first day of the current course (see regulation 6 of the HESC Loans Regulations),

the HESCL Regulations apply as if the amendments made by regulations 129(a), 130(a), 131(a), 132(2) and (3)(a) of these Regulations had not been made.

(3) In this regulation—

“existing HESC Afghan scheme student” means a student who the Secretary of State determined, by virtue of the student falling within—

- (a) paragraph (a)(ii) of the definition of “person granted leave under the Afghan Citizens Resettlement Scheme” in paragraph 1(1) of Schedule 1 to the HESCL Regulations, or
- (b) paragraph (a)(iv) of the definition of “person granted leave under the Afghan Relocations and Assistance Policy Scheme” in that paragraph of that Schedule,

to be an eligible student for the purposes of the HESCL Regulations in connection with an application for an HESC loan for a course beginning before the current course;

“the HESCL Regulations” means the Higher Education Short Course Loans Regulations 2022.

---

**Commencement Information**

**II** Reg. 141 in force at 16.2.2023, see [reg. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Education (Student Fees, Awards and Support) (Amendment) Regulations 2023, Section 141.