
STATUTORY INSTRUMENTS

2023 No. 74

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

PART 3

Corresponding amendments to other subordinate legislation

CHAPTER 3

The Further Education Loans Regulations 2012

SECTION 3

Eligible students

Amendments relating to students becoming eligible for loans after their course has started

76. For regulation 6 (including the heading) substitute—

“Students becoming eligible after a designated further education course has begun

6.—(1) Where any of the following events occur after a designated further education has begun, a student may qualify for a fee loan in accordance with this Part in respect of that course—

- (a) the student’s course becomes a designated further education course; or
 - (b) an event specified in paragraph (2) which results in the student becoming an eligible student.
- (2) The events mentioned in paragraph (1)(b) are—
- (a) the student or the student’s spouse, civil partner, parent or step-parent is recognised as a refugee or becomes a person granted stateless leave or a person granted humanitarian protection;
 - (b) the student becomes a family member described in paragraph 9A(1)(a), 9B(1)(a), 9C(1)(a) or 9D(1)(a) or (2)(a) of Schedule 1;
 - (c) the student becomes a person described in paragraph 3(1)(a) of Schedule 1;
 - (d) the student becomes a person described in paragraph 6A(1)(a) of Schedule 1;
 - (e) the student becomes a person described in paragraph 11A(a) of Schedule 1;
 - (f) the student becomes a person granted section 67 leave;
 - (g) the student becomes a person granted indefinite leave to remain as a victim of domestic violence or domestic abuse;
 - (h) the student becomes a person granted Calais leave;

- (i) the student becomes a person granted indefinite leave to remain as a bereaved partner;
 - (j) the student becomes a person granted leave under one of the Afghan Schemes;
 - (k) the student becomes a person granted leave under one of the Ukraine Schemes.
- (3) Where the event that occurs in relation to a student is an event specified in paragraph (2)(a), (f), (g), (h), (i), (j) or (k), paragraph (4) applies for the purposes of determining whether the event results in the student becoming an eligible student.
- (4) The student is to be treated, for the purposes of determining whether the student satisfies any requirement in Schedule 1 that the student is ordinarily resident in the United Kingdom on the first day of the relevant course (“the course start date”), as if the student was, on the course start date, lawfully residing in the place where the student was residing on that date.”.

Commencement Information

II Reg. 76 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 76.