
STATUTORY INSTRUMENTS

2023 No. 74

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

PART 3

Corresponding amendments to other subordinate legislation

CHAPTER 4

The Education (Postgraduate Master's Degree Loans) Regulations 2016

SECTION 3

Eligible students

Amendments relating to the ordinary residence requirements relating to students in existing protected categories

90.—(1) Part 2 of Schedule 1 (eligible students: categories)(1) is amended as follows.

(2) In paragraph 4 (refugees and their family members)—

- (a) in sub-paragraph (1)(c), for “the first day of the first academic year of the course” substitute “the course start date”;
- (b) in sub-paragraph (2)(d), for “the first day of the first academic year of the course” substitute “the course start date”;
- (c) in sub-paragraph (3)(e), for “the first day of the first academic year of the course” substitute “the course start date”.

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

- (a) in sub-paragraph (1), for “the first day of the first academic year of the course” substitute “the course start date”;
- (b) in sub-paragraph (2)(c), for “the first day of the first academic year of the course” substitute “the course start date”;
- (c) in sub-paragraph (3)(d), for “the first day of the first academic year of the course” substitute “the course start date”.

(4) In paragraph 4B (persons granted section 67 leave), for “the first day of the first academic year of the course” substitute “the course start date”.

(5) In paragraph 4C(c) (persons granted indefinite leave to remain as a victim of domestic violence or domestic abuse), for “the first day of the first academic year of the course” substitute “the course start date”.

(1) Paragraphs 4A, 4B and 4D were substituted by [S.I. 2020/1203](#). Paragraph 4C was inserted by [S.I. 2020/48](#). Paragraph 4E was inserted by [S.I. 2020/1203](#). Paragraph 5 was amended by [S.I. 2020/1203](#). Paragraph 5A was inserted by [S.I. 2021/1348](#) and amended by [S.I. 2022/57](#). Paragraph 5B was inserted by [S.I. 2022/534](#).

(6) In paragraph 4D (persons granted Calais leave), for “the first day of the first academic year of the course” substitute “the course start date”.

(7) In paragraph 4E (persons granted indefinite leave to remain as a bereaved partner), for “the first day of the first academic year of the course” substitute “the course start date”.

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

(a) in sub-paragraph (1), for “the first day of the first academic year of the course” substitute “the course start date”;

(b) in sub-paragraph (2)(d), for “the first day of the first academic year of the course” substitute “the course start date”;

(c) in sub-paragraph (3)(e), for “the first day of the first academic year of the course” substitute “the course start date”.

(9) In paragraph 5A (persons granted leave under one of the Afghan Schemes), for “the first day of the first academic year of the course” substitute “the course start date”.

(10) In paragraph 5B (evacuated or assisted British nationals from Afghanistan), for “the first day of the first academic year of the course” substitute “the course start date”.