
WELSH STATUTORY INSTRUMENTS

2007 No. 1045

**The Assembly Learning Grants and Loans
(Higher Education) (Wales) Regulations 2007**

PART 2

ELIGIBILITY

Previous study

7.—(1) Subject to paragraphs (3) and (4), an eligible student who has attained an honours degree following attendance on a previous course or a designated part-time course does not qualify for a grant or loan for fees.

(2) Subject to paragraphs (4) and (5), an eligible student who starts his or her course on or after 1 September 2006 does not qualify for a loan for living costs if he or she has attained an honours degree following attendance on a previous course or a designated part-time course.

(3) Paragraphs (1) and (2) do not apply to an eligible student attending a course for the initial training of teachers where the ordinary duration of the course does not exceed 2 years (the ordinary duration of a part-time course being expressed as its full-time equivalent) and the eligible student is not a qualified teacher.

(4) Where the present course is considered to be a single course because of regulations 5(4) and 5(5) and it leads to an honours degree from an institution in the United Kingdom being conferred on the eligible student before the final degree or equivalent qualifications, the eligible student is not prevented from qualifying for support under paragraph (1) or (2) in respect of any part of the single course by virtue of having that honours degree.

(5) Paragraph (2) does not apply where —

- (a) the present course leads to qualification as a social worker;
- (b) the eligible student is to receive any payment under a healthcare bursary the amount of which is calculated by reference to his or her income or a Scottish healthcare allowance the amount of which is calculated by reference to his or her income in respect of any academic year of the present course; or
- (c) the present course is a course for the initial training of teachers.

(6) For the purposes of this regulation and regulation 6 a previous course is any course the student attended before the present course and which meets the conditions in paragraph (7).

(7) The conditions referred to in paragraph (6) are that the course was a higher education course provided by an institution in the United Kingdom and —

- (a) that institution was publicly funded at the time the course was provided; or
- (b) any scholarship, exhibition, bursary, grant, allowance or award of any description which was available in respect of the student's attendance on the course to defray fees was paid out of public funds or funds attributable to public funds by any person or body, public or private.

(8) In this regulation and regulation 6, the “ordinary duration of the course” (“*cyfnod arferol y cwrs*”) means the number of academic years that a standard student would take to complete the designated course and “standard student” (“*myfyriwr safonol*”) means a student who is to be taken —

- (i) to have started the designated course on the same date as the eligible student in question;
- (ii) not to be excused any part of the course on account of having attended another course;
- (iii) not to repeat any part of the course; and
- (iv) not to be absent from the course other than during vacations.

(9) Paragraphs (7) and (8) of regulation 23 extend the provisions of this regulation relating to qualification for fee loans and fee grants to the grants for living costs referred to in those paragraphs, subject to specified exceptions.