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WELSH STATUTORY INSTRUMENTS

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**2012 No. 3097**

**The Education (Student Support) (Wales) Regulations 2012**

**PART 4**

**GRANTS AND LOANS FOR FEES**

*CHAPTER 2*

*GRANTS FOR FEES*

**Grants for fees: qualifying conditions for old system eligible students**

**16.**—(1) Subject to regulations 6 and 7, an old system eligible student qualifies in accordance with this regulation for a grant in respect of the fees for an academic year payable by the student in respect of, or otherwise in connection with, the student's attendance on a designated course.

(2) The amount of the grant for fees in respect of an academic year is determined in accordance with regulation 17 or 18.

(3) An old system eligible student does not qualify for a grant for fees in respect of an academic year of a designated course if—

- (a) that year is a bursary year or an Erasmus year; or
- (b) the designated course is a flexible postgraduate ITT course.

**Amount of grants for fees at a publicly funded institution and at a private institution on behalf of a publicly funded institution: old system eligible students**

**17.**—(1) Unless one of the circumstances set out in paragraph (4) applies, the basic amount of the grant for fees for an old system eligible student in respect of an academic year of a designated course at a publicly funded institution is the lesser of—

- (a) £1,380 where the course is provided by an institution in Wales, England or Scotland; or
- (b) £1,425 where the course is provided by an institution in Northern Ireland; and
- (c) the fees payable by the old system eligible student in connection with that year.

(2) The basic amount of the grant for fees for an old system eligible student in respect of an academic year of a designated course at a publicly funded institution where one of the circumstances in paragraph (4) applies is the lesser of—

- (a) £680 where the course is provided by an institution in Wales, England or Scotland; or
- (b) £700 where the course is provided by an institution in Northern Ireland; and
- (c) the fees payable by the old system eligible student in connection with that year.

(3) Where a contribution exceeding nil is calculated under Schedule 5, a deduction will be made from the grant for fees determined under paragraph (1) or (2) in accordance with regulation 67.

(4) The circumstances are—

- (a) the final academic year of the designated course where that year is ordinarily required to be completed after less than 15 weeks' attendance;
  - (b) in respect of a sandwich course, an academic year—
    - (i) during which any periods of full-time study are in aggregate less than 10 weeks; or
    - (ii) if in respect of that academic year and any previous academic years of the course the aggregate of any one or more periods of attendance which are not periods of full-time study at the institution (disregarding intervening vacations) exceeds 30 weeks;
  - (c) in respect of a course for the initial training of teachers (including a course leading to a first degree) which—
    - (i) began before 1 September 2010;
    - (ii) begins on or after 1 September 2010 where the student transfers to the present course pursuant to regulation 8 from a course for the initial training of teachers beginning before 1 September 2010; or
    - (iii) began on or after 1 September 2010 but before 1 September 2011 and in relation to which the student is a 2010 gap year student,
 an academic year during which any periods of full-time study are in aggregate less than 10 weeks;
  - (d) in respect of a course provided in conjunction with an overseas institution, an academic year—
    - (i) during which the periods of full-time study at the institution in the United Kingdom are in aggregate less than 10 weeks; or
    - (ii) if in respect of that academic year and any previous academic years of the course the aggregate of any one or more periods of attendance which are not periods of full-time study at the institution in the United Kingdom (disregarding intervening vacations) exceeds 30 weeks.
- (5) In the case of a designated course at Heythrop College, the amount of the grant for fees in respect of an academic year is £2,465.
- (6) In the case of a designated course at Guildhall School of Music and Drama, the amount of the grant for fees in respect of an academic year is £5,030.
- (7) The basic amount of the grant for fees in respect of an academic year at a private institution providing a designated course on behalf of a publicly funded institution is the lesser of £1,285 and the fees payable by the student in connection with that year if—
- (a) the designated course began on or after 1 September 2001;
  - (b) the designated course is provided on behalf of a publicly funded institution; and
  - (c) none of the circumstances in paragraph (4) apply.
- (8) The basic amount of the grant for fees in respect of an academic year at a private institution providing a designated course on behalf of a publicly funded institution is the lesser of £680 and the fees payable by the old system eligible student in connection with that year if—
- (a) the designated course began on or after 1 September 2001;
  - (b) the designated course is provided on behalf of a publicly funded institution; and
  - (c) one or more of the circumstances in paragraph (4) applies.
- (9) Where a contribution exceeding nil is calculated under Schedule 5, a deduction will be made from the amount of the grant for fees determined under paragraph (7) or (8) in accordance with regulation 67.

### **Amount of the grant for fees at a private institution (not on behalf of a publicly funded institution): old system eligible students**

18.—(1) Subject to paragraph (2), the amount of the grant for fees in respect of an academic year of a designated course at a private institution is the lesser of—

- (a) £1,285; and
- (b) the fees payable by the student in connection with that year.

(2) In the case of a designated course at the University of Buckingham, the amount of the grant for fees in respect of an academic year is £3,275.

### **Fee grant**

19.—(1) Subject to paragraph (2), an eligible student who qualifies for a fee grant may apply for a fee grant of an amount not exceeding the maximum available (in accordance with paragraph (3) or (4), as the case may be) in respect of, or otherwise in connection with, the eligible student's attendance on a qualifying designated course.

(2) A fee grant is not available in respect of an academic year if—

- (a) that year is a bursary year or an Erasmus year; or
- (b) the designated course is an old flexible postgraduate course for the initial training of teachers.

(3) The maximum amount of grant available under this regulation to an applicant in respect of an academic year of a qualifying designated course where none of the circumstances in regulation 17(4) apply is £2,085 or the amount by which the fees payable by the applicant exceed £1,380, whichever is the lesser.

(4) The maximum amount of grant available in respect of such an academic year under this regulation to an applicant where one of the circumstances in regulation 17(4) applies is £1,045 or the amount by which the fees payable by the applicant exceed £680, whichever is the lesser.

(5) In these Regulations and subject to paragraph (6), “eligible student who qualifies for a fee grant” (“*myfyriwr cymwys sydd â hawl i gael grant at ffioedd*”), in relation to a qualifying designated course, means a new system eligible student who is a person whom the Welsh Ministers have determined in connection with the designated course falls within one of the categories set out in Part 2 of Schedule 1.

(6) A new cohort student or a 2012 accelerated graduate entry student is not an eligible student who qualifies for a fee grant.

(7) In these Regulations, “qualifying designated course” (“*cwrs dynodedig cymhwysol*”), in relation to a student who qualifies for a fee grant, means a designated course provided by a publicly funded institution in Wales.

### **New fee grant**

20.—(1) Subject to paragraph (2), a new system eligible student who is a 2012 cohort student qualifies in accordance with this regulation for a new fee grant in respect of, or otherwise in connection with, the 2012 cohort student's attendance on a designated course provided by a publicly funded institution.

(2) A new fee grant is not available in respect of an academic year if that year is a bursary year or an Erasmus year.

(3) The maximum amount of new fee grant available under this regulation to a 2012 cohort student in respect of an academic year of a designated course where none of the circumstances in regulation 17(4) applies is the lesser of—

(a) £5,425; or

(b) the amount by which the fees payable by the applicant exceed £3,575.

(4) The maximum amount of new fee grant available in respect of such an academic year under this regulation to a 2012 cohort student where one of the circumstances in regulation 17(4) applies is the lesser of—

(a) £2,720; or

(b) the amount by which the fees payable by the application exceed £1,780.