

## WELSH STATUTORY INSTRUMENTS

# 2012 No. 3097

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

### PART 9

#### FINANCIAL ASSESSMENT

##### Calculation of contribution

**66.**—(1) An eligible student's contribution in respect of an academic year is the amount, if any, calculated under Schedule 5.

(2) The Welsh Ministers may require an eligible student to provide from time to time such information as they consider necessary as to the income of any person whose means are relevant to the assessment of the eligible student's contribution.

##### Commencement Information

**II** Reg. 66 in force at 4.1.2013, see [reg. 1\(2\)](#)

##### Application of contribution

**67.**—(1) Subject to paragraphs (2) to (7), an amount equal to the contribution or the remainder of the contribution, as the case may be, calculated under Schedule 5, is to be applied until it is extinguished against the amount of the particular grants and loans for which the eligible student qualifies as follows—

- (a) first, to reduce **GFF**;
- (b) second, to reduce **ADG**;
- (c) third, to reduce **CCG**;
- (d) fourth, to reduce **PLA**;
- (e) fifth, to reduce **LLC** to no less than the minimum level for the academic year;
- (f) sixth, to reduce **GFT**.

(2) In the case of an old system eligible student, subject to paragraph (4), where the basic amount of the grant for fees has been calculated in accordance with regulation 17(1) or 17(7), to determine the actual amount of grant for fees that is payable, the Welsh Ministers must apply the contribution in accordance with paragraph (1).

(3) In the case of an old system eligible student where the basic amount of the grant for fees has been calculated in accordance with regulation 17(2) or 17(8) and one of the circumstances set out in regulation 17(4)(b) or (d) applies, to determine the actual amount of grant for fees payable the Welsh Ministers must—

- (a) first, apply the contribution to reduce the basic amount of the grant for fees;

- (b) second, if the contribution is not extinguished, deduct an amount equal to the basic amount of the grant for fees from what is left of the contribution reducing the remainder of the contribution to no less than nil; and
- (c) third, if the contribution is still not extinguished, apply the remainder first to reduce **ADG** and paragraph (1) is modified accordingly.
- (4) Where the course is a course for the initial training of teachers (other than a course for a first degree), there is no contribution applied against the basic amount of the grant for fees and the contribution is first applied to reduce **ADG** and paragraph (1) is modified accordingly.
- (5) In the case of an Erasmus year, the Welsh Ministers must apply the amount by which the contribution exceeds £1,380 first to reduce **ADG** and paragraph (1) is modified accordingly.
- (6) Where the student does not qualify for a grant for fees for any other reason, **GFF** is nil and the contribution is applied first to reduce **ADG** and paragraph (1) is modified accordingly.
- (7) In the case of a new system eligible student, **GFF** is to be treated as nil and the contribution is applied first to reduce **ADG** and paragraph (1) is modified accordingly.
- (8) In this regulation—
- ADG** is the amount, if any, of the adult dependants' grant calculated in accordance with regulation 34;
  - CCG** is the amount, if any, of the childcare grant calculated in accordance with regulation 34;
  - GFF** is the amount, if any, of grant for fees for which the eligible student qualifies under Part 4;
  - GFT** is the amount of the grant for travel for which the eligible student qualifies under regulation 37, if any;
  - LLC** is the amount of loan for living costs, if any, for which the eligible student (other than a student with reduced entitlement) qualifies under Part 6 to no less than the minimum level for the academic year specified in paragraph (9);
  - PLA** is the amount, if any, of the parents' learning allowance calculated under regulation 34 (except the first £50 of the allowance).
- (9) Subject to paragraphs (10) and (11), the “minimum level for the academic year” (“*lefel isaf am y flwyddyn academaidd*”) in regulation 67(1)(e) is, in the case of a student in—
- category 1, £2,990;
  - category 2, £5,412;
  - category 3, £4,606;
  - category 4, £4,606;
  - category 5, £3,863.
- (10) Subject to paragraph (11), where the academic year in question is the final year of a course other than an intensive course, the “minimum level for the academic year” (“*lefel isaf am y flwyddyn academaidd*”) is, in the case of a student in—
- category 1, £2,706;
  - category 2, £4,928;
  - category 3, £4,005;
  - category 4, £4,005;
  - category 5, £3,578.

(11) Where different categories apply to an eligible student for different quarters of the academic year, the minimum levels in paragraphs (9) and (10) are the aggregate of the amounts determined under paragraph (11) for each of the three quarters in respect of which a loan is payable.

(12) The amount determined for each quarter is one third of the amount in paragraph (9) or (10) which corresponds to the rate applicable for the quarter.

(13) This paragraph applies to type 1 and type 2 teacher training students who qualify for a maintenance grant and whose contribution exceeds nil.

(14) The loan for living costs payable in respect of an academic year to a student to whom paragraph (13) applies is calculated as follows—

$$A - B$$

where

*A* is the amount of loan for living costs left after applying the contribution in accordance with this Part; and

*B* is the amount of maintenance grant payable to the eligible student.

(15) Categories 1 to 5 have the meaning given in regulation 63.

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**Commencement Information**

**I2** Reg. 67 in force at 4.1.2013, see [reg. 1\(2\)](#)

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (Wales) Regulations 2012. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Regulations continued by [S.I. 2017/47 reg. 3\(12\)](#) (This S.I. is amended by [S.I. 2018/191](#))
- Regulations revoked by [S.I. 2013/3177 reg. 3\(1\)](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- [reg. 35\(6\)\(i\)](#) inserted by [S.I. 2013/1965 reg. 15\(c\)](#)
- [reg. 81\(1\)\(a\)\(iv\)\(v\)](#) inserted by [S.I. 2013/1965 reg. 19\(c\)](#)
- [reg. 97\(5\)\(a\)\(iv\)\(v\)](#) inserted by [S.I. 2013/1965 reg. 20\(b\)](#)
- [reg. 105\(6\)\(i\)](#) inserted by [S.I. 2013/1965 reg. 22\(c\)](#)