

WELSH STATUTORY INSTRUMENTS

2018 No. 191

The Education (Student Support) (Wales) Regulations 2018

PART 12

QUALIFYING FOR SUPPORT DURING THE ACADEMIC YEAR

Qualifying for a tuition fee loan during the academic year

80.—(1) Where one of the events listed in paragraph (2) occurs within 3 months of the first day of the academic year, the student may qualify for a tuition fee loan in respect of that academic year.

(2) The events are—

(a) the present course becomes a designated course;

(b) the student becomes an eligible student on the grounds that—

[^{F1}(i) the student or the student's spouse, civil partner or parent is recognised as a refugee, becomes a person granted stateless leave, becomes a person with leave to enter or remain or becomes a person granted humanitarian protection under paragraph 339C of the immigration rules;]

[^{F2}(ia) the student or the student's parent becomes a person with section 67 leave to remain [^{F3}or a person granted leave to remain as a protected partner];]

[^{F4}(ib) the student becomes a person with Calais leave;]

[^{F5}(ic) the student becomes a person with leave to enter or remain as a relevant Afghan citizen;]

[^{F6}(id) the student becomes a protected Ukrainian national;]

[^{F7}(ii)]

[^{F8}(iii) the student becomes a family member described in paragraph 6A(1)(a), 6C(1)(a) [^{F9}, 6D(1)(a) or 6D(2)(a)] of Schedule 2;]

[^{F10}(iv) the student becomes a person described in paragraph 1(2)(a) of Schedule 2;]

[^{F11}(v) where regulation 9(1A)(a) applies, [^{F12}the student becomes a person] described in paragraph 8(1)(a) of Schedule 2;]

(vi) the student becomes a person described in [^{F13}paragraph 4A(1)(a) of Schedule 2 or, where regulation 9(1A)(a) applies, in] paragraph 4(1)(a) of Schedule 2;

[^{F14}(vii) the student becomes a person described in paragraph 7A(a) of Schedule 2 or, where regulation 9(1A)(a) applies, in paragraph 7(1)(a) of Schedule 2; or]

[^{F15}(viii) the student becomes a person described in paragraph 6B(1)(a)(ii) of Schedule 2.]

(3) In this regulation and regulation 81, the following terms have the same meaning as in Schedule 2—

^{F16} ...

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (Wales) Regulations 2018. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

“family member” (“*aelod o deulu*”) ^{F17} ...;

[^{F18}“immigration rules” (“*rheolau mewnfudo*”);]

“parent” (“*rhiant*”);

[^{F19}“person granted leave to remain as a protected partner” (“*person y rhoddwyd caniatâd iddo aros fel partner a ddiogelir*”);]

[^{F20}“person granted stateless leave” (“*person y rhoddwyd caniatâd iddo aros fel person diwladwriaeth*”);]

[^{F19}“person with Calais leave” (“*person sydd â chaniatâd Calais*”);]

“person with leave to enter or remain” (“*person sydd â chaniatâd i ddod i mewn neu i aros*”);

[^{F21}“person with leave to enter or remain as a relevant Afghan citizen”];

[^{F22}“person with section 67 leave to remain” (“*person sydd â chaniatâd i aros o dan adran 67*”);]

[^{F23}“protected Ukrainian national” (“*gwladolyn Wcreinaidd a ddiogelir*”);]

“refugee” (“*ffoadur*”);

F24
...

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...

Textual Amendments

- F1** Reg. 80(2)(b)(i) substituted (28.1.2021) by The Education (Student Fees, Awards and Support) (Ordinary Residence) (Wales) Regulations 2021 (S.I. 2021/9), regs. 1(2), **43(a)**
- F2** Reg. 80(2)(b)(ia) inserted (with application in accordance with reg. 1(3)(b) of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2019 (S.I. 2019/235), regs. 1(3)(a), **52(a)**
- F3** Words in reg. 80(2)(b)(ia) inserted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(a)(i)**
- F4** Reg. 80(2)(b)(ib) inserted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(a)(ii)**
- F5** Reg. 80(2)(b)(ic) inserted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2022 (S.I. 2022/79), regs. 1(2), **36(a)**
- F6** Reg. 80(2)(b)(id) inserted (with application in accordance with reg. 3 of the amending S.I.) by The Education (Student Finance) (Ukrainian Nationals and Family Members) (Miscellaneous Amendments) (Wales) Regulations 2022 (S.I. 2022/764), regs. 2, **41(a)**
- F7** Reg. 80(2)(b)(ii) omitted (with application in accordance with reg. 2 of the amending S.I.) by virtue of The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(a)(iii)**
- F8** Reg. 80(2)(b)(iii) substituted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(a)(iv)**
- F9** Words in reg. 80(2)(b)(iii) substituted (22.2.2023) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2023 (S.I. 2023/87), regs. 1(2), **43** (with reg. 2)
- F10** Reg. 80(2)(b)(iv) substituted (31.12.2020) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2020 (S.I. 2020/1302), regs. 1(3), **29(b)**

- F11** Reg. 80(2)(b)(v) substituted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(a)(v)**
- F12** Words in reg. 80(2)(b)(v) substituted (1.8.2021) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2021 (S.I. 2021/813), regs. 1(2), **10(a)**
- F13** Words in reg. 80(2)(b)(vi) inserted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(a)(vi)**
- F14** Reg. 80(2)(b)(vii) substituted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(a)(vii)**
- F15** Reg. 80(2)(b)(viii) inserted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(a)(viii)**
- F16** Words in reg. 80(3) omitted (with application in accordance with reg. 2 of the amending S.I.) by virtue of The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(b)(i)**
- F17** Words in reg. 80(3) omitted (with application in accordance with reg. 2 of the amending S.I.) by virtue of The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(b)(ii)**
- F18** Words in reg. 80(3) inserted (28.1.2021) by The Education (Student Fees, Awards and Support) (Ordinary Residence) (Wales) Regulations 2021 (S.I. 2021/9), regs. 1(2), **43(b)**
- F19** Words in reg. 80(3) inserted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(b)(v)**
- F20** Words in reg. 80(3) inserted (30.7.2018) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2018 (S.I. 2018/814), regs. 1(2), **13(b)**
- F21** Words in reg. 80(3) inserted (with application in accordance with reg. 2 of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2022 (S.I. 2022/79), regs. 1(2), **36(b)**
- F22** Words in reg. 80(3) inserted (with application in accordance with reg. 1(3)(b) of the amending S.I.) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2019 (S.I. 2019/235), regs. 1(3)(a), **52(b)**
- F23** Words in reg. 80(3) inserted (with application in accordance with reg. 3 of the amending S.I.) by The Education (Student Finance) (Ukrainian Nationals and Family Members) (Miscellaneous Amendments) (Wales) Regulations 2022 (S.I. 2022/764), regs. 2, **41(b)**
- F24** Words in reg. 80(3) omitted (with application in accordance with reg. 2 of the amending S.I.) by virtue of The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(b)(iii)**
- F25** Words in reg. 80(3) omitted (with application in accordance with reg. 2 of the amending S.I.) by virtue of The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **125(b)(iv)**

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Student Support) (Wales) Regulations 2018. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to :

- Regulations text amended by [S.I. 2020/143 reg. 18-29](#) (These amendments not applied to legislation.gov.uk. Affecting Regulations revoked (14.2.2020) without ever being in force by S.I. 2020/154, regs. 2, 3)
- reg. 80(2)(b)(iii) words inserted by [S.I. 2019/424 reg. 24](#) (This amendment not applied to legislation.gov.uk. Amending Regulations revoked immediately before IP completion day by S.I. 2020/1302, regs. 1(2), 2)

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):

- Sch. 2 para. 2ZA(4)(ad) inserted by [S.I. 2023/1349 reg. 36\(b\)\(ii\)](#)
- Sch. 2 para. 2ZA(4)(ac) and word inserted by [S.I. 2023/1349 reg. 36\(c\)\(ii\)](#)
- Sch. 2 para. 2ZA(4)(h)(iii) inserted by [S.I. 2023/1349 reg. 36\(d\)\(iii\)](#)
- Sch. 2 para. 2ZC(1A)(1B) inserted by [S.I. 2023/1349 reg. 40\(a\)](#)
- Sch. 2 para. 2ZC(3) inserted by [S.I. 2023/1349 reg. 40\(b\)](#)
- Sch. 2 para. 9(2)(ba) inserted by [S.I. 2023/1349 reg. 55\(b\)](#)
- Sch. 2 para. 2ZA(4)(ea)(ia)(ib) inserted by [S.I. 2023/633 reg. 14\(b\)](#)
- Sch. 2 para. 2ZA(4)(ea)(ia) omitted by [S.I. 2023/1349 reg. 36\(a\)\(i\)](#)
- Sch. 4 para. 13H inserted by [S.I. 2023/633 reg. 16](#)
- Sch. 4 para. 14(3)(b)(ic) words inserted by [S.I. 2023/1349 reg. 37\(b\)](#)
- Sch. 4 para. 14(3)(b)(id) words inserted by [S.I. 2023/1349 reg. 41\(b\)](#)
- reg. 23H inserted by [S.I. 2023/633 reg. 15](#)
- reg. 62(3) words substituted by [S.I. 2023/1349 reg. 47](#)
- reg. 80(2)(b)(ic) words inserted by [S.I. 2023/1349 reg. 35](#)
- reg. 80(2)(b)(id) words inserted by [S.I. 2023/1349 reg. 39](#)
- reg. 81(3)(b)(ic) words inserted by [S.I. 2023/1349 reg. 35](#)
- reg. 81(3)(b)(id) words inserted by [S.I. 2023/1349 reg. 39](#)