

SCHEDULE 1

ELIGIBLE STUDENTS

PART 2

Categories

[^{F1}10A.—(1) A person with protected rights—

(a) who is—

- (i) an EU national on the first day of the first academic year of the course;
- (ii) a family member of a person mentioned in sub-paragraph (i); or
- (iii) a family member of a relevant person of Northern Ireland;

(b) who is attending or undertaking a designated course in Wales;

(c) who has been ordinarily resident in the territory comprising the United Kingdom, ^{F2}... the European Economic Area [^{F3}, Switzerland and the overseas territories] throughout the three-year period preceding the first day of the first academic year of the course; and

(d) subject to sub-paragraph (2), whose ordinary residence in the territory comprising the United Kingdom, ^{F4}... the European Economic Area [^{F5}, Switzerland and the overseas territories] has not during any part of the period referred to in paragraph (c) been wholly or mainly for the purpose of receiving full-time education.

(2) Paragraph (d) of sub-paragraph (1) does not apply to a person who is treated as being ordinarily resident in the territory comprising the United Kingdom, ^{F6}... the European Economic Area [^{F7}, Switzerland and the overseas territories] in accordance with paragraph 1(4).]

Textual Amendments

- F1** Sch. 1 paras. 10A-10D inserted (25.4.2021) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021 (S.I. 2021/481), regs. 1(2), **170** (with reg. 2)
- F2** Word in Sch. 1 para. 10A(1)(c) omitted (22.2.2023) by virtue of The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2023 (S.I. 2023/87), regs. 1(2), **63(g)(i)(aa)** (with reg. 2)
- F3** Words in Sch. 1 para. 10A(1)(c) substituted (22.2.2023) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2023 (S.I. 2023/87), regs. 1(2), **63(g)(i)(bb)** (with reg. 2)
- F4** Word in Sch. 1 para. 10A(1)(d) omitted (22.2.2023) by virtue of The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2023 (S.I. 2023/87), regs. 1(2), **63(g)(ii)(aa)** (with reg. 2)
- F5** Words in Sch. 1 para. 10A(1)(d) substituted (22.2.2023) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2023 (S.I. 2023/87), regs. 1(2), **63(g)(ii)(bb)** (with reg. 2)
- F6** Word in Sch. 1 para. 10A(2) omitted (22.2.2023) by virtue of The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2023 (S.I. 2023/87), regs. 1(2), **63(h)(i)** (with reg. 2)
- F7** Words in Sch. 1 para. 10A(2) substituted (22.2.2023) by The Education (Student Finance) (Miscellaneous Amendments) (Wales) Regulations 2023 (S.I. 2023/87), regs. 1(2), **63(h)(ii)** (with reg. 2)

Changes to legislation:

There are currently no known outstanding effects for the The Education (Postgraduate Doctoral Degree Loans) (Wales) Regulations 2018, Paragraph 10A.