

---

WELSH STATUTORY INSTRUMENTS

---

**2021 No. 1365**

**The Education (Student Fees, Awards and Support) (Amendment) (Wales) Regulations 2021**

**PART 7**

**AMENDMENTS TO THE EDUCATION (POSTGRADUATE DOCTORAL DEGREE LOANS ) (WALES) REGULATIONS 2018**

**CHAPTER 3**

**Eligibility of Irish citizens in the EEA and Switzerland**

**Amendments to regulation 3**

**47.** In regulation 3—

- (a) in paragraph (2)(a), after “10B,” insert “10BA,”;
- (b) in paragraph (2B), for “9A, 10B or 10D” substitute “9A, 10B, 10BA or 10D”.

**Amendments to Schedule 1**

**48.** In Schedule 1, after paragraph 10B, insert—

**“Irish citizens in the EEA and Switzerland**

**10BA.**—(1) A person—

- (a) who is an Irish citizen on the first day of the first academic year;
- (b) who was ordinarily resident immediately before IP completion day—
  - (i) in the territory comprising the European Economic Area and Switzerland; or
  - (ii) in the United Kingdom, where that ordinary residence began after 31 December 2017 immediately following a period of ordinary residence in the territory comprising the European Economic Area and Switzerland, and has remained ordinarily resident in the territory comprising the United Kingdom, Gibraltar, the European Economic Area and Switzerland throughout the period beginning on IP completion day and ending immediately before the first day of the first academic year of the course;
- (c) who is undertaking a designated course in Wales;
- (d) has been ordinarily resident in the territory comprising the United Kingdom, Gibraltar, the European Economic Area and Switzerland throughout the three-year period preceding the first day of the first academic year of the course; and
- (e) subject to sub-paragraph (2), whose ordinary residence in the territory comprising the United Kingdom, Gibraltar, the European Economic Area and Switzerland

---

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

---

has not during any part of the period referred to in paragraph (d) been wholly or mainly for the purpose of receiving full-time education.

(2) Paragraph (e) of sub-paragraph (1) does not apply to a person who is treated as being ordinarily resident in the territory comprising the United Kingdom, Gibraltar, the European Economic Area and Switzerland in accordance with paragraph 1(4).”