
WELSH STATUTORY INSTRUMENTS

2021 No. 481

The Education (Student Finance) (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2021

PART 6

AMENDMENTS TO THE EDUCATION (STUDENT SUPPORT) (WALES) REGULATIONS 2018

Amendments to the Education (Student Support) (Wales) Regulations 2018

144. In Schedule 2, in paragraph 11 (interpretation)—

- (a) the existing text becomes sub-paragraph (1);
- (b) in that sub-paragraph—

- (i) omit the definitions of “EEA EFTA separation agreement”, “residence scheme immigration rules”, “right of permanent residence” and “Swiss citizens’ rights agreement”;

- (ii) at the appropriate place insert—

- ““family member” (*“aelod o deulu”*) means (unless otherwise indicated) in relation to a person (“P”)—

- (a) P’s spouse or civil partner,
 - (b) direct descendants of P or of P’s spouse or civil partner who are—
 - (i) under the age of 21, or
 - (ii) dependants of P or P’s spouse or civil partner, or
 - (c) in a case where P is—

- (i) an EU national who falls within Article 7(1)(b) of Directive 2004/38, or

- (ii) for the purposes of paragraph 6A, a relevant person of Northern Ireland who would fall within Article 7(1)(b) of Directive 2004/38 if that person were an EU national or solely an EU national,

- dependent direct relatives in P’s ascending line or the ascending line of P’s spouse or civil partner;”;

- ““United Kingdom national” (*“gwladolyn o’r Deyrnas Unedig”*) has the meaning given by Article 2(d) of the EU withdrawal agreement.”;

- (c) after that sub-paragraph insert—

- “(2) For the purposes of this Schedule, a reference to a “Member State” or “State” in Article 7 of Directive 2004/38 is to be read as including the United Kingdom.”