

2006 No. 383

EDUCATION

**The Education (Student Support) (Amendment) Regulations
(Northern Ireland) 2006**

Made - - - - - *19th September 2006*

Coming into operation - - - - - *20th September 2006*

The Department for Employment and Learning (a), in exercise of the powers conferred by Articles 3 and 8(4) of the Education (Student Support) (Northern Ireland) Order 1998 (b) and now vested in it (c) makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Education (Student Support) (Amendment) Regulations (Northern Ireland) 2006 and shall come into operation on 20th September 2006.

Interpretation

2. In these Regulations “the principal Regulations” means the Education (Student Support) Regulations (Northern Ireland) 2006 (d).

Amendment of the principal Regulations

3. The principal Regulations shall be amended as provided by regulations 4 to 15.

4. In regulation 1 (Citation and commencement) after the word “on” there shall be inserted “1st September”.

5.—(1) Regulation 16 (Availability of fee loans to new system students – general) shall be amended as provided by paragraphs (2) and (3).

(2) In paragraph (2) the words “or (b)” shall be omitted.

(3) In paragraph (5) for the words “regulation 17, 18 or 19” there shall be substituted “regulation 17, 17A, 18 or 19”.

6. For Regulation 17 (Standard entitlement of new system students who have not studied on a previous course) there shall be substituted—

“17. “Subject to regulation 17A, the standard entitlement of a new system student who has not studied on a previous course is calculated as follows—

(a) Formerly known as the Department of Higher and Further Education, Training and Employment; *see* the Department for Employment and Learning Act (Northern Ireland) 2001 c. 15
(b) S.I. 1998/1760 (N.I. 14) as amended by the Learning and Skills Act 2000 (c.21), section 147(3)(a) and (b)
(c) S.R. 1999 No. 481 *see* Article 5(b) and Schedule 3 Part II
(d) S.R. 2006 No. 312

$OD + 1$

where

OD is the number of academic years that make up the ordinary duration of the current course.”

7. After regulation 17 there shall be inserted—

“Standard entitlement – course leading to degree in social work

17A.—(1) Where the current course is a course leading to a degree in social work at an educational institution in Northern Ireland, the standard entitlement of a new system student is as follows—

$OD + 1$

where

OD is the number of academic years that make up the ordinary duration of the current course.

(2) Paragraph (1) also applies where—

- (a) the current course in relation to that student falls under paragraph (a) of the definition of “end-on course”; or
- (b) the student has studied on a previous course other than a course mentioned in subparagraph (a).

(3) Where this regulation applies, regulations 18 and 19 do not apply.”

8. In regulation 19 (Standard entitlement of new system students on end-on courses and certain degree courses), in paragraph (2) after the words “Regulations 17” there shall be inserted “, 17A”.

9.—(1) Regulation 23 (End-on courses) shall be amended as provided by paragraphs (2) to (4).

(2) After paragraph (4) there shall be inserted—

“(4A) Notwithstanding paragraph (4) (a) an old system student qualifies for fee support in respect of a course leading to a degree in social work at an educational institution in Northern Ireland.”

(3) At the beginning of paragraph (7) there shall be inserted “Subject to paragraph 7A, ”.

(4) After paragraph (7) there shall be inserted—

“(7A) The standard entitlement of an old system student to whom paragraph (3) (a) applies whose course is a course leading to a degree in social work at an educational institution in Northern Ireland is calculated as follows—

$OD + 1$

where

OD is the number of academic years that make up the ordinary duration of the current course.”

10. In regulation 24 (Gap year students who have not studied on a previous course), after paragraph (2) there shall be inserted—

“(2A) Notwithstanding paragraph (2) (a) an old system student qualifies for fee support in respect of a course leading to a degree in social work at an educational institution in Northern Ireland.”

11.—(1) Regulation 25 (Gap year students who have studied on a previous course) shall be amended as provided by paragraphs (2) to (4).

(2) After paragraph (2) there shall be inserted—

“(2A) Notwithstanding paragraph (2) (a) an old system student qualifies for fee support in respect of a course leading to a degree in social work at an educational institution in Northern Ireland.”

(3) At the beginning of paragraph (5) there shall be inserted “Subject to paragraph 5A,”.

(4) After paragraph (5) there shall be inserted —

“(5A) The standard entitlement of an old system student to whom paragraph (5) applies whose course is a course leading to a degree in social work at an educational institution in Northern Ireland is calculated as follows—

$$OD+1$$

where

OD is the number of academic years that make up the ordinary duration of the current course.”

12. In regulation 27 (Amount of the grant for fees for a course at a publicly-funded institution in the United Kingdom or relevant institution of higher education in the Republic of Ireland)—

- (a) for paragraph (4) there shall be substituted “Paragraphs (1) to (3) do not apply to designated courses at Heythrop College or at Guildhall School of Music and Drama.”;
- (b) after paragraph (5) of regulation 27 there shall be inserted—

“(5A) In the case of a designated course at Guildhall School of Music and Drama, the amount of the grant for fees in respect of an academic year is £4,355.”.

13. In regulation 29 (Amount of the grant for fees for a course at a private institution)—

- (a) in paragraph (1) for the words “Subject to paragraphs (2) and (3)” there shall be substituted “Subject to paragraph (2)”;
- (b) paragraph (3) shall be omitted.

14. In regulation 30 (Availability of fee contribution loans to old system students) after “Ireland,” there shall be inserted “or whose course is a course leading to a degree in social work at an educational institution in Northern Ireland”.

15.—(1) Regulation 53 (Qualifying conditions for and amounts of the higher education bursary) shall be amended as provided by paragraphs (2) and (3).

(2) For paragraph (1) there shall be substituted—

“(1) Subject to paragraph (2), an old system student who qualifies for a grant for fees under regulation 21 and who is under the age of 60 on the relevant date qualifies for a higher education bursary in accordance with his attendance on a designated course.”.

(3) Paragraphs (4) to (6) shall be omitted.

Sealed with the Official Seal of the Department for Employment and Learning on 19th September 2006



Catherine Bell

A senior officer of the Department for Employment and Learning

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which come into operation on 20th September 2006, amend the Education (Student Support) Regulations (Northern Ireland) 2006 (S.R. 2006 No. 312) (“the principal regulations”)

In addition to minor and drafting amendments, these regulations amend the principal regulations to provide for the student support arrangements and the standard entitlement for both new and old system students undertaking a course leading to a degree in social work at an educational institution in Northern Ireland.

Regulation 5 excludes students on a flexible postgraduate course for the initial training of teachers from the exemption given to social work students.

Regulation 7 inserts a new regulation to cover special arrangements for the standard entitlement for “new-system” social work students, regardless of their previous study. Regulations 6 and 8 make consequential changes in this regard.

Regulation 9 amends the principal regulations to ensure that “old-system” students who have an honours degree, moving end-on to take a social work course in Northern Ireland are not excluded from student support and that the previous study is ignored in determining their standard entitlement. Regulations 10 and 11 provide the same exemptions for gap-year students.

The Guildhall School of Music and Drama has ceased to be a private institution and has become a publicly-funded institution on 1st August 2006, having been designated under section 129 of the Education Reform Act 1988 as an institution eligible to receive support from funds administered by the Higher Education Funding Council for England. The rate of grant for fees for students classified as “old system students” depends on whether they are taking their course at a publicly-funded or private institution, and which private institution they are attending. Regulations 12 and 13 amend the principal Regulations to account for this designation.

Regulation 14 excludes “old-system” social work students from access to the private fee contribution loan, given that this is funded by the Social Services Inspectorate.

Regulation 15 provides that higher education bursaries are available only to students who qualify for a grant for fees and are under the age of 60.

© Crown Copyright 2006

Published and printed in the UK by The
Stationery Office Limited
under the authority and
superintendence of Carol
Tullo, Controller of
Her Majesty’s Stationery
Office being the Government
Printer for Northern Ireland and
the Officer appointed to print the
Acts of the Northern Ireland Assembly
Dd. N2842. C2. 9/06. Gp. 130. 14567.
£3.00