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STATUTORY INSTRUMENTS

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**2017 No. 336**

**EDUCATION, ENGLAND**

**The Further Education Loans (Amendment) Regulations 2017**

<i>Made</i>	- - - -	<i>9th March 2017</i>
<i>Laid before Parliament</i>		<i>10th March 2017</i>
<i>Coming into force</i>	- -	<i>1st April 2017</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by sections 22(1) and (2) and 42(6) of the Teaching and Higher Education Act 1998<sup>(1)</sup>.

**Citation and commencement**

1. These Regulations may be cited as the Further Education Loans (Amendment) Regulations 2017 and come into force on 1st April 2017.

**Amendment of the Further Education Loans Regulations 2012**

2. The Further Education Loans Regulations 2012<sup>(2)</sup> (the “2012 Regulations”) are amended as follows.

**Amount of the fee loan**

3. In regulation 16 (amount of the fee loan), after paragraph (3) insert—

“(4) The amount of a fee loan in respect of a further education course beginning in the period beginning on 1st August 2017 and ending on 31st July 2018 must not exceed the lesser of—

- (a) the maximum loan amount available in connection with that further education course determined in accordance with Schedule 3, or
- (b) the amount which the institution is charging the eligible student for the further education course.”

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(1) [1998 c.30](#). Section 22(1) was amended by the Learning and Skills Act 2000 ([c.21](#)) and there are amendments to section 22(2) which are not relevant to these Regulations. See section 43(1) of the Teaching and Higher Education Act 1998 for the definition of “prescribed” and “regulations”.

(2) [S.I. 2012/1818](#), amended by [S.I. 2014/290](#), [2014/1766](#), [2015/181](#) and [2016/238](#).

### **Long residence category**

4. In Part 2 of Schedule 1 (eligible student categories), for paragraph 13 (long residence) substitute—

“13.—(1) A person—

- (a) who on the first day of a designated further education course has, preceding the first day of the further education course, lived in the United Kingdom throughout either—
  - (i) half their life; or
  - (ii) a period of twenty years;
- (b) who is ordinarily resident in the United Kingdom;
- (c) who has been ordinarily resident in the United Kingdom and Islands throughout the three-year period preceding the first day of the further education course; and
- (d) subject to sub-paragraph (2), whose residence in the United Kingdom and Islands 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 United Kingdom and Islands in accordance with paragraph 1(5).”

### **Insertion of Schedule 3**

5. After Schedule 2, insert Schedule 3 which is set out in the Schedule to these Regulations.

9th March 2017

*Robert Halfon*  
Minister of State for Apprenticeships and Skills  
Department for Education

## SCHEDULE

Regulation 5

### THE SCHEDULE TO BE INSERTED AFTER SCHEDULE 2 TO THE 2012 REGULATIONS

#### “SCHEDULE 3

Regulation 16

#### Maximum loan amount for a further education course

### Part 1

#### Interpretation

In this Schedule,

“GLH” means guided learning hours and is the number of hours, including assessment time, that a student spends being taught or instructed by, or otherwise participating in, education or training under the guidance or supervision of a lecturer, supervisor or tutor;

“Learning Aim Reference” means the unique number allocated by the Skills Funding Agency set out in the first column in table 3, corresponding to the qualification set out in the second column;

“programme weighting” means the letter from A to E and the descriptor set out in the second column of table 4 which correspond to the sector subject area in the first column of that table, subject to the exceptions set out after the table;

“specialist dance and drama diploma” means the qualifications set out in the second column of table 3;

“TQT” means total qualification time and is comprised of GLH and an estimate of the number of hours a student spends in preparation, study or any other form of participation in education or training, including assessment, which takes place as directed by, but not under the guidance or supervision of, a lecturer, supervisor or tutor.

### Part 2

#### Determination of maximum loan amounts

**Table 1:**

**Maximum loan amounts for a further education course  
(other than a specialist dance and drama diploma)**

GLH/TQT or type of qualification	Qualification size in credits	Maximum Loan amount according to programme weighting				
		A – Base	B – Low	C – Medium	D – High	E – Specialist
45 to 68	6 to 8	£300	£336	£390	£480	£516
69 to 92	9 to 11	£450	£504	£585	£720	£774
93 to 100	12	£600	£672	£780	£960	£1,032
101 to 196	13 to 24	£724	£811	£941	£1,159	£1,246

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

<i>GLH/TQT or type of qualification</i>	<i>Qualification size in credits</i>	<i>Maximum Loan amount according to programme weighting</i>				
		<b>A – Base</b>	<b>B – Low</b>	<b>C – Medium</b>	<b>D – High</b>	<b>E – Specialist</b>
197 to 292	25 to 36	£1,265	£1,417	£1,645	£2,025	£2,176
293 to 388	37 to 48	£1,987	£2,225	£2,583	£3,179	£3,417
389 to 580	49 to 72	£2,573	£2,882	£3,345	£4,117	£4,425
581 to 1060	73 to 132	£4,170	£4,670	£5,421	£6,671	£7,172
1061 or more	133 or more	£6,602	£7,395	£8,583	£10,564	£11,356

1) Notes to Table 1

- In order to determine the maximum loan amount, the GLH/TQT in the first column, or the qualification size in credits in the second column, is used in conjunction with the relevant sub-column in the third column. The relevant sub-column in the third column is determined by reference to the programme weighting in the second column of table 4.
- The “qualification size in credits” set out in the second column was used to designate further education courses in the period beginning on 1st August 2015 and ending on 31st July 2016 and to set their maximum loan amounts, which continue to apply to these further education courses in the period beginning on 1st August 2017 and ending on 31st July 2018.

**Table 2:**

**Maximum loan amount for a GCE AS-level, GCE A-level and Access to Higher Education Diploma**

<i>Type of qualification</i>	<i>Maximum Loan amount according to programme weighting</i>				
	<b>A – Base</b>	<b>B – Low</b>	<b>C – Medium</b>	<b>D – High</b>	<b>E – Specialist</b>
GCE AS-level	£724	£811	£941	£1,159	N/A
GCE A-level	£1,987	£2,225	£2,583	£3,179	N/A
Access to Higher Education Diploma	£3,022	£3,384	£3,928	£4,835	£5,197

1) Note to Table 2

- In order to determine the maximum loan amount, the type of qualification is used in conjunction with the relevant sub-column in the second column. The relevant sub-column in the second column is determined by reference to the programme weighting in the second column of table 4.