STATUTORY RULES OF NORTHERN IRELAND

2007 No. 293

EDUCATION

The Education (Student Support) (Amendment) Regulations (Northern Ireland) 2007

Made - - - -	*31st May 2007*
Coming into operation-	*10th July 2007*

The Department for Employment and Learning(**1**) makes the following Regulations in exercise of the powers conferred by Articles 3 and 8(4) of the Education (Student Support) (Northern Ireland) Order 1998(**2**) and now vested in it(**3**).

PART 1

GENERAL

Citation, commencement, application and interpretation

1. These Regulations may be cited as the Education (Student Support) (Amendment) Regulations (Northern Ireland) 2007 and come into operation on 10th July 2007.

2. In these Regulations—

"SSR 2006" means the Education (Student Support) Regulations (Northern Ireland) 2006(**4**);

"SSR 2007" means the Education (Student Support) Regulations (Northern Ireland) 2007(**5**).

Amendment to the SSR 2006 and SSR 2007

3. The SSR 2006 are amended in accordance with Part 2

4. The SSR 2007 are amended in accordance with Part 3.

(**1**) 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
(**2**) S.I. 1998/1760 (N.I. 14) as amended by the Learning and Skills Act 2000 (c.21), section 147(3)(a) and (b)
(**3**) S.R. 1999 No. 481*see* Article 5(b) and Schedule 3 Part II
(**4**) S.R. 2006 No. 312, as amended by S.R. 2006 No. 383 and S.R. 2007 No. 195
(**5**) S.R. 2007 No. 195

PART 2

AMENDMENTS TO THE SSR 2006

Amendment of regulation 2 of the SSR 2006

5. After the definition of "transitional award" in regulation 2(1) of the SSR 2006, there shall be inserted—

""Turkish worker" means a Turkish national who—

(a) is ordinarily resident in the United Kingdom and Islands; and

(b) is, or has been, lawfully employed in the United Kingdom;".

Amendment of regulation 9 of the SSR 2006

6. After regulation 9(2)(c) of the SSR 2006, there shall be inserted—

"(ca) the applicant is a person mentioned in paragraph 12 of Part 2 of Schedule 1, in which case the application must reach the Department by 11th April 2008 or within a period of nine months beginning with the first day of the academic year in respect of which it is submitted, whichever is the later,".

Amendment of regulation 14 of the SSR 2006

7. After regulation 14(e) of the SSR 2006, there shall be inserted—

"(ea) the student becomes the child of a Turkish worker;".

Amendment of regulation 37 of the SSR 2006

8. After regulation 37(8)(d) of the SSR 2006, there shall be inserted—

"(da) the student becomes the child of a Turkish worker;".

Amendment of regulation 60 of the SSR 2006

9. In regulation 60 for "an accelerated course" in each place it occurs, there shall be substituted "an intensive course".

Amendment of regulation 65 of the SSR 2006

10. After regulation 65 (2)(d) of the SSR 2006, there shall be inserted—

"(da) the student becomes the child of a Turkish worker;"

Amendment of regulation 85 of the SSR 2006

11. In regulation 85 of the SSR 2006—

(a) in paragraph (12) after "(f)", there shall be inserted ", (fa)";

(b) after paragraph 13(f), there shall be inserted—

"(fa) the student becomes the child of a Turkish worker;".

Amendment of regulation 93 of the SSR 2006

12. After regulation 93(6)(a) of the SSR 2006, there shall be inserted—

"(aa) the applicant is a person mentioned in paragraph 12 of Part 2 of Schedule 1, in which case the application must reach the Department by 11th January 2008 or within a period of six months beginning with the first day of the academic year in respect of which it is submitted, whichever is the later;".

Amendment of regulation 101 of the SSR 2006

13. After regulation 101(14)(d) of the SSR 2006, there shall be inserted—

"(da) the student becomes the child of a Turkish worker;".

Amendment of Schedule 1 to the SSR 2006

14. In Schedule 1 to the SSR 2006—

(a) for paragraph 1(4), there shall be substituted—

"(4) For the purposes of this Schedule, a person is to be treated as ordinarily resident in Northern Ireland, the United Kingdom and Islands, the territory comprising the European Economic Area and Switzerland or the territory comprising the European Economic Area, Switzerland and Turkey if he would have been so resident but for the fact that—

(a) he;

(b) his spouse or civil partner;

(c) his parent;

(d) in the case of a dependent direct relative in the ascending line, his child or his child's spouse or civil partner,

is or was temporarily employed outside the area in question.";

(b) for paragraph 1(5), there shall be substituted—

"(5) For the purposes of sub-paragraph (4), temporary employment outside of Northern Ireland, the United Kingdom and Islands, the territory comprising the European Economic Area and Switzerland or the territory comprising the European Economic Area, Switzerland and Turkey includes—

(a) in the case of members of the regular naval, military or air forces of the Crown, any period which they serve outside the United Kingdom as members of such forces;

(b) in the case of members of the regular armed forces of an EEA State or Switzerland, any period which they serve outside of the territory comprising the European Economic Area and Switzerland as members of such forces; and

(c) in the case of members of the regular armed forces of Turkey, any period which they serve outside the territory comprising the European Economic Area, Switzerland and Turkey as members of such forces.";

(c) after paragraph 11, there shall be added—

"**Children of Turkish workers**

12. A person who—

(a) is the child of a Turkish worker;