STATUTORY INSTRUMENTS

1974 No. 1231

EDUCATION, ENGLAND AND WALES

The Awards (First Degree, etc. Courses) (Amendment) Regulations 1974

Made - - - -	18*th July* 1974
Laid before Parliament	31*st July* 1974
Coming into Operation	1*st September* 1974

The Secretary of State for Education and Science, in exercise of the powers conferred by sections 1 and 3(*a*) of the Education Act 1962**(a)** and section 3 of the Education Act 1973**(b)** and vested in him **(c)**, hereby makes the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Awards (First Degree, etc. Courses) (Amendment) Regulations 1974 and shall come into operation on 1st September 1974.

(2) In these regulations any reference to a regulation, or to a provision of regulations, which is not otherwise identified is to be construed as a reference to the appropriate regulation of the Awards (First Degree, etc. Courses) Regulations 1971**(d)** as amended **(e)** or, as the case may be, to the appropriate provision of those regulations.

(3) The Interpretation Act 1889**(f)** shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

Definitions

2. In regulation 2 after the definition of "establishment" there shall be inserted—

" "high cost country" means Austria, Belgium, Denmark Federal Republic of Germany, France, Luxembourg, Netherlands, Norway, Sweden, Switzerland or the United States of America;".

Educational qualifications

3. In regulation 6 paragraph (*b*) shall be omitted.

(a) 1962 c. 12.
(b) 1973 c. 16.
(c) S.I. 1964/490 (1964 I, p. 800).
(d) S.I. 1971/1297 (1971 II, p. 3722).
(e) S.I. 1972/1124, 1973/1233, 1298, 1644 (1972 II, p. 3326; 1973 II, p. 3683; II, p. 3916; III, p. 5094).
(f) 1889 c. 63.

Calculation of grant

4. In regulation 15(*b*) the word "parental" shall be omitted and the words "or 3" shall be inserted after "Part 2".

Members of religious orders

5. For paragraph 3 of regulation 19 there shall be substituted—

"(3) The sum referred to in paragraphs (1) and (2) above is—

if the student resides at his parent's home or in a house of the order of which he is a member...	£260
if the student resides elsewhere—	
in the case of a student attending a course at an establishment within the area comprising the City of London and the Metropolitan Police District or an institution outside the United Kingdom which is not in a high cost country ...	£365
in the case of a student attending an institution in a high cost country	£420
in the case of a student attending a course elsewhere ...	£335".

Requirements

6.—(1) For paragraphs 3, 4 and 5 of schedule 1 there shall be substituted—

"3.—(1) Higher rate for the university of London and any other establishment within the City of London and the Metropolitan Police District £665

(2) Higher rate for any other establishment in the United Kingdom £605

(3) Lower rate £475

(4) Higher rate for an institution in a high cost country in respect of attendance required as part of a course £765

(5) Higher rate for any other institution outside the United Kingdom in respect of attendance required as part of a course £665

4.—(1) For each additional week or incomplete part of an additional week in attendance at the course—

if the student resides at his parent's home	£7
if the student does not reside at his parent's home—	
in the case of a student attending a course at an establishment within the area comprising the City of London and the Metropolitan Police District or at an institution outside the United Kingdom which is not in a high cost country ...	£13·30
in the case of a student attending a course at an institution in a high cost country	£16·10
in the case of a student attending a course elsewhere ...	£11·20

(2) For the purposes of this paragraph attendance at the course in any year is additional if it is in excess of 25 weeks 3 days at the university of Oxford or Cambridge or in excess of 30 weeks 3 days at any other establishment or an institution outside the United Kingdom.

4A. In the case of a student who attends the course for not less than 45 weeks, for each week or incomplete part of a week during the vacation in respect of which paragraph 4(1) above does not apply . . . . . the sum prescribed as appropriate to his case by paragraph 4(1) above.

5.—(1) Subject to sub-paragraph (2) and paragraph 7, in the case of a student attending a course at an establishment which is not a university—

(*a*) for each day in respect of vacation study on the recommendation, and under the guidance, of the academic authority—

if the student resides at his parent's home	£1
if the student does not reside at his parent's home—	
in the case of study within the area comprising the City of London and the Metropolitan Police District or at an institution outside the United Kingdom which is not in a high cost country	£1·90
in the case of study at an institution in a high cost country	£2·30
in any other case	£1·60

(*b*) in respect of vacation study, undertaken on the recommendation of the academic authority by a student studying modern languages, in a country whose language is a main language of the course, for each day on which he resides with a family approved for the purposes of this paragraph by the academic authority—

if the country is a high cost country	£2·30
in any other case	£1·90

(*c*) for each day in respect of any additional expenditure on his maintenance incurred for the purpose of attending ,as part of the course, a period of residential study during term away from the establishment . . . . . so much of the expenditure as does not exceed £1·90.

(2) Sub-paragraph (*a*) and (*b*) above do not apply to any case to which paragraph 4A above applies."

(2) For paragraph 8 of schedule 1 there shall be substituted—

"8.—(1) In respect of expenditure necessarily incurred on the purchase of special equipment for the course by a student attending a course to which this paragraph applies..... so much of the expenditure as does not during the course exceed £25.

(2) This paragraph applies to courses in architecture, art and design, domestic science, landscape, architecture, [medicine, ophthalmic optics, physical education, town and country planning and veterinary science or medicine."

(3) At the end of Part 3 of schedule 1 there shall be added as a new paragraph—

"9A. In the case of any disabled student in respect of whom the authority are satisfied that he is obliged by reason of his disability to incur additional expenditure in respect of his attendance at the course..... such sum not exceeding £100 as the authority consider appropriate."

(4) At the end of schedule 1 Note 2 shall be omitted.

(5) The paragraphs of schedule 1 specified in the first column below shall have effect with the substitution for the amounts in the second column of the amounts in the third column.

6	£15	£18
9	£6·55	£8·25
10(3)	£100	£130
11(1)	£250	£315
11(2)	£105	£135
11(3)	£60	£90
11(4)	£55	£85
12	£90	£120
14(1)	£29	£44
14(2)	£485	£605

Resources

7.—(1) In paragraph 2 of schedule 2, in the definition of "residual income" immediately after that expression there shall be inserted "subject to paragraph 2A below" and after paragraph 2 there shall be inserted as a new paragraph—

2A. Where, in a case not falling within the proviso to paragraph 5(1) below, the authority are satisfied that the income of the parent in any financial year. is as a result of some event beyond his control likely to be and to continue after that year to be not more than four-fifths of his income in the financial year preceding that year, they may, for the purpose of enabling the student to attend the course without hardship, ascertain the parental contribution for the academic year in which that event occurred by taking as the residual income the average of the residual income for each of the financial years in which that academic year falls."

(2) For paragraph 4(1) of schedule 2 there shall be substituted—

"4.—(1) Subject to subparagraphs (2) and (3) below, the parental contribution shall be—

(*a*) in any case in which the residual income is not more than £2,999, £20 with the addition of £15 for every complete £100 by which it exceeds £1,600 or, where the excess is not a complete £100, the amount specified in the Appendix to this schedule; and

(*b*) in any case in which the residual income is not less than £3,000, £230 with the addition of £1 for every complete £10 by which it exceeds £3,000; and in any case in which the residual income is less than £1,600 the parental contribution shall be nil".

and after paragraph 4(2) there shall be added as a new sub-paragraph—

"(3) For any year in which the parent holds a statutory award and a contribution is applicable under Part 3, the parental contribution shall be such

sum, not exceeding the amount ascertained in accordance with the preceding provisions of this paragraph, as the authority consider just.".

(3) In paragraph 6 of schedule 2 the words "during the year for which the contribution falls to be ascertained" shall be inserted immediately after the word "incurred" in sub-paragraphs (10) and (11).

(4) In paragraphs 1 and 6 of schedule 2—

(*a*) for £100 (in both places where it occurs) there shall be substituted £130;

(*b*) for £200 (in every place where it occurs) there shall be substituted £260; and

(*c*) in paragraph 6(11), for £350 there shall be substituted £450.

(5) After Part 2 of schedule 2 there shall be inserted the new Part 3 set out in schedule 1 to these regulations and at the end of schedule 2 as amended by these regulations there shall be added the Appendix set out in schedule 2 to these regulations.

Women students

8. The paragraphs of schedule 3 specified in the first column below shall have effect with the substitution for the amounts in the second column of the amounts in the third column.

2(1)(*a*)	£295	£475
2(1)(*b*)	£4·90	£7
3(*a*)	£200	£330
3(*a*)	£100	£130
3(*b*)	£100	£200
4	£300	£450
4	£100	£200

Sandwich courses

9.—(1) At the end of paragraph 3(*b*) of schedule 4 the word "and" shall be omitted and after paragraph 3(*c*) there shall be added—

"and (*d*) the amount of the spouse's contribution applicable to his case shall be the prescribed fraction of the contribution ascertained in accordance with Part 3 of the schedule."

(2) The paragraphs of schedule 4 specified in the first column below shall have effect with the substitution for the amounts in the second column of the amounts in the third column.

2(*c*)	£15	£18
3 (in both places)	£100	£130
3	£200	£260

Consequential Amendment

10. In regulation 5(*a*)(i) (income of student's family) of the Student's Dependants' Allowances Regulations 1973**(a)** for £100 there shall be substituted £130.

(a) S.I. 1973/1234 (II, p. 3686).

Regulation (7)5

SCHEDULE 1

PART 3

SPOUSE'S CONTRIBUTION

Application of Part 3

7. A spouse's contribution ascertained in accordance with this Part shall be applicable in the case of every man student living with his wife and every women student living with her husband if (in any case) no parental contribution is applicable by virtue of paragraph 3(*a*), (*b*) or (*c*) above.

Spouse's contribution

8.—(1) Subject to sub-paragraphs (2) and (3) below, Part 2 above, except paragraphs 3, 4(2), 5(6) and 6(8) and (9), shall apply with the necessary modifications for the ascertainment of the spouse's contribution as it applies for the ascertainment of the parental contribution, references to the parent being construed except where the context otherwise requires as references to the student's spouse.

(2) If the student marries during any year for which the contribution falls to be ascertained the contribution for that year shall be the fraction of the sum ascertained in accordance with the provisions of sub-paragraph (1) above of which the denominator is 52 and the numerator is the number of complete weeks between the date of the marriage and whichever is the earlier of the end of that year and the end of the course.

(3) If the student's marriage terminates during any year for which the contribution falls to be ascertained the contribution for that year shall be the fraction of the sum ascertained in accordance with the provisions of sub-paragraph (1) above of which the denominator is 52 and the numerator is the number of complete weeks between the beginning of that year and the termination of the marriage.

Regulation 7(5)

SCHEDULE 2

PARENTAL CONTRIBUTION

APPENDIX

Amount of excess	*Additional contribution*
£	£
1— 6	Nil
7—12	1
13—19	2
20—26	3
27—32	4
33—39	5
40—46	6
47—52	7
53—59	8
60—66	9
67—72	10
73—79	11
80—86	12
87—92	13
93—99	14

Given under the Official Seal of the Secretary of State for Education and Science on 18th July 1974.

(L.S.)

Reginald E. Prentice,
Secretary of State for Education & Science.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations increase the rates of maintenance prescribed by the Awards (First Degree, etc., Courses) Regulations 1971 as amended, modify the provisions in those regulations relating to the parental contribution, provide for a spouse's contribution to be included among the student's resources and make other amendments of a minor character.

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