EXECUTIVE NOTE

The Education (Student Loans for Tuition Fees)(Repayment and Allowances)(Scotland) Amendment Regulations 2006 SSI/2006/326

1. These Regulations make amendments to two instruments, the Repayment of Student Loans (Scotland) Regulations 2000 (the repayment regulations) and the Students' Allowances (Scotland) Regulations 1999 (the allowances regulations).

Policy Objectives

2. These amendments are required as a result of the provision of new student loans for tuition fees under the Education (Student Loans for Tuition Fees) (Scotland) Regulations 2006 for eligible Scottish students studying in the rest of the UK (RUK) (hereinafter referred to as RUK tuition fee loans).

3. The repayment regulations govern the repayment of all student loans made under section 73 of the Education (Scotland) Act, which includes RUK tuition fee loans.

Amendments

4. The amendment in regulation 2(a) ensure that repayments by students who have received an RUK tuition fee loan will be applied firstly to outstanding interest due under the 2006 Regulations.

5. The amendments in regulation 2(b) ensures that RUK tuition fee loans do not become payable until the year after the year in which the student's eligibility for that loan terminates.

6. The amendments of the allowances regulations in regulation 3 ensures that students are not able to claim tuition fee support twice, both under the 2006 Regulations and additionally under the allowances regulations.

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