EXPLANATORY MEMORANDUM TO

THE EDUCATION (STUDENT SUPPORT) (EUROPEAN UNIVERSITY INSTITUTE) REGULATIONS 2010 (AMENDMENT) (NO. 2) REGULATIONS 2011

2011 No. 2430

1. This explanatory memorandum has been prepared by the Department for Business, Innovation and Skills and is laid before Parliament by Command of Her Majesty.

2. Purpose of the instrument

2.1 The Education (Student Support) (European University Institute) Regulations 2010 (Amendment) (No.2) Regulations 2011 ("the Regulations") amend the Education (Student Support) (European University Institute) Regulations 2010 ("the EUI Regulations"). In particular, they amend (1) the definition of the "relevant date" (which is used to determine a student's eligibility), (2) the application deadline and (3) the deadline for providing financial information. They apply in respect of an academic year beginning on or after 1st September 2012.

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 None

4. Legislative Context

4.1 The EUI Regulations were made under sections 22 and 42(6) of the Teaching and Higher Education Act 1998, which gives the Secretary of State the power to make provision for grants to eligible students in connection with their undertaking of designated higher education courses and further education courses. The EUI Regulations were amended by S.I 2011/83.

4.2 The Regulations make amendments to: (1) the definition of the "relevant date" (which is used to determine a student's eligibility); (2) the application deadline; and (3) the deadline for providing financial information. They apply in respect of an academic year beginning on or after 1st September 2012.

5. Territorial Extent and Application

5.1 The Regulations apply to England.

6. European Convention on Human Rights

6.1 As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

7. Policy background

7.1 The EUI Regulations provide support for a small number of students taking designated postgraduate courses at the European University Institute in Florence, Italy. These Regulations apply in respect of an academic year beginning on or after 1st September 2012.

7.2 The definition of "relevant date" (which is used to determine a student's eligibility) is being amended to 1st February 2012 to allow additional time for applications to be processed.

7.3 The deadline for submitting an application for support is being amended to 31st January 2012.

7.4 The deadline for providing financial information is being amended to 30th April 2010 or, in relation to grants payable under regulation 17(5) of the EUI Regulations, 28th February 2013.

8. Consultation outcome

8.1 Given the minor nature of the changes, the Department has not consulted on these Regulations.

9. Guidance

9.1 Guidance on applying to the European University Institute is available from the Institute itself. Applications for funding are dealt with by Student Finance England.

10. Impact

9.1 An Impact Assessment has not been prepared for this instrument as it has no impact on business, charities or voluntary bodies.

9.2 The impact on the public sector is minimal.

11. Regulating small business

10.1 The legislation does not apply to small business.

12. Monitoring & review

12.1 This instrument maintains existing funding for up to 20 postgraduate students attending the European University Institute. Monitoring of demand from eligible students is to be undertaken annually.

13. Contact

Gill Walden at the Department for Business, Innovation and Skills Tel: 01325 392336 or email: Gill.Walden@bis.gsi.gov.uk can answer queries regarding the instrument.