STATUTORY INSTRUMENTS.

S.I. No. 77 of 2020

STUDENT SUPPORT REGULATIONS 2020
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STUDENT SUPPORT REGULATIONS 2020

I, MARY MITCHELL O’CONNOR, Minister of State at the Department of Education and Skills, in exercise of the powers conferred on me by sections 4, 7, 8 and 14 of the Student Support Act 2011 (No. 4 of 2011) and the Education and Skills (Delegation of Ministerial Functions) (No.2) Order 2018 (S.I. No. 642 of 2018) having consulted with the Higher Education Authority, and with the consent of the Minister for Public Expenditure and Reform, hereby make the following regulations:

Citation and commencement

1. (1) These Regulations may be cited as the Student Support Regulations 2020.

(2) These Regulations shall come into operation on 12th of March 2020.

Interpretation

2. (1) In these Regulations—

“Act” means the Student Support Act 2011 (No. 4 of 2011);

“national framework of qualifications” means the framework of qualifications established and maintained pursuant to section 7 of the Qualifications (Education and Training) Act 1999 (No. 26 of 1999);

“postgraduate course” is a course leading to a major higher education and training award at Level 8 (Higher Diploma), Level 9 (Postgraduate Diploma, Master Degree), Level 10 (Doctoral Degree) on the national framework of qualifications, or equivalent awards;

“prior scheme” means the Higher Education Grants (HEG) Scheme made pursuant to the Local Authorities (Higher Education Grants) Acts 1968 to 1992 or the schemes administered by a Vocational Education Committee, namely the Vocational Education Committees (VEC) Scholarship Scheme, the Third Level Maintenance Grants Scheme for Trainees (TLT) and the Maintenance Grants Scheme for Students attending Post-Leaving Certificate (PLC) courses;

“undergraduate course” means a course leading to a major higher education and training award at Level 6 (Higher Certificate), Level 7 (Ordinary Bachelor Degree), Level 8 (Honours Bachelor Degree) on the national framework of qualifications, or equivalent awards, other than a course known for the time being as a post-leaving certificate course.

Notice of the making of this Statutory Instrument was published in “Iris Oifigiúil” of 17th March, 2020.
(2) A word or expression which is used in these Regulations and which is also used in the Act has, unless the context otherwise requires, the same meaning in these Regulations as it has in the Act.

(3) (a) A reference in these Regulations to a Regulation is to a Regulation of these Regulations, unless it is indicated that reference to some other Regulations is intended.

(b) A reference in these Regulations to a paragraph or subparagraph is to the paragraph or subparagraph of the provision in which the reference occurs, unless it is indicated that reference to some other provision is intended.

(c) A reference in these Regulations to a Schedule is to a Schedule to these Regulations, unless it is indicated that reference to some other Regulations is intended.

Approved institutions

3. (1) The institutions listed in Schedule 1 are “approved institutions” under section 7(1)(a) to (d) of the Act.

(2) The institutions listed in Schedule 2 are prescribed as “approved institutions” for the purposes of section 7(1)(f) and (2) of the Act.

Approved courses

4. The following courses are prescribed as “approved courses” for the purposes of section 8(1)(c) of the Act—

(a) full-time courses, known as “post-leaving certificate courses”—

(i) that take not less than one year to complete;

(ii) that are provided by an approved institution that comes within the terms of section 7(1)(d) of the Act and listed in Part C of Schedule 1;

(iii) that are approved for funding by SOLAS as post-leaving certificate courses; and

(iv) on the successful completion of which, a student is awarded a major education and training award which is a recognised qualification that is not at a lower level than Level 5 in the framework of qualifications;

(b) the following full-time undergraduate courses, on the successful completion of which a student is awarded a major higher education and training award which is a recognised qualification pursuant to the framework of qualifications—

(i) a course that takes not less than two years to complete and is provided by an approved institution that comes within
the terms of section 7(1)(a), (b), (ba) or (c) of the Act and is listed in Part A or B of Schedule 1;

(ii) a course at Level 6 in the framework of qualifications that takes one year to complete and is provided by an approved institution that comes within the terms of section 7(1)(b), (ba) or (c) of the Act and is listed in Part B of Schedule 1;

(iii) a course that takes not less than two years to complete and is provided by an approved institution listed in Part A of Schedule 2;

(iv) a course that takes not less than two years to complete and is listed in Part B of Schedule 2, along with the approved institution providing it;

(v) a course, known for the time being as an “add-on course”, that is provided by an approved institution that comes within the terms of section 7(1)(a), (b), (ba) or (c) of the Act and is listed in Part A or B of Schedule 1 and that takes—

(I) one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 7 in the framework of qualifications, or

(II) a minimum of one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 8 in the framework of qualifications;

(vi) a course, known for the time being as an “add-on course”, that is provided by an approved institution listed in Part A of Schedule 2 and that takes—

(I) one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 7 in the framework of qualifications, or

(II) a minimum of one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 8 in the framework of qualifications;

(vii) a course, known for the time being as an “add-on course”, that is listed in Part B of Schedule 2, along with the approved institution providing it, and that takes—

(I) one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 7 in the framework of qualifications, or

(II) a minimum of one year to complete and allows persons to progress to an undergraduate course leading to a qualification at Level 8 in the framework of qualifications;
(viii) a course, known for the time being as an “accelerated technician programme”, that takes eighteen months to complete and is provided by an approved institution that comes within the terms of section 7(1)(b) of the Act and listed in Part B of Schedule 1;

(c) a full-time undergraduate course that—

(i) takes not less than 2 years to complete;

(ii) is provided by an approved institution in a Member State other than the State that comes within the terms of section 7(1)(e) of the Act; and

(iii) leads to a major higher education and training qualification that is recognised—

(I) in a manner, provided for by the laws of the Member State, that corresponds to the arrangements, procedures and systems of the framework of qualifications, or

(II) otherwise in accordance with the laws of the Member State.

(d) the following full-time postgraduate courses in the State, on the successful completion of which a student is awarded a major higher education and training award which is a recognised qualification pursuant to the framework of qualifications—

(i) a course that takes not less than one year to complete and is provided by an approved institution that comes within the terms of section 7(1)(a), (b), (ba) or (c) of the Act and listed in Part A or B of Schedule 1;

(ii) a course that takes not less than one year to complete and is provided by an approved institution listed in Part A of Schedule 2;

(iii) a course that takes not less than one year to complete and is listed in Part B of Schedule 2, along with the approved institution providing it;

(e) a full-time postgraduate course that—

(i) takes not less than one year to complete;

(ii) is provided by an approved institution that comes within the terms of section 7(1)(e) of the Act and is situated in Northern Ireland;

(iii) is listed in Schedule 3; and
(iv) leads to a major higher education and training qualification that is recognised—

(I) in a manner, provided for by the laws of Northern Ireland, that corresponds to the arrangements, procedures and systems of the framework of qualifications, or

(II) otherwise in accordance with the laws of Northern Ireland; and

(f) a course approved under this paragraph which was a course approved under a prior scheme for the 2010/11 academic year shall be taken to be a course, on the successful completion of which a student is awarded a recognised qualification within the meaning of paragraph 4(a)(iv), (b) and (d).

Prescribed students

5. (1) The following family members are prescribed as “students”, for the purposes of section 14(1)(d) of the Act—

(a) a person who is a family member of a person referred to in section 14(1)(a) of the Act and has permission to remain in the State as a family member of such person under the provisions of the European Communities (Free Movement of Persons Regulations) 2006 and 2008 and Directive 2004/38/EC of the European Parliament and of the Council of 29 April 2004; and

(b) a person who has permission to remain in the State—

(i) by virtue of marriage to, or a civil partnership with, an Irish national residing in the State, or

(ii) as a dependent child of a person coming within clause (i)

or

(iii) as a dependent child of a person who has acquired Irish Citizenship by naturalization, residing in the State.

(2) The following classes of persons are prescribed as “students” for the purposes of section 14(1)(e)(ii) of the Act—

(a) a person in respect of whom the Minister for Justice and Equality has granted humanitarian leave to remain in the State under any enactment for the time being in force;

(b) a person granted permission to reside in the State under Section 49 of the International Protection Act 2015 (No.66 of 2015);

(c) a person in respect of whom the Minister for Justice and Equality has granted permission to remain following a determination not to make a deportation order under section 3 of the Immigration Act 1999 (No. 22 of 1999); and
(d) a person, pursuant to the European Union (Subsidiary Protection) Regulations 2013 (S.I. No. 426 of 2013)-

(i) who is a person eligible for subsidiary protection and in relation to whom a subsidiary protection declaration is in force and to whom a permission to reside within the State has been granted pursuant to those Regulations; or

(ii) to whom the Minister for Justice and Equality has granted permission to enter and reside in the State pursuant to Regulation 25 of those Regulations; or

(iii) to whom the Minister for Justice and Equality has granted permission to reside in the State pursuant to Regulation 26 of those Regulations.
Regulations 3 and 4.

SCHEDULE 1

Approved institutions

PART A

National University of Ireland, Dublin
National University of Ireland, Cork
National University of Ireland, Galway
Maynooth University - Ireland
Trinity College Dublin
Dublin City University
University of Limerick
Technological University Dublin

PART B

Athlone Institute of Technology
Institute of Technology, Carlow
Cork Institute of Technology
Dundalk Institute of Technology
Dún Laoghaire Institute of Art, Design and Technology
Galway-Mayo Institute of Technology
Letterkenny Institute of Technology
Limerick Institute of Technology
Institute of Technology, Sligo
Institute of Technology, Tralee
Waterford Institute of Technology

PART C

PLC School Name

Roll No.    CARLOW  
76514K     Carlow Institute of Further Education and Training, Kilkenny Road, Carlow, R93 X232
91356F     Tullow Community School, The Mullawn, Tullow, Co. Carlow, R93 DT20

CAVAN    
76087R     Cavan Institute, Cathedral Road, Cavan, H12 E426

CLARE

62000W     Mary Immaculate Secondary School, Lisdoonvarna, Co. Clare, V95 R2AW
Ennis Community College/Ennis College of Further Education, Harmony Row, Ennis, Co. Clare, V95 XD66
Ennistymon Vocational School, Glencree, Ennistymon, Co. Clare, V95 P991
St Joseph’s Community College, Carrigholt Rd, Kilkee, Co Clare, V15 EK83
Kilrush Community School, Kilrush, Co. Clare, V15 KT04

Cork
Kinsale College, (St. Brogan's College) Bandon Road, Kinsale, Co. Cork, P17 NN67
Clonakilty Community College, Clonakilty, Co. Cork, P85 E099
Carrignafoy Community College, Carrignafoy, Cobh, Co. Cork, P24 WR29
McEgan College, Macroom, Co. Cork, P12 E291
St. Fanahan's College, Mitchelstown, Co. Cork, P67 AK37
St. Colman's Community College, Midleton, Co. Cork, P25 W658
Cork College of Commerce, Morrison's Island, Cork, T12 H685
St John's Central College, Sawmill Street, Cork, T12 DW32
Coláiste Stiofain Naofa, Tramore Road, Cork, T12 AC91
Terence Mac Swiney Community College, Knocknaheeny, Cork , T23 DY01
Coláiste Pobail Bheanntraí, Bantry, Co. Cork, P75 TE27
Mallow College of Further Education, West End, Annabella, Mallow, Co Cork, P51 P732

Donegal
Errigal College, Windyhall, Letterkenny, Co. Donegal, F92 FC82
St. Catherine's Vocational School, Killybegs, Co. Donegal, F94 A004
Finn Valley College, Stranorlar, Co Donegal, , F93 AE27

Dublin
Grange Community College, Grange Abbey Road, Donaghmede, D13 NX25
Blackrock Further Education Institute (BFEI), Main St, Blackrock, Co. Dublin, A94 X383
Deansrath Community College, Westbourne Rise, Clondalkin, D22 RY77
Collinstown Park Community College, Rowlagh, Clondalkin, D22 X458
Dun Laoghaire Further Education Institute (DFEI), Cumberland St., Co. Dublin, A96 EP44
College of Further Education Dundrum, Main St., Dundrum, D14 HD83
Sallynoggin College of Further Education, Pearse St, Sallynoggin, Co. Dublin, A96 KV84
Stillorgan College of Further Education, Old Dublin Rd, Stillorgan, Co. Dublin, A94 P861
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KERRY

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70500P North Kerry College of Further Education, Listowel, Co. Kerry, V31 WD34
76494H Kerry College of Further Education, Clash, Tralee, Co. Kerry, V92 Y991

KILDARE

70660O Curragh Post-Primary School, McSwiney Road, Curragh, Co. Kildare, R56 FW68
70680U St. Conleth's Community College, Station Rd, Newbridge, Co. Kildare, W12 C432
70691C Confey College, Riverforest, Leixlip, Co. Kildare, W23 VH66
70720G St. Farnan's Post Primary School, Prosperous, Co. Kildare, W91 W520

KILKENNY

70590T Duiske College, Graignamanagh, Co. Kilkenny, R95 RR94
70610W Kilkenny City Vocational School, New Street, Kilkenny, R95 HW74
70640I Grennan College, Ladywell St, Thomastown, Co. Kilkenny, R95 T959

LAOIS

40039E Abbeyleix Further Education Centre, Mountrath Rd, Abbeyleix, Co. Laois, R32 TX30
71510A Portlaoise College, Mountrath Rd, Portlaoise, Co. Laois, R32 N795

LEITRIM

71560P Lough Allen College, Drumkeerin, Co. Leitrim, N41 XT98
71570S Drumshanbo Vocational School, Drumshanbo, Co. Leitrim, N41 D623

LIMERICK

64250J Coláiste Nano Nagle (Central College Limerick), Sexton St., Limerick, V94 WP48
71840V Coláiste Chiaráin/Croom College of Further Education, Croom, Co. Limerick, V35 W727
71850B Hazelwood College/FET Centre, Dromcollogher Campus, Carroward, Dromcollogher, Co. Limerick, P56 HF60
71930W Limerick College of Further Education, Mulgrave St., Limerick, V94 P232
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72440K Nenagh College of Further Education, Dromin Rd, Nenagh, Co. Tipperary, E45 VF51
72470T Templemore College of Further Education, Richmond, Templemore, Co. Tipperary, E41 FF98
72480W St. Ailbe's Secondary School, Rosanna Road, Tipperary Town, Co Tipperary, E34 H596
72490C Coláiste Mhuire Co-Ed, Castlemeadows, Thurles, Co. Tipperary, E41 W678
76069P Coláiste Phobal Ros Cré, Corville Road, Roscrea, Co. Tipperary, E53 V449

WATERFORD
72220T Dungarvan College, Youghal Rd, Dungarvan, Co. Waterford, X35 PV34
72240C Waterford College of Further Education, Parnell Street, Waterford, X91 VKT9
72241E St. Paul's Community College, Browne's Road, Waterford City, X91 TX24

WESTMEATH
71410T Athlone Community College, Retreat Rd, Athlone, Co. Westmeath, N37 Y985
71450I Mullingar Community College, Millmount Road, Mullingar, Co. Westmeath, N91 TC59
91501L Moate Business College (Community School), Lake Road, Moate, Co. Westmeath, N37 WK44

WEXFORD
71610E Bridgetown College, Bridgetown, o. Wexford, Y35 R628
71620H Buncloy Vocational College, Irish Street, Buncloy, Co. Wexford, Y21 FW99
71630K Enniscorthy Vocational College, Milehouse Road, Enniscorthy, Co. Wexford, Y21 YX56
71650Q Coláiste an Atha, Kilmuckridge, Co. Wexford, Y25 C952
71660T Kennedy College, New Ross, Co. Wexford, Y34 YW08
71680C Selskar College, Westgate, Wexford, Y35 RY27
91431Q Ramsgrange Community School, Ramsgrange, New Ross, Co. Wexford, Y34 YY17
91492N Gorey Community School, Gorey, Co. Wexford, Y25 YX29

WICKLOW
70740M Glenart College, Arklow, Co. Wicklow, Y14 YR52
70770V Bray Institute of Further Education (St Thomas' Community College), Novara Ave, Bray, Co. Wicklow, A98 ND89
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SCHEDULE 2

Approved institutions and courses

**PART A**

National College of Art & Design, Dublin
National College of Ireland, Dublin
Marino Institute of Education, Dublin
Mary Immaculate College, Limerick
St. Angela’s College, Lough Gill, Sligo

**PART B**

**Pontifical University of Maynooth**

In respect of the following undergraduate courses:
- Hons. Bachelor Degree in Theology [3 years]
- Hons. Bachelor Degree in Theology and Arts [3 years]
- Hons. Bachelor Degree in Theology & Arts International [4 years]

In respect of the following postgraduate courses:
- MA Degree in Theology [1 year]
- MA Degree in Theology [2 years]
- Doctoral Degree of PhD in Theology [3 years]

**Carlow College (St. Patrick’s)**

In respect of the following undergraduate courses:
- BA (Ordinary) in Applied Social Studies (Professional Social Care) [3 years]
- BA (Hons) in Applied Social Studies (Professional Social Care) [1 year add-on]
- BA (Ordinary) in Arts and Humanities [3 years]
- BA (Hons) in Arts and Humanities [4 years]
- BA (Hons) in Social, Political and Community Studies [4 years]
- BA (Hons) in English and History [4 years]

In respect of the following postgraduate courses:
- MA English by Research [2 years]
- MA Philosophy by Research [2 years]
- MA History by Research [2 years]
- MA Religion/Theology by Research [2 years]

**Royal College of Surgeons in Ireland**

In respect of the following undergraduate courses:
- MB, BCh, BAO (LRCP, SI) [5 years]
- MB BCh, BAO, (LRCP, SI) [6 years]
- BSc (Hons) in Pharmacy [4 years]
- BSc (Hons) in Physiotherapy [4 years]
In respect of the following postgraduate courses:
- Doctor of Philosophy (PhD) [4 years]
- Medical Doctorate (MD) [2 years]
- MSc by Research [2 years]
- Master of Pharmacy (M Pharm) (1 year)

Montessori College, (A.M.I.) Milltown
In respect of the following undergraduate courses:
- Montessori Teaching Diploma
  • Part 1: Early Childhood (3 to 6 year olds) [Year 1 and 2]
  • Part 2: Primary (6 to 12 year olds) [Year 3]

St. Nicholas Montessori College
In respect of the following undergraduate courses:
- B.Ed. in Montessori Education (Level 7)
- B.Ed. in Montessori Education (Level 8)
- B.A. in Montessori Education (Level 7)
- B.A. (Hons) in Montessori Education (Level 8)

In respect of the following postgraduate course:
- Higher Diploma in Arts in Early Years Montessori Education [2 years]

The Honorable Society of Kings Inns
In respect of the following postgraduate course:
- Barrister-at-Law Degree [1 year]

The Law Society of Ireland, Blackhall Place
In respect of the following postgraduate course:
- Professional Practice Course (PPC)
  • Part I
  • Part II
Regulations 4.

SCHEDULE 3

Approved Postgraduate Courses in Northern Ireland

**Queen’s University, Belfast**
Full-time postgraduate course of not less than one year duration

**University of Ulster**
Full-time postgraduate course of not less than one year duration

**St Mary’s College of Education, Belfast**
Postgraduate Certificate in Education (Irish Medium)

**Stranmillis College, Belfast**
Postgraduate Certificate in Education

The Minister for Public Expenditure and Reform consents to the making of the foregoing Regulations.

GIVEN under the Official Seal of the Minister for Public Expenditure and Reform,

PASCHAL DONOHOE,
Minister for Public Expenditure and Reform.

GIVEN under my hand,
12 March 2020

MARY MITCHELL O’CONNOR,
Minister of State at the Department of Education and Skills.
EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation).

These Regulations are made pursuant to powers conferred on the Minister for Education and Skills under the Student Support Act 2011 and delegated to the Minister of State under S.I No 642 of 2018. They prescribe “approved institutions”, “approved courses” and “classes of persons” for the purposes of that Act.

These Regulations may be cited as the Student Support Regulations 2020.