STATUTORY INSTRUMENTS.

S.I. No. 77 of 2020

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.
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
Dun 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

Regulations 3 and 4.
Ennis Community College/Ennis College of Further Education, Harmony Row, Ennis, Co. Clare, V95 XD66

Ennistymon Vocational School, Glencreen, Ennistymon, Co. Clare, V95 P991

St Joseph’s Community College, Carrigaholt Rd, Kilkee, Co Clare, V15 EK83

Kilrush Community School, Kilrush, Co. Clare, V15 KT04

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

Errigal College, Windyhall, Letterkenny, Co. Donegal, F92 FC82

St. Catherine's Vocational School, Killybega, Co. Donegal, F94 A004

Finn Valley College, Stranorlar, Co Donegal, F93 AE27

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
Greenhills College, Limekiln Avenue, Greenhills, D12 DP8W
Riversdale Community College, Blanchardstown, Dublin 15, D15 P380
Blakestown Community School, Blanchardstown, Dublin 15 D15 F978
Cabinteely Community School, Johnstown Rd, D18 VH73
The Donahies Community School, Streamville Rd, D13 YN77
St. Aidan's Community School, Brookfield, Tallaght, D24 XA46

**DUBLIN CITY**

St. Kevin's College, Clogher Rd, Crumlin, D12 YP11
Crumlin College of Further Education, Crumlin Rd, D12 KSCE
Coláiste Ide, College of Further Education, Cardiff'sbridge Road, Finglas, D11 N402
Inchicore College of Further Education, Emmet Road, D08 PX93
Killester College, Collins Ave East, D05 TW21
Kylemore College, Kylemore Road, Ballyfermot, D10 RY73
Marino College, 14 - 20 Marino Mart, Fairview, D01 Y160
Rathmines College of Further Education, Town Hall, Rathmines, D06 A215
Ballsbridge College of Further Education, Shelbourne Rd, D04 R201
Pearse College, Clogher Rd, Crumlin, D12 CR22
Plunkett College, Swords Road, Whitehall, D09 C94K
Whitehall College of Further Education, Mobhi Rd, Glasnevin, D09 XP65
Liberties College, Bull Alley St. Liberties, D08 A8NO
Ballyfermot College of Further Education, Ballyfermot Rd, D10 TX46
Coláiste Dhulaigh College of Further Education, Clonshaugh Road, Coolock, D17 KH66

**GALWAY**

Coláiste Mhuire, Ballygar, Co. Galway, F42 D265
St Cuan's College, Castleblakeney, Ballinasloe, Co. Galway, H53 AN80
Our Lady’s College, Presentation Road, Galway, H91 AY07
Clarin College, Athenry, Co. Galway, H65 AF34

Coláiste an Chreagáin, Mountbellew, Co. Galway, H53 XT54
Galway Technical Institute, Fr. Griffin Rd, The Claddagh, Galway, H91 KA49
Galway Community College, Moneenageisha, Galway, H91 K642
Scoil Phobail, Clifden Community School, Clifden, Co. Galway, H71 W673
Glenamaddy Community School, Church St. Glenamaddy, Co. Galway, F45 KF50
Dunmore Community School, Dunmore, Co. Galway, H54 KP03
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LONGFORD
Lanesboro Community College, Lanesboro, Co. Longford, N39 NN52
Templemichael College, Templemichael, Longford, N39 DA02

LOUTH
Drogheda Institute of Further Education, The Twenties, Drogheda, Co. Louth, A92 V586
O'Fiach College, Hoeys’ Lane, Dublin Rd, Dundalk, Co. Louth, A91 WK75

MAYO
Our Lady's Secondary School, Belmullet, Ballina, Co Mayo, F26 RH50
Sancta Maria College, Louisburgh, Co. Mayo, F28 NY64
Moyne College, Ballina, Co. Mayo, F26 W884
St. Tiernan's College, Crossmolina, Co. Mayo, F26 WK25
Westport College of Further Education, Westport, Co. Mayo, F28 TP82
Castlebar College of Further Education (Davitt College), Newtown, Castlebar, Co. Mayo, F23 EW84
Ballyhaunis Community School, Knock Road, Ballyhaunis, Co. Mayo, F35 RF63
St Louis Community School, Kiltimagh, Co. Mayo, F12 RP76

MEATH
Dunboyne College of Further Education, Dunboyne Business Park, Dunboyne, Co Meath, A86 FH01

MONAGHAN
Monaghan Institute, Education Campus, Armagh Road, Monaghan, H18 FY94

OFFALY
Tullamore Further Education & Training Centre, Castle Buildings, Tara Street, Tullamore, Co. Offaly, R35 E9K8

ROSCOMMON
Coláiste Chiaráin, Summerhill, Athlone, Co Roscommon, N37 AH97
Castlerea Community School, Castlerea, Co. Roscommon, F45 ER02

SLIGO
Jesus and Mary Secondary School, Enniscrone, Co. Sligo, F26 WR83
Mercy College, Chapel Hill, Sligo, F91 CF80
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70790E  Colaiste Bhride, Carnew, Co. Wicklow, Y14 WA00
70800E  St. Kevin's Community College, Dunlavin, Co. Wicklow, W91 R971
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
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.