



UNIVERSITY
of
GLASGOW

Calendar 2004-05

UNIVERSITY FEES AND GENERAL INFORMATION FOR STUDENTS

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General enquiries and correspondence should be addressed to:

The Head of the Senate Office
Gilbert Scott Building
University of Glasgow
Glasgow G12 8QQ
Scotland UK

The information contained in this Calendar, particularly that relating to regulations, courses and fees, was correct at the time of going to press in August 2004 but it is subject to alteration without notice. Most courses will be available but if you wish to confirm information, you should write to the Secretary/Clerk of the relevant Faculty

I MATRICULATION

1.1 Every student of the University must matriculate each year and pay the fees appropriate to his or her course of study or research in the University, or in an Institution recognised by the University Court on the recommendation of the Senate, or in a College associated with the University. A matriculated student shall be entitled to the use of the Library and to the exercise of a vote in the election of a Rector.

1.2 In completing the matriculation process the student undertakes to observe the *Sponsio Academica* and the Copyright and Personal Data regulations, printed below.

1.3 A person elected to any student office in respect of which the Senate agrees that the incumbent may interrupt his or her course of study or research is deemed to be a matriculated student.

1.4 Teaching and examining may take place on Saturdays.

Entrants from Abroad - Financial guarantee

1.5 A guarantee of financial solvency during the period of study is required of all overseas applicants.

Students in Continuing Education and Preparatory Courses

1.6 Students in Continuing Education enrolled on non-credit bearing courses and those on Preparatory Courses are not normally eligible for matriculation as students of the University. The Senate does, however, recognise for the purpose of matriculation credit-bearing departmental courses which, though not of a qualifying standard for any degree or equivalent award of the University of Glasgow, are nevertheless offered for students designated for subsequent admission to qualifying courses of the University.

Students with Dyslexia

1.7 If students know they have or believe they may have a specific learning difficulty such as dyslexia, either before or during their University career, they should make contact with the Special Needs Advisers, Ground Floor, John McIntyre Building, University of Glasgow, Glasgow G12 8QQ at the earliest opportunity. The Advisers can give advice on procedures and provision at the University for students with dyslexia. It will be necessary for students to obtain an up-to-date full assessment carried out by a Chartered Educational Psychologist accredited by the Dyslexia Institute and approved by the University. The Advisers can arrange for this to be carried out. There is a substantial fee for this, but it may be possible for the University to provide some interim financial assistance.

1.8 Students who have been assessed as dyslexic are eligible to make application to the SAAS for the Disabled Students' Allowance and this may include reimbursement of the dyslexia assessment fee. The arrangements for students funded by LEA's in England and Wales are slightly different and the Adviser can provide the necessary guidance.

1.9 It is essential that the recommendations arising from the dyslexia assessment should be presented to your Adviser of Studies and Head(s) of Department as soon as possible and at least four weeks in advance of any examination, so that flexibility may be allowed for in examination arrangements. The Adviser can assist with this process.

1.10 The Dyslexia Institute is able to offer advice to students and is housed in the Learning and Teaching Scotland Building, 74 Victoria Crescent Road, Glasgow G12 9JN. Telephone 0141 334 4549.

Guide for Students with Disabilities and Special Needs

1.11 Guidelines for Students with Disabilities and Special Needs can be found on the University website at <http://www.gla.ac.uk/services/specialneeds>. Details of Special Examination and other Assessment arrangements for students with disabilities and special needs can be found in Section XXI.

Statement on HIV Infection

1.12 A statement on HIV infection is available for consultation by students and others in the offices of the Faculty Secretaries/Clerks.

II SPONSIO ACADEMICA - UNIVERSITY OATH

2.1 *Ego in Universitate Glasguensi discipulus sancte polliceor me Senatui Academico par iturum ita ut quae ab eo secundum leges academiae praescribuntur praestem et animadversioni eius reverenter me subiciam; ipsius academiae dignitatem atque salutem quantum in me fuerit per reliquam vitam procuraturum.*

Translation:

2.2 I a student in the University of Glasgow solemnly promise that I will fulfil the requirements made by the *Senatus Academicus* in accordance with the regulations of the University and will conform to its discipline and that for the rest of my life, so far as in me lies, I will maintain the honour and welfare of the University.

III PERSONAL DATA

3.1 The University collects and processes information, including images, about its students, applicants and potential applicants, for academic, administrative, management, pastoral, and health and safety reasons. Some of this information is considered as sensitive personal data in the terms of the Data Protection Act 1998. The information is provided by a student, applicant or potential applicant or on his/her behalf. It is not possible to become, nor remain, a matriculated student, nor to process an application without agreement to provide this information. The information is processed in accordance with the University's Notification with the Information Commissioner under the Data Protection Act 1998, and is disclosed to third parties only with students' consent, or to meet a statutory obligation, or in accordance with the University's Notification with the Information Commissioner, or in accordance with the terms of the Act.

3.2 On this basis, limited information is provided to authorised Officers of the Students' Representative Council (SRC) for the purpose of verifying the matriculation status of proposed SRC Officer Bearers. Limited information is also provided to authorised Officers of the Glasgow University Union and the Queen Margaret Union for the purpose of managing their membership. The University also discloses information to current or potential employers, or providers of education, of students, former students or graduates. Sensitive personal data about a student may be provided to appropriate authorised members of University staff and its agents and contractors who will only process this information in accordance with the Data Protection Act 1998 and University regulations and contracts.

3.3 The information collected by the University may be passed to a partner institution where the course is collaborative or joint between the University and the partner institution. The partner institution may be in a country that does not have comparable data protection legislation

3.4 The information provided by students will be used for the purpose of alumni operations and, in the case of graduates, for publication of the General Council Register (under legal statute) when a student leaves the University.

3.5 The University reserves the right to release appropriate and relevant information to a parent or guardian or sponsor of a student to ensure payment of any fees due to the University.

3.6 Departments and Faculties of the University may display personal data relating to their students, including name and matriculation number, on notice boards to provide information about seminar and tutorial groups, class test and examination results, and other essential information that has to be communicated to students. If an individual student objects to personal data being displayed in this manner, it is his or her responsibility to contact each department.

3.7 All matriculated students will be allocated an email address and this email address, with other identifying information about students, will be displayed on the University's Intranet. Students may request that this information is not displayed in this way by contacting the Computing Service Help Desk.

3.8 A student is able to check that the information recorded about him or her in the University's central Student Records System is correct through the Student Updatable Records Facility (SURF). Further details about SURF can be found at <http://www.gla.ac.uk/student/surf/>.

3.9 The University operates CCTV and similar equipment to monitor safety and security, and may monitor telecommunications, data communications, and other communications as permitted by the relevant legislation and University regulations.

3.10 The University's IT regulations expressly prohibit the use of the University's IT equipment & infrastructure to access, to attempt to access, or to distribute material of a criminal, offensive or pornographic nature. Breaches will be subject to investigation and may result in disciplinary action and, in the event of contravention of legislation, referral to the police.

3.11 Graduands, guests and staff attending should be aware that graduation ceremonies are regarded as public events. Names and faculties of Graduands (including those graduating *in absentia*) are published in the graduation programme. Audio and visual images of the ceremony are publicly available via: the sale of videos of the ceremony; a live 'on-campus' video link-up; and a live 'worldwide' broadcast of the ceremony via the Internet.

3.12 Students' images are captured at matriculation and at Graduation Ceremonies in accordance with the conditions set out in 3.1 and 3.7 above. With these exceptions, the University may take photographs, and other images, of students for possible use in University publicity and promotional material. It is the responsibility of the student to specify to the photographer that he or she should not be included in such photograph(s), or other images, at the time that the photograph, or other image, is taken.

IV LIMITATION OF ADMISSION TO QUALIFYING COURSES

4.1 The Senate reserves the right to refuse admission to any particular qualifying course because of restricted facilities either of accommodation or of teaching or for such other reason as in the opinion of the Senate requires it to do so.

V ANNUAL FEES

5.1 The fee stated below is payable for Session 2004-05. The fee is for matriculation, for tuition, for the use of laboratories and for one entry to the examinations appropriate to the course. It also includes, in the case of full-time students (but not for students of Associated Institutions), Students' Union fees and fees for recreational facilities.

Payment

5.2 **All fees are payable on Matriculation.** Details of methods of payment are obtainable from the Registry. Students who do not meet their obligation to pay tuition fees at the commencement of their attendance may incur interest charges on the fees outstanding at a rate determined annually by the Head of the Registry.

5.3 **No student who has not matriculated and arranged payment of fees shall be permitted to continue in course after 31 October, except with the written permission of the Head of the Registry. Such permission may be withdrawn in the event of any breach in the written conditions laid down by the Head of the Registry. The Head of the Registry reserves the right to withhold publication of the examination results of students in breach of these written conditions.**

5.4 Students who matriculate late are liable to pay a late fee of £10 and are not guaranteed a clash-free examination timetable.

5.5 Students who have obtained permission, or are required, to withdraw from the University during the course of a Session may apply to the Head of the Registry for a refund of tuition fees paid on a pro-rata basis.

Definition of an Overseas Student for fee purposes

5.6 In accordance with *The Education (Fees and Awards) Regulations, 1983* (as amended), higher (overseas) levels of fee are payable by students who do not have a 'relevant connection' with the United Kingdom.

5.7 Students who have a 'relevant connection' will be charged the home levels of fee. In order to establish this 'relevant connection', certain elements are required, as follows:

- a) the student has been ordinarily resident in the UK throughout the three year period preceding 1 September, 1 January or 1 April closest to the beginning of the first term of his or her course; **and**
- b) the student has not been resident therein, during any part of that three-year period, wholly or mainly for the purpose of receiving full-time education; **and**
- c) **any overseas applicant who satisfies the ordinarily resident criteria in (a) and (b) must also have settled status in the United Kingdom (i.e., there must be no restriction on the length of stay in the UK).**

Conditions (a), (b) and (c) must be satisfied in order that the student may establish the 'relevant connection', and be liable for the home level of fee.

5.8 Excepted Students. There are certain categories of 'excepted students' who, although they do not have a 'relevant connection' with the UK are liable to pay only the home rates of fee. These include:

- refugees recognised in the UK, their spouses and children
- persons granted exceptional leave to remain or enter as the result of an asylum application, their spouses and children
- nationals of the EU¹ meeting residence requirements in the EEA² and their children
- reciprocal exchange students
- EEA migrant workers in the UK, their spouses and children

Further details regarding the definition and exceptions can be provided by the Student Recruitment and Admissions Service on request, or reference made to the Regulations referred to above.

Course Fees Payable, 2004-05

5.9 The following tables show the fees for all courses available in Session 2004-05:

Fees for Full-time Study

Home and EU undergraduates	£1150
Home and EU postgraduates (but see exceptions listed)	£3010
New entrant Overseas Undergraduates (but see exceptions listed)	
Arts / Divinity / Law & Financial Studies / Social Sciences / Education / Crichton College	£8000
Science / Engineering / Nursing and Midwifery	£10100
BVMS	£15000
MB ChB	£18500
MB ChB (Old Curriculum — Clinical) / BDS (Clinical)	£19100

¹ Currently: Austria, Belgium, Denmark (excluding the Faroe Islands), Finland, France (including the overseas departments of Guadeloupe, Martinique, French Guiana, Reunion, St Pierre and Miquelon), Andorra, Monaco, Germany, Gibraltar, Greece, the Republic of Ireland, Italy, San Marino, Luxembourg, the Netherlands, Portugal, Spain (excluding the Canary Islands), Sweden, and the United Kingdom.

² The EEA also includes Iceland, Norway (including Svalbard) and Liechtenstein.

Fees for Full-time Study

New entrant Overseas Postgraduates (but see exceptions listed)

Arts / Divinity / Law & Financial Studies / Social Sciences / Education / Crichton College	£8000
Science / Engineering / Nursing and Midwifery	£10100
Medicine / Dentistry / Veterinary Medicine (Non-Clinical)	£11700
Medicine / Dentistry / Veterinary Medicine (Clinical)	£19100

Fees for Part-time Study

Home and EU undergraduates	Up to 10 credits	£96 ³
	11—20 credits	£192
	21—30 credits	£288
	31—40 credits	£383
Home and EU undergraduates	41—50 credits	£479
	51—60 credits	£575
	61—70 credits	£671
	71—80 credits	£767
	81—90 credits	£863
	91—100 credits	£958 ⁴
Home and EU Postgraduates		£1505

Exceptions to Standard Fees

	<i>Full-time Home & EU</i> £	<i>Full-time Overseas</i> £	<i>Part-time Home & EU</i> £
ARTS			
MPhil in Philosophical Education	-	-	350/ course
MPhil in Language and Drama	-	-	350/ course
MPhil in Scottish Literature (distance)	-	-	1000 (Home & EU) 2700 (Overseas)
Diploma in Decorative Arts	7500	7500	
BIOMEDICAL & LIFE SCIENCES			
Diploma in Bioinformatics	2006	6750	-
Diploma in Biomedical Sciences	2006	6750	-
Diploma in Molecular Functions in Disease	2006	6750	-
Diploma in Ecology and Environmental Biology	2006	6750	-
Diploma in Evolutionary Biology and Systematics	2006	6750	-
Diploma in Marine Freshwater Ecology and Environmental Management	2006	6750	-
EDUCATION			
Certificate in Support for Learning	-	-	210/ course
Diploma in Support for Learning	-	-	210/ course
Certificate in Support for Learning (Distance Education)	-	-	450/ course
SQH (Diploma in School Leadership and Management)	-	-	1000 unit 1, 700 unit 2, 700 unit 3, 700 unit 4
Doctor of Education	-	-	875/ course (Home and EU) 1850/ course (Overseas)
MEd in Professional Development	-	-	640/ course
Certificate in Religious Education (Distance Learning)	-	-	390
Certificate in Religious Education with additional teaching qualification	-	-	285/ course

³ Minimum part-time fee⁴ Maximum part—time fee payable

	<i>Full-time Home & EU</i>	<i>Full-time Overseas</i>	<i>Part-time Home & EU</i>
	£	£	£
Diploma in Religious Education with additional teaching qualification	-	-	445/ course
Certificate in Adult Literacy and Numeracy	-	-	335/ 20 credit course
LAW & FINANCIAL STUDIES			
LLB (Graduate Entry)	5550	8000	-
Diploma/ MPhil in Medical Law	-	-	2371 Tuition, 884 Bench (Home, EU) 2896 Tuition, 884 Bench (Overseas)
Master of Accountancy	9500	11000	4750
Master of Finance	9500	11000	4750
Research, Accounting and Finance	3580	8000	1790
MEDICINE			
Master in Primary Care	-	-	251/ course
Certificate in Primary Care (non CPD)	-	-	251/ course
Certificate in Primary Care (CPD)	-	-	525 per 15 credits
Certificate in Primary Care (Elective) (CDP)	-	-	550 per 15 credits
Master of Public Health	3010	11700	251 per 15 credits
Master of Public Health (CPD)	-	-	525 per 15 credits
Diploma in Human Nutrition	1505	5850	753
Diploma in Dental Technology	-	10100 Tuition, 500 Bench	-
<i>Diploma in Management of Chronic Oedema</i>			
Assessment and Management Principles	-	-	725
Managing Oedema in Advanced Disease	-	-	725
Developing Specialist Practice	-	-	725
Managing Severe and Complicated Oedema	-	-	995
Nursing CPD Health Care (pg)	-	-	375/ course
Nursing CPD Health Care (ug)	-	-	375/ course
PHYSICAL SCIENCES			
MSc in Geoinformation Technology & Cartography	5000	5000	2500
Diploma in Geoinformation Technology and Cartography	3600	3600	1800
Certificate in Geoinformation Technology and Cartography	1000	1000	1000
SOCIAL SCIENCES			
Certificate/ Diploma/ MPhil in Housing Studies	-	-	1505 Tuition, 140 Bench
Certificate/ Diploma/ MPhil in Housing Studies (Modular)	-	-	605/ course >= 20 credits (includes bench fee); 320/ course < 20 credits (includes bench fee) 320 dissertation/ project
Certificate/ Diploma/ MPhil in Housing Studies (PT) (Path)	-	-	1095 (includes bench fee)
Diploma in Social Work (Fast Track)	10000	-	-
Diploma/ MPhil in Social History	3010	8000	1129

	<i>Full-time Home & EU</i>	<i>Full-time Overseas</i>	<i>Part-time Home & EU</i>
	£	£	£
Executive PhD	-	-	4000
MPhil Urban Policy and Practice	3059 Tuition, 146 Bench	-	1527 Tuition, 73 Bench
MPhil Urban Policy and Practice (Modular)	-	-	439 Tuition, 21 Bench
MPhil in Social Science Research Methods	3010	8000	341 (20 credits) 683 (40 credits)
Master of Business Administration	12500	14500	5000
Certificate in Business Administration	-	-	2000
Diploma in Business Administration	8000	11000	-
MSc Enterprise and Business Growth	8000	11000	-
MSc Management	8000	11000	-
MSc International Banking and Finance	8000	11000	-
Diploma in Management	TBC	TBC	TBC
MPhil in International Finance & Economic Policy	3500	8000	1750
MPhil in Development Studies	3500	8000	1750
MPhil in Economic Development	3500	8000	1750
MPhil in Environment and Sustainable Development	3500	8000	1750
MPhil in Economic Planning	3500	8000	1750
MPhil in Finance and Economic Development	3500	8000	1750
MPhil in Monetary Economics	3500	8000	1750
MPhil in Project Planning and Development Policy Analysis	3500	8000	1750
Diploma in Local Economic Development	-	-	500 Tuition, 200 Bench
MSc in Local Economic Development	-	-	500 Tuition, 200 Bench
Diploma in Economic Development (Distance Education)	-	-	500 Tuition, 200 Bench

Notes

- Special fee levels apply to students whose place of ordinary residence is the Channel Islands or the Isle of Man. Details may be obtained from the Registry.
- Fees are for new entrants. Lower fees may apply to some continuing students. Details may be obtained from the Registry.
- Overseas students may, in certain limited circumstances, be admitted to part-time study paying an appropriate percentage of the relevant full-time overseas fee.
- Special fees apply to members of staff undertaking part-time study. Details may be obtained from the Registry or Human Resources or at:
<http://www.gla.ac.uk/humanresources/stafffees.htm>
- Different fee levels apply to some courses in the Department of Adult and Continuing Education. Details may be obtained from that department.
- A 3% administration charge is payable to students arranging to pay fees by instalment. This charge does not apply to home undergraduates with a tuition fee liability assessed by an ELB or LEA.
- Interest is charged at 1% per month for late payment of fees.
- The exceptions to standard fees noted are correct at the time of going to press. However, a student should check the fee level applicable to his or her course at the time of admission.
- If a student notifies withdrawal from the University to the Registry on or before 31st October (or equivalent if studies commenced during the session) a full refund of tuition fees will be provided. For undergraduates, *pro-rata* refunds will be made after this date according to the weeks of attendance. No refund will be made if an undergraduate student withdraws after 30th March (or after 6 months attendance if studies commenced during the session). For postgraduates, *pro-rata* refunds will be calculated based on the number of completed months of attendance.

Additional Fees

5.10 The following additional fees are applicable to postgraduate research students:

1. The Annual Fees for Research Students cover matriculation, supervision of research or study and examination. An additional Fee of £326 is payable by students offering themselves as candidates on a second or subsequent occasion.
2. For the Higher Degrees of DLitt, DMus, LLD, DVM, DSc, DEng and PhD by published work, all candidates pay a fee of £667 (inclusive of a £66 precognition fee where preliminary application for the degree is required by the Regulations) on submission and, where re-submission is authorised, on re-submission of the thesis.
3. A fee of £70 is due when a thesis is submitted after the period allowed for submission has lapsed.
4. Those members of the University Staff in receipt of a tuition fee scholarship pay a fee of £518 on submission or re-submission for the degree.
5. Research students whose full-time attendance and fee payment began after the first term of their first year, pay the full-time tuition fee due up to the end of the period of supervision recommended by their Supervisor.
6. Research students who are certified by the Head of Department as having completed practical work and as not requiring further supervision or departmental facilities may matriculate for use of the Library as non-supervised students at a fee of £37.

VI DEGREE EXAMINATION ENROLMENT - UNDERGRADUATE, DIPLOMA AND OTHER COURSES

6.1 Students who have matriculated and enrolled in courses of the University are deemed to be entered once for the degree examinations appropriate to those courses. Students who have to resit an examination are required to enrol for this. No resit enrolment fee is charged.

6.2 Students who are eligible by virtue of previous attendances to sit degree examinations must enter for the examinations at the normal matriculation period at the beginning of the session and pay a fee of £37 in lieu of matriculation.

Late enrolment fee	£10
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6.3 The following fees are payable on entry for the examinations named:

- i) For students granted exemption from attendance on the corresponding first-year courses: First Examination in the Faculty of Engineering, per subject, £87.
- ii) Final MBChB and BDS Degree Examinations (referred students) £227.

VII TRANSCRIPT CHARGES

7.1 Students requiring a transcript of a complete or partially complete curriculum or the issue of special certificates of student status or performance pay a charge on a scale fixed annually by the Head of the Registry.

VIII GRADUATION AND GENERAL COUNCIL MEMBERSHIP

8.1 All candidates proceeding to graduation after examination who are not already members of the General Council are required to enrol as members of the Council and pay the fee of £49.

8.2 Graduands are required to enrol for Graduation within the enrolment period. Details may be obtained from the Registry or at <http://www.gla.ac.uk/registry/students/graduations/index.html>

8.3 Once a student has graduated from the University he or she is deemed to have accepted the recommendation of the Board of Examiners and hence an appeal from that student in connection with the award of the Degree will not be entertained.

IX PAYMENT OF MONIES DUE TO THE UNIVERSITY

9.1 No person shall be permitted to matriculate as a student of the University or to receive any degree, diploma or other qualification conferred by the University unless all arrears of fees for tuition and residence and any other sums due to the University have been paid.

X RECREATION FEE

10.1 The Sport and Recreation Service (SRS) offers access to state-of-the-art facilities and a comprehensive range of services at two sites within Glasgow, the Stevenson Building (Gilmorehill) and Garscube Sports Complex (West of Scotland Science Park). There is a small annual fee for all students who wish to use the facilities of the SRS. All full time students for whom fees are paid to the University are entitled to use the Student Union and other related facilities provided by the University.

XI AWARDS AND LOANS FOR UNDERGRADUATES

11.1 Details of awards and loans for undergraduates may be obtained from the Student Awards Agency for Scotland (Gyleview House, 3 Redheughs Rigg, Edinburgh, EH12 9HH), Local Education Authorities or Northern Ireland Education and Library Boards.

XII HARDSHIP FUNDS

12.1 The Government has made limited funds available to universities and other institutions of higher education to provide financial help to students who face financial hardship. Further information about these funds is available from the Registry (Financial Aid Section). www.gla.ac.uk/services/registry/student/finance

XIII MATURE STUDENTS' BURSARY FUND

13.1 The Government has made funds available to assist mature students with registered childcare, housing and excess travel costs. Further information about this Fund is available from the Registry (Financial Aid Section). www.gla.ac.uk/services/registry/student/finance

XIV AWARDS FROM THE STUDENT HARDSHIP FUND

14.1 Awards of varying value can be made to students of the University who, due to circumstances beyond their control, are experiencing real financial hardship. The applicant must be a matriculated student (undergraduate or postgraduate) of the University, except that students matriculated for a degree of the University but studying at an Associated Institution such as the Glasgow School of Art or the Scottish Agricultural College Auchincruive are not eligible to apply.

14.2 Application should be made on the relevant application form which is available, with further details, from: The Registry (Financial Aid Section), University of Glasgow.

XV THE CARNEGIE TRUST FOR THE UNIVERSITIES OF SCOTLAND

Assistance with the Payment of Fees

15.1 The scheme derives from the intention of the Trust founder, Andrew Carnegie, 'to render attendance at the Universities of Scotland and the enjoyment of their advantages more available to the deserving and qualified youth of Scotland to whom the payment of fees might act as a barrier'. Application can be made only in respect of study at one or other of the Scottish Universities and, in all cases, courses of study acceptable for Trust support must be directly connected with the acquisition of a *first* degree from a Scottish University.

15.2 Information concerning the conditions of award of assistance, and application forms, may be obtained from the Secretary and Treasurer, the Carnegie Trust for the Universities of Scotland, Cameron House, Abbey Park Place, Dunfermline, Fife KY12 7PZ.

XVI PRIZES, BURSARIES, FELLOWSHIPS AND SCHOLARSHIPS

16.1 Details of the University's Prizes, Bursaries, Fellowships and Undergraduate Scholarships are available on the Senate Office website at <http://senate.gla.ac.uk/academic/prizes/inex.html>.

XVII CODE OF PROCEDURE FOR APPEALS BY STUDENTS AGAINST ACADEMIC DECISIONS

17.1 Introduction

The University has a duty to maintain and enhance the quality of provision for students and to provide an effective system for handling appeals and complaints. This section states the procedure for regulating appeals against academic decisions affecting students other than decisions taken in respect of proceedings under the Code of Discipline which is found in Section XXXII or the Students' Complaints Procedure which is contained in Section XXXIX.

17.2 Principles

17.2.1 A student should have a full opportunity to raise an appeal against an academic decision without fear of disadvantage and in the knowledge that confidentiality shall be respected.

17.2.2 Matriculated students should be directed to the website containing the Code of Procedure for Appeals by Students against Academic Decisions and should be provided with advice concerning sources of support and advice including the Students' Representative Council.

17.2.3 Clear guidance should be provided on the University website to direct a student to sources of advice with regard to the University's compliance with the Data Protection Act and the Freedom of Information Act.

17.2.4 Members of Faculty Appeals Committees and the Senate Appeals Committee should be appointed annually and should be invited to attend an annual briefing. A member should normally serve for a period of three years.

17.2.5 A representative of the student body who is present at an appeal as an observer should be given appropriate guidance.

17.2.6 The Senate Appeals Committee and each Faculty Appeals Committee should provide an annual report to Senate containing a review of its activities in relation to academic appeals.

17.2.7 Where an appeal is upheld, the University should defray reasonable and proportionate expenses necessarily incurred by the student.

17.3 Definition of an appeal

17.3.1 An appeal is defined as a request for a review of a decision of an academic body charged with making judgements concerning student progression, assessment or awards.

17.3.2 A student may appeal (request a review of an academic decision) on the grounds of defective or unfair procedure by the academic body or a failure of the academic body to take account of medical or adverse personal circumstances submitted in accordance with the Code of Practice on Incomplete Assessment and Good Cause (see Section XXII).

17.3.3 A student may appeal on the grounds of medical or adverse personal circumstances that were not previously presented to the relevant academic body, if good reason is provided for the failure to present these circumstances in accordance with the standard procedure.

17.3.4 The provision for medical evidence or evidence of adverse personal circumstances is not designed to compensate for underperformance due to these circumstances nor are Examiners expected to infer how a candidate might have performed if unaffected. Where a candidate's performance is borderline between grades or classifications of Honours, provision of such evidence shall not necessarily raise the candidate to the higher grade or classification.

17.3.5 The Code of Practice on Incomplete Assessment and Good Cause is concerned with the sudden unforeseen onset of illness or adverse personal circumstances affecting the student. It is not intended to apply to chronic or persistent illness or to long-term adverse personal circumstances affecting a student's preparation for examinations and/or attendance at examinations or the submission of written work by the due date. **Examiners will mark and classify the performance as it stands and will not judge undemonstrated capability.** Where there is chronic illness, good cause shall only be established where the candidate's performance has been compromised by a sudden severe episode of the illness.

17.3.6 **A student may not appeal to a Faculty or to Senate Appeals Committee against an academic decision in respect of marks awarded for academic work (other than the imposition of a penalty), decisions of examiners or other matters of academic judgement unless the grounds of the appeal are contained in paragraphs 17.3.2 and 17.3.3 above.**

17.3.7 **A former student may not appeal once he/she has graduated from the University. By graduating, the former student is deemed to have accepted the recommendation of the Board of Examiners and the decision of the appropriate Faculty. Exceptionally, if evidence emerges that the conduct of the Board of Examiners was defective or that the Board was deprived of essential information, an appeal may be allowed.**

17.4 The Appeal Process

17.4.1 The Senate is charged by the *Universities (Scotland) Acts* with a duty to superintend the teaching of the University. This is understood to include examining. The Senate has authorised the establishment of Faculty Committees to hear appeals in the first instance, as specified in the Code of Procedure for Appeals to a Faculty Appeals Committee, which is set out below in Section XVIII.

17.4.2 A student may further appeal against the decision of the relevant Faculty Appeals Committee to the Senate. The Code of Procedure for Appeals to the Senate is set out, after the Faculty Appeals Code (see Section XIX).

17.4.3 Where the appeal is made to the Senate on the grounds that the disposal at Faculty level was manifestly unreasonable, the letter of appeal must clearly and fully specify in what respects the student believes the Faculty Appeals Committee erred in coming to its decision or was mistaken in its decision.

17.4.4 Section 6(2) of the *Universities (Scotland) Act, 1889*, gives the University Court power to review any decision of the Senate. The University Court has devolved its responsibilities in this respect to an external adjudicator⁵. Although the decision of the external adjudicator is not legally binding on the University Court, the expectation is that the University Court shall accept the decision and any accompanying recommendations.

XVIII CODE OF PROCEDURE FOR APPEALS TO A FACULTY APPEALS COMMITTEE (For Undergraduate, Taught Postgraduate and Research Postgraduate Students)

18.1 Informal resolution

Prior to submitting a formal appeal to Faculty, students are advised to discuss the matter with an Adviser of Studies or equivalent, Supervisor, Course Co-ordinator or Faculty Administrator in an attempt to resolve the matter informally. The Students'

⁵ External adjudication will be provided in session 2004-05 by the Office of the Independent Adjudicator.

Representative Council will provide the services of a trained student advocate to assist or to represent a student in seeking an informal resolution. A copy of the Code of Procedure for Appeals shall be provided to the student and to his or her representative.

18.2 Faculty Appeals Committee - Jurisdiction

18.2.1 The jurisdiction of the Faculty Appeals Committee shall comprise all academic decisions concerning progress, assessment or award other than decisions taken in respect of proceedings under the Code of Discipline which is found in Section XXXII or the Students Complaints Procedure which is contained in Section XXXIX.

18.2.2 The Committee shall not have authority to alter an academic decision. If relevant factors are raised by the appeal which should have been made known to the Board of Examiners or which the Board failed to take into account, the Committee shall instruct the Board to reconvene to reconsider the assessment. Where the Board after reconsideration of the issues raised in the appeal retains its original decision, the Dean of the Faculty shall decide whether the recommendation of the Board should be accepted or rejected.

18.2.3 The Committee shall not have authority to permit the resubmission of a thesis for a degree by research where a Committee of Examiners following due process, has recommended rejection of the thesis or resubmission for a lower degree. If the appeal reveals failure on the part of a Department or a Faculty to meet the standards set by the Code of Good Postgraduate (Research) Practice, the student may raise a complaint under the Student Complaints Procedure contained in Section XXXIX of the University Calendar Committee.

18.3 Lodging an appeal

Time within which an appeal is to be lodged and late appeals

18.3.1 Where an appeal lies against an academic decision in terms of Section 17.3; *Definition of an Appeal*, the appeal or an intimation of intention to appeal shall be submitted in writing to the Faculty Secretary/Clerk for the attention of the Dean of the relevant Faculty, within 10 working days of the intimation to the student of the decision against which the student is appealing. Where an intention to appeal is submitted, the full appeal including the grounds and the remedy shall be submitted within 20 working days of the date of the letter intimating intention to appeal.

18.3.2 An application for an extension of time for submitting an appeal beyond 20 working days shall be made in writing to the Faculty Secretary/Clerk for the attention of the Dean of the relevant Faculty and shall include sufficient information concerning the nature of the appeal, shall state the grounds on which an extension of time is sought and be accompanied by such evidence of medical or other adverse personal circumstances as are relevant to the application.

18.3.3 An application for extension of time for submitting an appeal shall not be granted unless the Convener of the Faculty Appeals Committee is satisfied that the student was precluded from appealing within 20 working days as a result of serious illness or other circumstances which are both exceptional and relevant to the appeal.

18.3.4 A letter of appeal or other documents required for the consideration of an appeal shall be treated as having been given or sent on the day that it is received by the Faculty Secretary/Clerk; and any letter or document sent to any person including the student in connection with the appeal shall, if sent to the person's last notified address, be treated as having been given or sent on the day that it was posted.

Grounds for Appeal

18.3.5 A Faculty Appeals Committee shall entertain an appeal against a decision of an academic body only on the following grounds:

- i) unfair or defective procedure;
- ii) a failure to take account of medical or other adverse personal circumstances.

18.3.6 In the case of a claim of unfair or defective procedure, evidence in the form of written statements or formal documents such as the Minute of the Board of Examiners must be provided. Advice on a subject data access request can be obtained from the Data Protection Office at:

http://www.gla.ac.uk/dataprotection/outwith/subject_access.html

18.3.7 In the case of a claim of a failure to take account of medical or other adverse personal circumstances, the student shall be referred to Section 17.3; *Definition of an appeal*.

Content of a letter of appeal to a Faculty

18.3.8 A letter of appeal shall state:

the name and address of the student and the telephone number and email address, if available;

the decision appealed against;

all the grounds for the appeal: additional grounds may be admitted subsequently only at the discretion of the Convener; additional grounds presented at a hearing may lead to adjournment of the hearing;

the remedy or remedies which the student seeks;

the name and address of any person whom the student has appointed as a representative or who will accompany the student at the hearing;

whether the student wishes to be present at an oral hearing or whether he/she is content for the appeal to be considered without his/her presence.

Evidence of medical or other adverse personal circumstances

18.3.9 A student who wishes to appeal on grounds of medical or other adverse personal circumstances shall provide a medical report⁶ from his/her General Practitioner, Hospital Consultant or University Health Service. The medical report shall detail the severity, duration and possible impact of the medical condition on the student's academic performance. Where the student wishes to appeal on the grounds of adverse personal circumstances, a written statement by an independent witness must be provided. The report shall detail the severity, duration and possible impact of the circumstances.

18.3.10 Where the student has failed to notify Head of Registry and or the Faculty or Departmental Administrator of medical or other adverse personal circumstances in compliance with paragraph 22.1 (ii) of the Code of Practice on Incomplete Assessment and Good Cause, the letter of appeal shall contain a statement explaining the exceptional circumstances which prevented notification within the stated time.

18.4 Faculty Appeals Committee - Constitution

18.4.1 Each Faculty shall establish a Faculty Appeals Committee (hereinafter referred to as the Committee) which shall have full powers to decide appeals.

18.4.2 The Committee shall be constituted as follows:

- i) The Committee shall be convened by the Dean of the Faculty or his/her nominee
- ii) Up to twelve members will be drawn from the membership of the Faculty. The membership will be individuals with experience of assessment, teaching and supervision at undergraduate and postgraduate (including research) levels. One member shall be appointed as the Vice-Convenor.
- iii) Two members drawn from the membership of the Appeals Committee of another Faculty.

18.4.3 The membership of the Committee shall be reported to Senate annually. Members shall normally serve for a period of three years.

18.4.4 No member of the Senate Appeals Committee or of the University Court shall be entitled to serve on the Committee. Where a member of the Committee has participated directly in the decision appealed against, that member shall not sit for that individual appeal.

18.4.5 The quorum of the Committee shall be three.

18.4.6 The Committee may have the assistance of a legal adviser.

18.4.7 The Faculty Secretary/Clerk of the Faculty concerned or his/her nominee shall act as Clerk to the Committee.

18.5 Consideration of Appeals

Power to give directions

18.5.1 The Dean of the Faculty or his/her nominee may direct the student (or his or her representative) or any party to the proceedings to furnish additional evidence, information or explanation as may be thought to be appropriate.

18.5.2 A direction to the student (or his or her representative) shall state the period of time by which the student shall respond in writing following which the appeal may be dismissed by the Dean.

Preliminary disposal

18.5.3 The Dean of the Faculty or his/her nominee in consultation with two members of the Faculty Appeals Committee may make a preliminary disposal in order to accelerate a decision or where the student is no longer available for a hearing. The Dean of the Faculty may:

- i) dismiss the appeal because the subject-matter does not fall within the scope of paragraph 18.3.5;
- ii) dismiss the appeal because no competent grounds have been stated or because the appeal is frivolous or vexatious or because the appeal is out of time or because the student failed to comply with a direction made;
- iii) dismiss the appeal because it does not establish a *prima facie* case that the decision appealed against involved defective or unfair procedure, or a failure to take relevant evidence of adverse personal circumstances into account;
- iv) dismiss the appeal because the evidence submitted could reasonably have been presented to the Board of Examiners or other academic body;
- v) refer the appeal directly to the appropriate academic body responsible for the application of the progress regulations or to the Board of Examiners with whatever guidance or direction it considers appropriate;
- vi) refer the appeal to a full hearing before the Faculty Appeals Committee. Provision of a hearing does not imply that a *prima facie* case has been established.

⁶ A charge in excess of £20 may be made by a GP for provision of a medical report.

18.5.4 The Dean of the Faculty may also take such other interim action by way of direction as he or she deems appropriate.

18.5.5 The Clerk to the Committee shall state in the letter to the student (or his or her representative) intimating the outcome of the preliminary disposal the reasons for the decision and shall provide the papers which were considered by the Committee.

18.5.6 An appeal which has been dismissed under preliminary disposal may be reinstated if the student (or his or her representative) makes representations with reasons why the case should not have been dismissed. The representation and the reasons shall be made in writing within 10 working days of the date of letter intimating the outcome of the preliminary disposal.

18.6 Arrangements for a hearing before the Faculty Appeals Committee

Timing of the hearing

18.6.1 When a hearing is required, the Committee shall meet within 20 working days of receipt of the letter of appeal or as soon thereafter as is practicable.

Preparation of papers

18.6.2 The Clerk of the Committee shall:

- i) request reports and information including information relating to the manner in which the decision appealed against was reached;
- ii) request the attendance of any person or persons whose presence is necessary for the hearing of the appeal;
- iii) provide the student (or his or her representative) normally within 10 working days in advance of the hearing with a copy of all papers which will be before the Committee and the names of those persons who will be in attendance. The papers will normally be sent by Recorded Delivery/University Courier or may at the student's request be collected in person.
- iv) notify the student (or his or her representative) no less than 5 working days prior to the hearing of the date, time and location of the hearing and the names of the members of the Committee who will consider the case.

18.7 Attendance at hearing

18.7.1 Where the student is prevented from attending by ill health, the hearing shall normally be deferred on submission of a medical certificate. If the student does not attend on the date appointed and no notification of the absence has been received, if the Convener is satisfied that the student has received due notice of the hearing, the Committee may proceed to deal with the case and to reach a decision in the student's absence.

18.7.2 The student shall have the right to be accompanied at the hearing by one of the following: a parent or guardian; a fellow student or other friend or to be formally represented by an Officer of the Students' Representative Council; a member of the University staff; or a lawyer. Where the student seeks to have two individuals in attendance, one shall attend as an observer only.

18.7.3 The student may name any person or persons he/she wishes to be present to provide evidence on his/her behalf. The name of any person or persons called by the student to provide evidence shall be provided to the Clerk of the Committee no later than 10 working days before the date of the hearing. The student shall be responsible for arranging the attendance of such persons at the hearing with the exception of members of staff of the University who shall be notified of the date, time and location of the hearing by the Clerk to the Committee.

18.7.4 If any person or persons are unable or unwilling to attend the hearing, the Convener of the Committee shall be responsible for deciding if the hearing should proceed on the date arranged or be deferred. A written statement may be presented by any person who has been invited to attend the hearing but is not available at the date specified.

18.7.5 The hearing shall be held in private. Strict confidentiality shall be observed.

18.8 Professional Advice

18.8.1 Where the Committee requires the advice of an expert to deal with a question of fact or special difficulty, such an expert shall provide a written report and where appropriate shall be invited to attend the hearing to provide evidence.

18.9 Procedure for the Conduct of a Hearing

18.9.1 The Committee shall rely only on evidence presented at the hearing.

18.9.2 The hearing shall be conducted in the presence of all persons invited to attend to provide evidence.

Statements

18.9.3

- i) At the hearing, the Convener shall invite the student and his or her representative to make a statement. If the student declines the invitation to make a statement, the Committee shall reserve the right to question the student directly.
- ii) The Committee shall then address any questions to the relevant parties including those appearing to advise the Committee and shall afford the student and his/her representative an opportunity to question the persons involved through the Convener.
- iii) The Committee shall consider any request from any person present at the hearing to make a statement or to put questions through the Committee to anyone whom the Committee has examined.

- iv) The Committee shall afford the student an opportunity to make a final statement or to have one made on his or her behalf.
- v) The Convener shall seek confirmation from all parties that all necessary and relevant information has been conveyed to the Committee, that the questioning is complete and that in the opinion of the student, the hearing has been conducted in a fair manner.

Deliberation of the Committee

18.9.4 Thereafter all persons except the Committee, its Clerk and any legal adviser appointed to advise the Committee shall retire while the Committee considers its decision. The Committee shall reach its decision or defer the decision pending further investigations.

Rules of evidence

18.9.5 In reaching its decision, the Faculty Appeals Committee shall not be bound by the rules of evidence. The Committee shall attempt to ascertain all relevant facts with a view to coming to a reasonable disposal.

Adjournment

18.9.6 At any stage the Convener may adjourn the hearing if he/she considers this to be necessary.

18.10 Disposal

18.10.1 The Committee shall decide the matter at the conclusion of its consideration of the appeal or as soon as possible thereafter.

18.10.2 The Committee may decide by a majority.

18.10.3 The Committee may:

- i) dismiss the appeal because the subject matter of the appeal does not fall within the scope of Section XVII paragraph 3;
- ii) dismiss the appeal because the decision appealed against did not involve defective or unfair procedure, or a failure to take relevant medical or adverse personal circumstances into account;
- iii) refer the appeal to the appropriate committee or to a Board of Examiners with whatever guidance or direction it considers appropriate;
- iv) uphold the appeal and grant whatever remedy it considers fair in the circumstances which does not involve overturning an academic judgement.

18.10.4 The decision and the reasons for the decision, with reference to any findings of fact, will be provided in writing to the student and his or her representative by Recorded Delivery normally within 10 working days of the decision being determined. If it is not possible to provide the decision and the reasons for the decision within this timescale, the student will be informed of the reason for the delay and a new timescale will be provided.

18.10.5 Where an appeal is upheld, the University shall defray reasonable and proportionate expenses necessarily incurred by the student.

18.11 Reports to Senate and Annual Review

18.11.1 The Convener of the Faculty Appeals Committee shall intimate to Senate the decision in a successful appeal, along with the reasons for the decision and any recommendations indicated by the Committee relating to the matter which gave rise to the appeal. The report shall be made at the Senate's next regular meeting but shall not be made until 10 working days have elapsed, the time permitted for an appeal to Senate or until any appeal has been heard and a decision reached. The report shall not identify the student.

18.11.2 The Faculty Appeals Committee shall review its proceedings annually.

XIX CODE OF PROCEDURE FOR APPEALS TO THE SENATE APPEALS COMMITTEE

19.1 Senate Assessors for Appeals

19.1.1 The Senate shall appoint two Senate Assessors for Student Appeals, one of whom shall be the Senior Senate Assessor for Student Appeals and the other shall be his or her deputy. The term of office shall normally be three years.

19.1.2 The duties of the Senate Assessors for Student Appeals shall include consideration of the admissibility of late appeals, directing the student with respect to further information, consideration of appeals under the preliminary disposal procedure, convening a hearing before the Senate Appeals Committee, notifying the outcome to the student and reporting the outcome with any recommendations to Senate.

19.2 Jurisdiction of the Senate Appeals Committee

19.2.1 The Senate Appeals Committee shall consider appeals by Undergraduate Students, Taught Postgraduate Students and Research Postgraduate Students against a decision of a Faculty Appeals Committee which falls within the scope of grounds for an appeal to Senate.

19.2.2 The Committee shall not have authority to alter the decision of a Board of Examiners. If relevant factors are raised by the appeal which should have been made known to the Board of Examiners or which the Board failed to take into account, the

Committee shall instruct the Board to reconvene to reconsider the assessment. Where the Board after reconsideration of the issues raised in the appeal retains its original decision, the Dean of the Faculty shall decide whether the recommendation of the Board should be accepted or rejected.

19.2.3 The Committee shall not have authority to permit the resubmission of a thesis for a degree by research where a Committee of Examiners following due process, has recommended rejection of the thesis or resubmission for a lower degree. If the appeal reveals failure on the part of a Department or a Faculty to meet the standards set by the Code of Good Postgraduate (Research) Practice, the student may raise a complaint under the Student Complaints Procedure contained in Section XXXIX of the University Calendar Committee.

19.3 Lodging an appeal

Time within which an appeal is to be lodged and late appeals

19.3.1 Where an appeal lies against a decision of the Faculty Appeals Committee in terms of paragraph 19.4.1 below, the appeal or an intimation of intention to appeal shall be submitted in writing to the Head of the Senate Office for the attention of the Senior Senate Assessor for Student Appeals, within 10 working days of the intimation to the student of the decision against which the student is appealing. Where an intention to appeal is submitted, the full appeal shall be submitted within 20 working days of the date of the letter intimating the intention to appeal.

19.3.2 An application for an extension of time for submitting an appeal beyond 20 working days shall be made in writing to the Head of the Senate Office for the attention of the Senior Senate Assessor for Student Appeals and shall include sufficient information concerning the nature of the appeal, shall state the grounds on which an extension of time is sought and be accompanied by such evidence of medical or other adverse personal circumstances as are relevant to the application.

19.3.3 An application for extension of time for submitting an appeal shall not be granted unless the Senior Senate Assessor for Student Appeals or his or her deputy, is satisfied that the student was precluded from appealing within 20 working days as a result of serious illness or other circumstances which are both exceptional and relevant to the appeal.

19.3.4 A letter of appeal or other documents required for the consideration of an appeal shall be treated as having been given or sent on the day that it is received by the Head of the Senate Office; and any letter or document sent to any person including the student in connection with the appeal shall, if sent to the person's last notified address, be treated as having been given or sent on the day that it was posted.

19.4 Grounds for Appeal

19.4.1 An appeal may be made to the Senate Appeals Committee against a decision of a Faculty Appeals Committee only on the grounds that:

- i) new evidence has emerged which could not reasonably have been produced to the Faculty Appeals Committee and/or
- ii) there has been defective procedure at Faculty level and/or
- iii) the disposal at Faculty level was manifestly unreasonable.

19.4.2 Evidence of medical or other adverse personal circumstances must be provided in accordance with the Code of Incomplete Assessment and Good Cause (see Section XXII).

19.4.3 In the case of a claim of unfair or defective procedure, evidence in the form of written statements or formal documents such as the Minute of the Board of Examiners must be provided. Advice on a subject data access request can be obtained from the Data Protection Office at:

http://www.gla.ac.uk/dataprotection/outwith/subject_access.html

19.4.4 Where the student claims that the disposal at Faculty level was unreasonable; the student must state in writing the respects in which he/she believes that the Faculty Appeals Committee erred in coming to its decision or was mistaken in its decision.

19.5 Content of a letter of appeal to the Senate Appeals Committee

19.5.1 A letter of appeal shall state:

- i) the name and address of the student and the telephone number and email address, if available;
- ii) the decision appealed against;
- iii) all the grounds for the appeal: additional grounds may be admitted subsequently only at the discretion of the Convener; additional grounds presented at the hearing may lead to adjournment of the hearing;
- iv) the remedy or remedies which the student seeks;
- v) the name and address of any person whom the student has appointed as a representative or who will accompany the student at the hearing;
- vi) whether the student wishes to be present at an oral hearing or whether he/she is content for the appeal to be considered without his/her presence.

19.5.2 Where a student has failed to present to the Faculty Appeals Committee medical or other adverse personal circumstances, the letter of appeal shall contain a statement explaining the exceptional circumstances which prevented this evidence from being presented previously.

19.6 Senate Appeals Committee - Constitution

19.6.1 The Committee shall be constituted as follows:

- i) The Senior Senate Assessor for Student Appeals or his/her deputy shall convene the Committee.
- ii) Two members nominated by each Faculty to serve for a period of three years. The nominees will be individuals with experience of assessment, teaching and supervision at undergraduate and postgraduate (including research) levels. One member shall be appointed as a Senate Assessor for Student Appeals and shall be the deputy to the Senior Assessor.

19.6.2 The membership of the Committee shall be reported to Senate annually. Members shall normally serve for three years.

19.6.3 A representative of the student body may attend the hearing in the role of observer unless the student has expressed the wish that no such representative shall be present.

19.6.4 Where a member of the Committee has participated directly in the decision appealed against or has an affiliation to the Faculty appealed against, that member shall not sit for that appeal.

19.6.5 The quorum of the Committee shall be five. Exceptionally the Committee shall have powers to co-opt up to two members of Senate in order to obtain a quorum.

19.6.6 The Committee may have the assistance of a legal adviser.

19.6.7 The Head of the Senate Office or his or her deputy shall act as Clerk to the Committee.

19.7 Consideration of Appeals

Power to give directions

19.7.1 Upon receipt of a written appeal, the Senior Senate Assessor for Student Appeals in consultation or his or her deputy may direct the student (or his or her representative) or any party to the proceedings, to furnish additional evidence, information or explanation as may be thought to be appropriate.

19.7.2 A direction to the student (or his or her representative) shall state the period of time by which the student shall respond in writing following which the appeal may be dismissed by the Senior Senate Assessor.

Preliminary disposal

19.7.3 The Senior Senate Assessor for Student Appeals or his/her deputy in consultation with two members of the Senate Appeals Committee may make a preliminary disposal in order to accelerate a decision or where the student is no longer available for a hearing. The Senior Senate Assessor may:

- i) dismiss the appeal because the subject-matter of the appeal does not fall within the scope of paragraph 19.4 above;
- ii) dismiss the appeal because no competent grounds have been stated or because the appeal is frivolous or vexatious or because the appeal is out of time or because the student failed to comply with a direction made in terms of paragraph 19.7.1 and 19.7.2 above;
- iii) dismiss the appeal because it does not establish a *prima facie* case that disposal at Faculty level involved defective or unfair procedure, or a failure to take relevant medical evidence or adverse personal circumstances into account or was manifestly unreasonable;
- iv) dismiss the appeal because the new evidence submitted by the student could reasonably have been presented to the Faculty Appeals Committee;
- v) set aside the decision of the Faculty and refer the appeal to the appropriate academic body responsible for the application of the progress regulations or to the Board of Examiners with whatever guidance or direction it considers appropriate;
- vi) refer the appeal to the Faculty Appeals Committee with whatever guidance or direction it considers appropriate, which may include a direction that the appeal is heard again by a Committee which is not constituted by any member who was involved in the first decision;
- vii) refer the appeal to the Senate Appeals Committee for a full hearing. Provision of a hearing does not imply that a *prima facie* case has been established.

19.7.4 The Senior Senate Assessor or his or her deputy may also take such other interim action by way of direction as he or she deems appropriate.

19.7.5 The Clerk to the Committee shall state in the letter to the student (or his or her representative) intimating the outcome of the preliminary disposal the reasons for the decision and shall provide the papers which were considered by the Committee.

19.7.6 An appeal which has been dismissed under preliminary disposal may be reinstated if the student (or his or her representative) makes representation stating the reasons why the appeal should not have been dismissed. The representation and the reasons shall be made in writing within 10 working days of the date of the letter intimating the outcome of preliminary disposal.

19.8 Arrangements and Procedure for a Hearing

Timing of the hearing

19.8.1 When a hearing is required, the Committee shall meet within 20 working days of receipt of the letter of appeal or as soon thereafter as it practicable.

Preparation of papers

19.8.2 The Clerk of the Committee shall:

- i) request a copy of the papers which were before the Faculty Appeals Committee and a report of the hearing including information relating to the manner in which the decision appealed against was reached;
- ii) request any other reports or information relevant to the appeal
- iii) request the Dean of the Faculty to provide a written response to the statements made in the letter of appeal and to name any person or persons whom the Dean wishes to appear to provide evidence;
- iv) provide the student (or his or her representative) normally within 10 working days in advance of the hearing with a copy of all papers which will be before the Committee and the names of those persons who will be in attendance. The papers will normally be sent to the student by Recorded Delivery/University Courier or may at the student's request be collected in person.
- v) notify the student (or his or her representative) no less than 5 working days prior to the hearing of the date, time and location of the hearing and the names of the members of the Committee who will consider the case.

19.9 Attendance at hearing

19.9.1 Where the student is prevented from attending by ill health, the hearing shall normally be deferred on submission of a medical certificate. If the student does not attend on the date appointed and no notification of the absence has been received, if the Senior Senate Assessor or his/her deputy is satisfied that the student has received due notice of the hearing, the Committee may proceed to deal with the case and to reach a decision in the student's absence.

19.9.2 The student shall have the right to be accompanied at the hearing by one of the following: a parent or guardian; a fellow student or other friend or to be formally represented by an Officer of the Students' Representative Council; a member of the University staff; or a lawyer. Where the student seeks to have two individuals in attendance, one shall attend as an observer only.

19.9.3 The student may name any person or persons he/she wishes to be present to provide evidence on his/her behalf. The name of any person or persons called by the student to provide evidence shall be provided to the Clerk of the Committee no later than 10 working days before the date of the hearing. The student shall be responsible for arranging the attendance of such persons at the hearing with the exception of members of staff of the University who shall be notified of the date, time and location of the hearing by the Clerk to the Committee.

19.9.4 If any person or persons are unable or unwilling to attend the hearing, the Senior Senate Assessor for Student Appeals shall be responsible for deciding if the hearing shall proceed on the date arranged or be deferred. A written statement may be presented by any person who has been invited to attend the hearing but who is not available at the date specified.

19.9.5 The hearing shall be held in private. Strict confidentiality shall be observed.

19.10 Expert Advice

19.10.1 Where the Committee requires the advice of an expert to deal with a question of fact or special difficulty, such an expert shall provide a written report and where appropriate shall be invited to attend the hearing to provide evidence.

19.11 Procedure for the Conduct of a Hearing

19.11.1 The Committee shall rely only on evidence presented at the hearing.

19.11.2 The hearing shall be conducted in the presence of all persons invited to attend to provide evidence.

Statements

- i) At the hearing, the Convener shall invite the student and his or her representative to make a statement. If the student declines the invitation to make a statement, the Committee shall reserve the right to question the student directly.
- ii) The Committee shall then address any questions to the relevant parties including those appearing to advise the Committee and shall afford the student and his/her representative an opportunity to question the persons involved through the Convener.
- iii) The Committee shall consider any request from any person present at the hearing to make a statement or to put questions through the Committee to anyone whom the Committee has examined.
- iv) The Committee shall afford the student an opportunity to make a final statement or to have one made on his or her behalf.
- v) The Convener shall seek confirmation from all parties that all necessary and relevant information has been conveyed to the Committee, that the questioning is complete and that in the opinion of the student, the hearing has been conducted in a fair manner.

Deliberation of the Committee

19.11.5 Thereafter all persons except the Committee, its Clerk and any legal adviser appointed to advise the Committee shall retire while the Committee considers its decision. The Committee shall reach its decision or defer the decision pending further investigations.

Rules of evidence

19.11.6 In reaching its decision, the Faculty Appeals Committee shall not be bound by the rules of evidence. The Committee shall attempt to ascertain all relevant facts with a view to coming to a reasonable disposal.

Adjournment

19.11.7 At any stage the Convener may adjourn the hearing if he/she considers this to be necessary.

19.12 Disposal

19.12.1 The Committee shall decide the matter at the conclusion of its consideration of the appeal or as soon as possible thereafter.

19.12.2 The Committee may decide by a majority

19.12.3 The Committee may:

- i) dismiss the appeal because the subject matter of the appeal does not fall within the scope of Section XVII paragraph 3;
- ii) dismiss the appeal because the disposal at Faculty level did not involve defective or unfair procedure, or a failure to take relevant medical or adverse personal circumstances into account or was not manifestly unreasonable;
- iii) dismiss the appeal because the new evidence submitted by the student could reasonably have been produced to the Faculty Appeals Committee
- iv) dismiss the appeal because the appeal is frivolous or vexatious; or if it is considered that the student suffered no material prejudice
- v) refer the appeal to the appropriate Faculty Committee or to a Board of Examiners with whatever guidance or direction it considers appropriate
- vi) uphold the appeal and grant whatever remedy it considers fair in the circumstances which does not involve overturning an academic judgement.

19.12.4 The decision and the reasons for the decision, with reference to any findings of fact, will be provided in writing to the student and his or her representative by Recorded Delivery normally within 10 working days of the decision being determined. If it is not possible to provide the decision and the reasons for the decision within this timescale, the student will be informed of the reason for the delay and a new timescale will be provided.

19.12.5 Where an appeal is upheld, the University shall defray reasonable and proportionate expenses necessarily incurred by the student.

19.13 Reference back to a Faculty

19.13.1 The Senate Appeals Committee may decide to refer the matter to the Faculty Appeals Committee where it considers:

- i) that evidence made available to the Senate Appeals Committee had not been presented to the Faculty Appeals Committee, or
- ii) that there had been defective procedure at the Faculty level.

19.13.2 In the first case, the Senate Appeals Committee may decide to refer the matter to the Faculty Appeals Committee as originally constituted to hear the appeal in order to permit that Committee to hear the case *ab initio*.

19.13.3 In the second case, the matter shall be considered by a newly constituted Faculty Appeals Committee.

19.13.4 Where an appeal is made to the Senate against the decision of the Faculty Appeals Committee following a reference back, it shall be competent for the Senior Senate Assessor for Student Appeals or his/her deputy, in consultation with at least two other members of the original Appeals Committee, either to dismiss the appeal or to recall the Senate Appeals Committee to hear the case.

19.14 Reports to Senate and Annual Review

19.14.1 The Convener of the Senate Appeals Committee shall intimate to Senate the decision in a successful appeal, along with the reasons for the decision and any recommendations indicated by the Committee relating to the matter which gave rise to the appeal. The report shall be made at the Senate's next regular meeting. The report shall not identify the student.

19.14.2 The Senate Appeals Committee shall review its proceedings annually including a review of actions taken in respect of recommendations to Senate.

19.14.3 This shall conclude the internal processes of the University.

19.15 Independent External Review

19.15.1 If the appellant is dissatisfied with the outcome of an appeal to Senate, he/she shall have the right to a review by the Office of the Independent Adjudicator, details of which shall be available from the Senate Office.

XX CODE OF ASSESSMENT FOR UNDERGRADUATE AND TAUGHT POSTGRADUATE PROGRAMMES⁷

The Code of Assessment is governed by a Resolution of the University Court which at the date of publication had not yet come into effect.

General

20.1 Each approved course or module contributing to an award of the University will incorporate a scheme of assessment which:

- a) assesses candidates' performance against the stated learning objectives⁸ of the course or module;
- b) includes an appropriate combination of formative and summative elements;
- c) deploys forms of assessment appropriate to the learning objectives of the course or module, taking due account of its credit rating;
- d) where re-assessment is provided for in the degree regulations, makes provision for the re-assessment of candidates in accordance with the regulations;
- e) may be changed only through procedures approved by Senate;
- f) may be varied exceptionally in a given session in response to specific circumstances subject to the approval of the Clerk of Senate;
- g) is as far as practicable anonymous.

20.2 The scheme will be implemented in accordance with the following requirements:

- a) the scheme shall be fully described in the Departmental Instructions issued in writing to all students enrolled in the course or module (at the beginning of the academic year, or as soon as practicable thereafter), with particular regard to dates, deadlines and formats of required work, weights of components of the assessment scheme, the method of marking (e.g. single marking, blind double marking, etc.), procedures for informing students of results and the returning of work, requirements for progression in the relevant programme and provisions for appeal;
- b) due notice shall be given of dates, times and places of written and oral examinations and other assessment events;
- c) the Departmental Instructions shall specify what the student must do in order to qualify as a candidate for assessment and the consequences of failure to qualify;
- d) appropriate provision shall be made for candidates with designated or temporary special needs in conjunction with a Special Needs Adviser (see Section XXI);
- e) the Code of Practice on Incomplete Assessment shall apply where appropriate (see Section XXII);
- f) candidates shall be supplied with relevant information on assessment criteria and on schemes for grading, classification and aggregation.

20.3 The scheme shall describe how candidates will receive feedback to guide their subsequent learning.

20.4 Where an examination at Honours level involves two or more subjects, the way in which the results of individual papers or units of assessment are to be aggregated, averaged or profiled to produce an overall classification of the degree should be agreed either when the degree is approved or by the time the written papers are set.

20.5 Exceptionally when on an occasion some provisions of this code have not been followed, the examination results shall remain valid provided that the Head of the Registry, in consultation with the Principal and the Clerk of Senate, is satisfied that the examination has been conducted substantially in accordance with the code.

Standards

This section is not mandatory for students undertaking postgraduate taught programmes

General

20.6 The standard achieved by a candidate in all summative assessments required by an undergraduate programme leading to an award of the University shall be judged by the relevant Board of Examiners in terms of the candidate's attainment of the appropriate intended learning outcomes.

20.7 Judgement shall be expressed in terms of the primary grades, classes and secondary bands set out in Schedule A and Schedule B below.

20.8 Judgement shall be made through direct reference to the primary verbal descriptors for intended learning outcomes and the primary verbal descriptors for professional practical competence set out in Schedules A and B. Reference shall also be made to such subsidiary information as departments may prepare to amplify the primary verbal descriptors in terms specific to a particular field of

⁷ The section on Standards (20.6-20.18) is not mandatory for taught postgraduate degree programmes.

⁸ Learning objectives are frequently called intended learning outcomes, for example by the Quality Assurance Agency.

study. Where the outcome of the chosen mode of assessment is a proper percentage score it shall be converted into a primary grade or class and secondary band by reference to a conversion scheme determined by the Board of Examiners as appropriate for the assessment in question and subordinate to the relevant grade or class descriptors.

20.9 If a candidate's assessment is incomplete then the sections of the Code relating to Incomplete Assessment shall apply. (See Section XXII).

Aggregation

20.10 Where the assessment scheme of a specific course or module or programme requires aggregation across two or more components to obtain an overall outcome, the aggregation scores set out in Schedules A and B shall be employed.

20.11 Schedule B shall be employed only for the assessment of demonstration of professional competence. The aggregation scores therein shall not be combined with those of Schedule A in the process of aggregation.

Aggregation of Assessments across a Course or Module

20.12 Aggregation to establish a result for a course or module shall require the computation of the mean, rounded to an integer value, of the relevant aggregation scores of the component assessments or, where the component assessments yield proper percentage scores, the mean percentage score converted to an integer aggregation score (See 20.8). Where appropriate the computation shall employ weights as specified in the course or module documentation.

20.13 The primary grade or honours class to be reported as a result for the course or module shall be that in Schedule A or B, as appropriate, in which the mean score lies. The primary grade or, in the case of honours courses or modules the mean score, shall be carried forward to subsequent aggregation required to determine the programme award (See 20.14 and 20.16).

Aggregation of Results of Courses across Programmes: Undergraduate non-honours

20.14 The standards obtained by a candidate in each qualifying course or module of the award expressed in primary grades shall be converted into grade points, as the product of the grade points per credit set out in Schedule C and the credit rating of the course or module. The sum of the grade points relating to the qualifying courses or modules comprising the programme shall be divided by the sum of their credit ratings to obtain the Grade Point Average (GPA).

20.15 The regulations of each award shall state

- i) the minimum GPA required for the award, distinguishing as necessary between GPAs derived from attainment of intended learning outcomes and those derived from demonstration of professional practical competence
- ii) the minimum GPA required for identified categories of the award such as with Merit, Distinction or Commendation or such sub-degree awards as may be made
- iii) limitations on the permitted extent of compensation of performance below the stated minimum for the award in individual components of the programme consequential on the computation of the GPA.

Aggregation of Results of Courses across Programmes: Honours degree programmes

20.16 The mean scores corresponding to the required components of the honours programme shall be summed and an overall mean computed, where appropriate employing weights as specified in the programme documentation, and rounded to one decimal place.⁹ Where appropriate, overall means shall be computed separately in respect of assessment relating to Schedules A and B.

20.17 In the case of Classified Awards

- a) There shall be four classes of honours: first, upper second, lower second and third. A candidate who is not placed in one of the four classes shall have failed the honours programme. (This shall not prevent the award of an unclassified honours degree within the terms of regulation 22.3 of Section XXII).
- b) Where Schedule A alone applies the honours class awarded shall be that shown in Schedule A as having the range of aggregation scores in which the overall mean lies, except that a Board of Examiners shall have discretion as defined in the Notes to the Schedules.
- c) Where Schedules A and B apply severally to components of an honours programme the honours class awarded shall be the lower of those in the two Schedules in which the corresponding means lie, except that a Board of Examiners shall have discretion as defined in the Notes to the Schedules.
- d) Where there is provision for assessment to be split between examination diets, a Board of Examiners shall determine and report the results for the individual components of the programme after each intermediate diet and the overall award after the final diet.

20.18 In the case of the awards of BDS, BVMS and MB ChB

- a) There shall be three categories of award: honours, commendation and pass. A candidate who is not placed in one of the three categories shall have failed the programme.
- b) The regulations of each award shall state the minimum results in terms of Schedules A and B required for the award and for the individual categories of award.

⁹ A mean score should be rounded in accordance with the following example: 15.65 should become 15.7 whilst 15.64 should become 15.6.

SCHEDULE A

Non-honours Courses		Secondary Bands & Aggregation Scores		Primary verbal descriptors for attainment of Intended Learning Outcomes	Honours Courses	BDS BVMS MBChB	Secondary Bands & Aggregation Scores	
Primary Grade	Gloss	Secondary Band*	Aggregation Score		Primary Honours Class		Secondary Band*	Aggregation Score
A	Excellent	1	20	Exemplary range and depth of attainment of intended learning outcomes, secured by discriminating command of a comprehensive range of relevant materials and analyses, and by deployment of considered judgement relating to key issues, concepts and procedures	First	Honours	1	20
		2	19				2	19
		3	18				3	18
B	Very Good	1	17	Conclusive attainment of virtually all intended learning outcomes, clearly grounded on a close familiarity with a wide range of supporting evidence, constructively utilised to reveal appreciable depth of understanding	Upper Second	Commend- ation	1	17
		2	16				2	16
		3	15				3	15
C	Good	1	14	Clear attainment of most of the intended learning outcomes, some more securely grasped than others, resting on a circumscribed range of evidence and displaying a variable depth of understanding	Lower Second	Pass	1	14
		2	13				2	13
		3	12				3	12
D	Satisfactory	1	11	Acceptable attainment of intended learning outcomes, displaying a qualified familiarity with a minimally sufficient range of relevant materials, and a grasp of the analytical issues and concepts which is generally reasonable, albeit insecure	Third		1	11
		2	10				2	10
		3	9				3	9
E	Weak	1	8	Attainment deficient in respect of specific intended learning outcomes, with mixed evidence as to the depth of knowledge and weak deployment of arguments or deficient manipulations	Weak	Fail	1	8
		2	7				2	7
		3	6				3	6
F	Poor	1	5	Attainment of intended learning outcomes appreciably deficient in critical respects, lacking secure basis in relevant factual and analytical dimensions	Poor		1	5
		2	4				2	4
		3	3				3	3
G	Very Poor	1	2	Attainment of intended learning outcomes markedly deficient in respect of nearly all intended learning outcomes, with irrelevant use of materials and incomplete and flawed explanation	Very Poor		1	2
		2	1				2	1
N	No Credit		0	No convincing evidence of attainment of intended learning outcomes, such treatment of the subject as is in evidence being directionless and fragmentary	No Credit			0
CR	CREDIT REFUSED	Failure to comply, in the absence of good cause, with the published requirements of the course or programme						

* The Secondary Band indicates the degree to which the work possesses the quality of the corresponding descriptor. 1:High; 2: Medium; 3: Low

SCHEDULE B

Non-honours Courses		Primary verbal descriptors in respect of Demonstration of Professional Practical Competencies and the Supporting Intellectual Knowledge	Honours Courses	BDS, BVMS, MBChB
Primary Grade	Aggregation Scores			
A	5	Exemplary and polished demonstration of the required practical competencies, with focussed sensitivity to the needs of the subject, the complexities of the operational context and the wider implications of the procedures or practices	First	Honours
B	4	Efficient and confident display of the required practical competencies, an evident appreciation of the possible practical complications demonstrating initiative and flexibility of approach	Upper Second	Commendation
C	3	Clear demonstration of attainment of the required practical competencies, with appropriate familiarity with relevant procedures in a range of contexts	Lower Second	Pass
D	2	Adequate independent performance of practical competencies suitable to routine operational contexts	Third	
E	1	Presently inadequate independent performance of the required practical competencies, but evidently aware of personal limitations and likely to attain sufficient practical competence through practice	Fail	Fail
F	0	Not presently capable of independent performance of the appropriate practical competencies, lacking in perception in the operational context and prone to errors of judgement and faulty practice perception in the operational context and prone to errors of judgement and faulty practice		

SCHEDULE C

GRADE/GRADE POINTS PER CREDIT	
GRADE	GRADE POINTS PER CREDIT
A	16
B	14
C	12
D	10
E	8
F	6
G	2
N	0

Notes on Schedules A and B**1 Verbal Descriptors**

Documentation relating to courses and modules and programmes shall indicate where Schedule B verbal descriptors shall apply. The aggregation scores relating to Schedule B descriptors shall only be aggregated with others from the same Schedule.

2 Grades

A candidate who complies with the published requirements of a course or module but fails to be awarded Grade G or better - i.e. is awarded N - may not count the credits of the course or module towards the minimum graduating curriculum or the computation of the grade point average.

3 Discretion of Boards of Examiners for Classified Honours Programmes

a) Where the mean overall aggregation score (as determined in 20.16) falls within one of the following ranges, the Board of Examiners shall recommend the award stated:

- 18.0 to 20.0 first class honours
- 15.0 to 17.0 upper second class honours
- 12.0 to 14.0 lower second class honours
- 9.0 to 11.0 third class honours
- 0.0 to 8.0 fail

b) Where the mean overall aggregation score falls between two of the ranges defined in 3.1, the Board of Examiners shall have discretion to decide which of the alternative awards to recommend:

- 17.1 to 17.9 either first or upper second class honours
- 14.1 to 14.9 either upper or lower second class honours
- 11.1 to 11.9 either lower second or third class honours
- 8.1 to 8.9 either third class honours or fail

Management of the Assessment Scheme

20.19 Overall responsibility for management of the assessment scheme shall rest with the relevant Head of Department¹⁰

20.20 The Examiners for the scheme shall comprise Internal Examiners and External Examiners.

i) The Internal Examiners shall be:

¹⁰ Head of Department means the Head or Heads of Department or Departments responsible for the course, or other equivalent officers.

- a) all members of academic staff who teach the course or module;
 - b) other members of academic staff appointed by the Head of Department;
 - c) other individuals whose services are to be employed in the assessment process (e.g. Honorary Lecturers, Research Fellows Category A, Graduate Teaching Assistants, staff from Associated Institutions, etc.); such individuals must be nominated by the Head of Department through Faculty (or through Education Committee in the case of Associated Institutions) to the Clerk of Senate for approval on behalf of Senate.
- ii) At least one External Examiner shall be appointed by Court on the recommendation of the Head of Department and the appropriate Faculty and in accordance with the criteria and procedures agreed by the Senate (see 20.29(i) and (ii) below).

20.21 The Examiners, with the appropriate Assessment Officer(s) in attendance and under the chairmanship of the Head of Department (or his or her nominee), shall constitute a Board of Examiners for the purpose of determining the results of the assessment procedure.

20.22 The Head of Department shall ensure that:

- a) Internal Examiners who are not members of academic staff of the University receive appropriate training and other preparation relevant to their role in the assessment procedure;
- b) each External Examiner has access to the necessary information and assessment material required to assist him or her in reaching a reasonable conclusion on assessment performance, and has the opportunity to attend oral examinations and presentations where practicable;
- c) invigilators are appointed for all examinations and that they are conversant with the relevant regulations (see Sections XXIII, XXIV, XXV, XXVI, XXVII, XXVIII, XXIX).

20.23 The Head of Department shall, for each course or module, appoint a member of academic, or academic related, staff as Assessment Officer with the following delegated responsibilities:

- a) to ensure, in conjunction with the Class Co-ordinator or equivalent, that the relevant course documentation accurately describes the assessment scheme and corresponding procedures;
- b) to oversee the preparation of the relevant forms of assessment under secure conditions and ensure compliance with Senate's requirements in respect of printing of examination papers;
- c) to supervise the arrangements for the assessment procedure including: the preparation of lists of candidates entitled to be assessed; the anonymity of written work, where practicable, throughout its assessment; and any arrangements for candidates with special needs;
- d) to maintain throughout the assessment period the security of examination papers, other materials to be assessed and records relating to the procedure;
- e) to confirm arrangements for the invigilation of examinations and the secure collection and delivery of the completed scripts where appropriate;
- f) to ensure that all Examiners are conversant with the learning objectives of the course or module, the intentions of the forms of assessment and the appropriate grading or classification scheme in use, and are supplied with marking schemes or other guides where these are employed;
- g) to convey provisional grades and other information pertaining to the course or module, the assessment and the candidates to the External Examiner(s);
- h) to collate the provisional results of the assessment procedure and take all steps necessary to ensure their accurate reporting to the Board of Examiners;
- i) to report to the Board of Examiners on the conduct of the assessment procedure, in particular drawing to its attention relevant information pertaining to the circumstances and conduct of individual candidates and any alleged deficiencies in respect of the operation of the procedure;
- j) to convey the results authenticated by the Board of Examiners to the Registry;
- k) to oversee the maintenance of appropriate records of assessment, outcomes for the purposes of subsequent monitoring of courses.

An individual Assessment Officer may be responsible for more than one course or module. Similarly, some or all of the duties detailed above may be undertaken by one or more individuals at departmental level for some or all courses or modules.

20.24 The Head of Department shall ensure that appeals against the outcomes of assessment are considered in accordance with the relevant provisions of the prevailing Appeals Code.

20.25 A student who believes that illness or other adverse circumstances has prevented a summative assessment being completed at or by the due time or has seriously prejudiced his or her performance in a summative assessment should follow the procedure set out in Section XXII.

The Assurance of Standards

20.26 Examiners shall be responsible for the assurance of standards through the exercise of their academic judgement both directly in the assessment of students' work and indirectly in the design of specific forms of assessment involving mechanical grading operations.

20.27 Internal Examiners shall:

- a) have access to the relevant course documentation, possess an appropriate level of knowledge of the subject matter of the course, the course aims and the learning objectives and the corresponding course materials;
- b) be provided with guidance as to how the grading or classification scheme is to be applied in the context of the particular assessment.

20.28 The method of marking (e.g. single marking, blind double marking, etc.) shall be made clear to students by the Department.

20.29 External Examiners shall:

- i) hold an academic or professional post of an appropriate level of seniority.
- ii) possess substantial prior experience of assessment at equivalent levels on behalf of institutions judged to be delivering and making awards of comparable standards. Exceptionally a professional nominee who lacks the required prior experience may be appointed provided at least one experienced External Examiner is also appointed for the same course or module.
- iii) be appointed in accordance with the University's agreed procedures (see Section XXX).
- iv) have no potential conflict of interest or other impediment to the impartial discharge of the functions of external examining;
- v) discharge the following functions:
 - a) in respect of the design of the assessment scheme:
 - comment on the syllabus, learning objectives and assessment scheme of the course and its delivery mechanism in the light of experiences of candidates' learning outcomes, comparable courses and awards elsewhere and developments within the discipline or field;
 - be consulted regarding proposals for the introduction or modification of a course;
 - b) in respect of a given assessment diet:
 - comment on, in advance, all summative assessment instruments (or, in cases involving a high volume of continuous assessment, a sample may be provided for advance comment);
 - report on the overall standards achieved by candidates and in particular on the comparability of these standards with those of candidates on similar courses or programmes in other UK Higher Education institutions;
 - report on the relationship between these overall standards, programme specifications and published national subject benchmark statements;
 - assess the soundness and fairness of the implementation of the assessment process;
 - adjudicate where necessary, subject to the authority of Senate, over the grade or class to be awarded to any particular candidate;
 - certify contentment with the assessment outcomes prior to their publication;
 - provide an annual written report to the Principal as required by the University.

20.30 All examiners shall maintain the security of examination scripts and other materials to be assessed. Throughout the assessment process examiners must ensure that the identity of any candidate is not disclosed through any form of communication, including e-mail. Examination scripts and other assessed materials must be retained by departments for the periods prescribed by Senate.

20.31 Meetings of the Board of Examiners in respect of a particular course, module or programme shall be formally called and constituted, separately from other meetings such as departmental meetings. All Examiners shall be members of the Board of Examiners and shall be invited to all meetings of the Board: the quorum shall comprise the Head of Department (or his or her nominee), the Assessment Officer, an Internal Examiner and an External Examiner. Exceptionally, where due cause is shown, if no External Examiner is able to be present then written confirmation of the discharge of the functions of the External Examiner may be considered as equivalent to attendance. There may be agreement between the Head of Department, the Assessment Officer(s) and External Examiners that attendance by the External Examiner(s) at Board of Examiners meetings for re-assessments is not required. No person other than Examiners and others with direct responsibilities for examining and related administrative and clerical matters shall attend or observe meetings of the Board of Examiners. The business of the Board of Examiners shall be minuted and particular records kept of the External Examiner's adjudications, comments and recommendations, as well as particular decisions made by the Board in respect of incomplete assessment, good cause and disciplinary matters. Returns of results shall be completed, checked by two persons and confirmed at the meeting of the Board of Examiners.

20.32 If a Board of Examiners suspects, on the basis of evidence before it, that a disciplinary offence has been committed by a candidate in respect of the assessment, the Board shall invoke the provisions of the Statement on Plagiarism (see Section XXXI) or Code of Discipline, as appropriate.

20.33 The Senate Office shall forward External Examiners' reports to departments within eight weeks of receipt identifying points to which a response is required. The Head of Department shall arrange for External Examiners' reports to be considered by a departmental meeting and for appropriate responses to be made to specific recommendations made by the External Examiner: such responses to be conveyed within three months of receipt to the Senate Office.

20.34 The Head of Department shall ensure that the assessment scheme and its operation are monitored through the Annual Course Monitoring Report on the course or module.

20.35 The Head of Department shall encourage staff to take advantage of opportunities provided by the University to develop their knowledge of assessment procedures and practices with a view to ensuring that assessment schemes are effective and appropriate.

Central Administration of Assessment

20.36 Where an examination is a component of a summative assessment scheme the Head of the Registry shall, in conjunction with the Assessment Officer responsible for the course:

- a) determine a suitable date and time for the examination;
- b) allocate adequate accommodation, scripts and other materials as appropriate for the number of candidates to be examined;
- c) provide for secure delivery of the examination paper(s) to the accommodation.

The Head of Registry may delegate all or part of this to the Assessment Officer responsible for the course.

20.37 The Senate Office shall determine and administer procedures to be followed in respect of the appointment, reporting, remuneration and payment of expenses of External Examiners. Procedures shall include provision for the instruction of individual External Examiners to ensure that they understand and can fulfil their responsibilities.

20.38 The Head of Registry shall:

- a) provide lists of candidates upon which the official return of the results shall be made by the Assessment Officer;
- b) prescribe the way in which each result shall be recorded and the completed lists returned;
- c) reject any returned list which does not conform to the prescription;
- d) authenticate the accepted lists for releasing the results.

20.39 Responsibility for releasing the results on behalf of Senate shall rest solely with the Head of the Registry who shall determine and administer, subject to the approval of Senate, appropriate procedures for processing the overall assessment results provided by the Assessment Officer(s) for a course or module to enable:

- a) the publication of results via any internet-enabled computer either on or off-campus;
- b) the despatch by post of individual results to the last notified exam or home address of each candidate;
- c) the recording of results on the candidates' central records maintained by the Registry.

Candidates, nonetheless, are responsible for informing themselves of the results.

20.40 It shall be stated that all released results are subject to correction in the event of detection of an error.

20.41 If an error is detected in the return made to the Registry or in the published result then:

- a) where the erroneous result is less advantageous than the result to which the candidate is entitled, the Clerk of Senate shall be informed and shall authorise the Head of Registry to correct the result;
- b) where the erroneous result is more advantageous than the result to which the candidate is entitled, the Head of the Registry shall immediately notify the Clerk of Senate and inform the candidate that the result is suspended; the Clerk of Senate shall initiate a reconsideration of the result in conjunction with the relevant Dean and Head of Department and the Head of Registry; they may decide to sustain or correct the result in the light of all the factors known to them and shall communicate their decision forthwith to the Head of Registry.

In either case the Head of Registry shall communicate the outcome to the candidate in writing, advising, if appropriate, of the right to appeal, and shall correct if necessary the candidate's record in the Registry. Any decisions regarding further progression or award dependent on the incorrect result shall be null and void, and the candidate reconsidered on the basis of the correct result.

Every such instance shall be reported to the next full meeting of Senate.

20.42 The Registry shall produce and make available a transcript of the results obtained by each candidate which shall conform in scope and layout to principles agreed by Senate.

XXI SPECIAL EXAMINATION AND OTHER ASSESSMENT ARRANGEMENTS FOR STUDENTS WITH DISABILITIES AND SPECIAL NEEDS

Introduction

21.1 Special examination and other assessment arrangements may be made for students with temporary or permanent disability and special needs. The special arrangements are intended to enable candidates to perform to the best of their ability; they are not intended to give any unfair advantage to any candidate.

21.2 The following procedures deal primarily with special examination arrangements, but it is recognised that special arrangements may also need to be made in the case of other forms of assessment.

Procedure

21.3 A student with disabilities and special needs should make his or her needs known to the University's Special Needs Advisers and his or her Head(s) of Department at the earliest opportunity to allow adequate time for special arrangements to be made.

21.4 As soon as a Special Needs Adviser has been notified that a student may require permanent special arrangements he or she will advise on any evidence or needs assessment which may be required and will recommend appropriate arrangements.

21.5 Students who are dyslexic must produce an up to-date Dyslexia Assessment Report, which meets the requirements of the University and includes specific mention of recommendations for examinations. The Dyslexia Assessment should normally have been carried out not more than three years prior to entry to higher education. (The University requires that an assessment be carried out by a Chartered Educational Psychologist accredited by the Dyslexia Institute and approved by the University.) If the University considers that an assessment is not sufficiently up-to-date, or the recommendations it contains are not sufficiently relevant to higher education, it may require the student to be re-assessed. Arrangements can be made via the Special Needs Advisers for an assessment in respect of dyslexia to be carried out.

21.6 The recommendations of a Special Needs Adviser, together with supporting evidence, will be sent to the Clerk of Senate for approval.

21.7 It is the responsibility of the Clerk of Senate to approve all special examination or assessment arrangements for students with disabilities, both temporary and permanent. In the absence of the Clerk of Senate this responsibility is delegated to the Head of the Senate Office. The approval will normally remain valid for the student's graduating curriculum, provided the circumstances remain broadly similar. If there is a significant change in the student's circumstances, or in the special arrangements needed, fresh evidence and new approval is required.

21.8 The Clerk of Senate's approval will be passed by the Senate Office to the Examinations Officer in the Registry who will arrange for the necessary information to be entered in the student record system. The Senate Office will also notify the Special Needs Advisers who will then send details of the approved special arrangements to the student's Head(s) of Department, Adviser(s) of Studies and Course Co-ordinator(s).

It is the responsibility of Heads of Departments to ensure that the approved special arrangements are made, including any special invigilation, accommodation or equipment requirements. Heads of Department must also ensure that all relevant internal and external examiners are informed. The Special Needs Advisers and the Registry will assist in making the necessary arrangements.

21.9 The Registry will annually extract from the student record system a list of all current students for whom special arrangements have been agreed and this list will be checked by the Special Needs Advisers.

Heads of Department will also be sent a list of students taking courses in their Departments for whom special arrangements have been approved. (This list will normally accompany the final version of the timetable for each diet of examinations.)

21.10 In cases of temporary disability there may be insufficient time to follow the above procedure. In these cases Heads of Department should notify the Registry and the Clerk of Senate as soon as they become aware of the problem. All special arrangements for students with temporary disabilities must be approved by the Clerk of Senate.

Range of provisions

21.11 Examples of special examination arrangements include:

- extra time
- separate accommodation
- use of a scribe
- use of a reader
- use of special equipment or materials

Each of these is described in the paragraphs below.

Extra time to sit an examination

21.12 Depending on the student's disability and special needs and any recommendations made by an assessor, the student may be granted extra time to sit an examination. This is likely to be in the region of ten minutes extra in each hour. The extra time granted will in most cases be before the start of the examination or, failing which, after the end of the examination. In the case of certain disabilities and special needs, it may be necessary to grant rest breaks for the candidate at intervals during the course of the examination.

21.13 Heads of Department and Invigilators should ensure that students granted extra time suffer as little disruption as possible as a result of the arrival or departure of other candidates.

Separate accommodation to sit an examination

21.14 An arrangement to provide separate accommodation to sit an examination may be required to meet the needs of a range of disabilities and special needs, but is most usually required when the use of a scribe or a reader or the use of word processing equipment is recommended. The presence of a separate Invigilator is required in all such circumstances.

Use of a scribe

21.15 A scribe may be employed when this is recommended in a needs assessment or when it is determined by the nature of the condition or disability, for example when the candidate

- is blind or partially sighted; or
- has difficulty in writing, either caused by a physical disability or by dyslexia; or
- suffers from undue fatigue when writing for any length of time.

21.16 Selection of a scribe. The Head(s) of Department, in conjunction with the Special Needs Advisers, is responsible for the selection of a scribe who

- is familiar with the subject(s) concerned;
- has no personal interest in the success of the candidate;
- is not a relative of the candidate;
- is not a teacher who is involved in the candidate's study of the subject;
- is not a student taking the same course as the candidate;
- is of good hearing;
- has clearly legible handwriting;
- is a person acceptable to the candidate;
- should be selected in good time prior to any examination.

21.17 Duties of a scribe

The scribe's duty is to transcribe only what is dictated by the candidate;

The scribe may exercise discretion regarding spelling, punctuation etc.;

Except with the agreement of the Head of Department or when specifically employed as both scribe and reader, the scribe may not read the question paper rubrics or the questions to the candidate;

The scribe may read back the candidate's responses to the candidate, as requested;

The scribe should converse with the candidate only insofar as this is necessary to clarify his or her instructions;

If it is deemed necessary, the scribe may be instructed by the candidate to draw maps, diagrams, graphs, etc., but in such instances, the scribe should do no more than follow the student's explicit instructions;

Generally speaking, the aim of the scribe is to ensure that the candidate is not disadvantaged by his or her disability or condition, while getting no unfair assistance.

21.18 Practice with the candidate

It is advisable for the scribe and the candidate to have the opportunity to practise answering a question paper under examination conditions.

Scribes should be selected sufficiently far in advance of the examination to allow for such practice.

21.19 Payment of a scribe

The candidate is responsible for any payment due for the services of a scribe. The hourly rate is that payable to Postdoctoral Demonstrators as given in the University's *Guidelines and Rates of Pay for Part-time staff*. These rates are also available on the Web at: <http://www.gla.ac.uk/Otherdepts/humanresources/ptpay.html>

Students in receipt of a Disabled Students' Allowance may claim this cost under the 'Non-Medical Personal Help' Section D of the AB27 claim form. For students sitting a number of examinations, the cost can be significant and an attempt should be made to claim payment in advance. In the event of delay in reimbursement it may be possible for the University to help by providing a loan or grant from the Student Hardship Fund.

21.20 Change in intention to use a scribe

If permission to use a scribe has been granted, it will be assumed by the Registry and the Board of Examiners that the scribe has, in fact, been employed in the examination(s) concerned. Should this not be the case, it is important that the Registry, the Head(s) of Department, the Special Needs Advisers and the Board of Examiners be informed.

Use of a reader

21.21 In some circumstances, a reader may be employed in place of a scribe and in such circumstances similar arrangements to those above will apply.

Use of special equipment or materials

21.22 There may be a requirement for some students to use special equipment or materials, such as the following: word processing equipment, coloured paper, or question papers prepared in Braille or enlarged print.

Use of a Computer in an Examination

21.23 Where the Clerk of Senate has given permission for a student to use a computer in an examination, the Head of Department shall ensure that the current guidelines are followed. *The guidelines for the use of computers by students in examinations are under review. Revised guidelines will be available in due course and will be sent to Heads of Departments. The guidelines will also be available from the Senate Office and will be displayed on the Senate Office website.*

Anonymous Marking of Scripts

21.24 The overriding principle is fairness to *all* candidates. This requires that, as far as possible, a uniform and consistent approach be adopted in the marking of anonymous scripts in credit-bearing examinations.

21.25 The script books used by students for whom special examination arrangements have been approved should not be identifiable in any way. (Sometimes, though, as when the use of a word-processor has been approved, breaking of anonymity may be unavoidable.) Coloured paper will not be approved for use in script books; coloured overlays should be used instead, if required. Question papers may, however, be printed on coloured paper.

21.26 Appropriate information about a candidate's disability and special needs will be made known to and taken proper account of at, and only at, the meeting of the relevant Board of Examiners.

21.27 If, for any reason, a candidate is not provided with the approved special arrangements (e.g. extra time) the Invigilator should report the circumstances to the Head of Department concerned who will inform the relevant Board of Examiners. The Board of Examiners will determine the appropriate compensation.

XXII CODE OF PRACTICE ON INCOMPLETE ASSESSMENT AND GOOD CAUSE

22.1 This section sets out the rules covering the treatment of students prevented by good cause from completing an assessment or performing adequately therein.

- i) For the purposes of this section "good cause" shall mean illness or other adverse circumstances serious enough to prevent the candidate from completing a summative assessment at or by the due time; "evidence" shall mean a full medical report detailing the severity, duration and possible impact of the medical condition on the candidate's performance. The medical report should be provided by the candidate's General Practitioner or Hospital Consultant or the University Health Service. A letter from a doctor or a medical certificate will not be sufficient for establishing "good cause". Where "good cause" relates to adverse personal circumstances a written report detailing the severity, duration and possible impact of the circumstances should be provided. Where possible independent written evidence as appropriate should also be provided.
- ii) A chronic medical condition shall not itself be considered good cause, unless the medical report refers specifically to a short-term exacerbation of the condition.
- iii) If a candidate believes that good cause has prevented a piece of summative assessment, including an examination script, being completed at or by the due time or has seriously prejudiced his or her performance in a summative assessment, then he or she must promptly notify the Head of Registry and submit appropriate evidence. Notification later than a week after the due date for completion of the assessment will not normally be taken into account except where circumstances prevented the student from notifying the Head of Registry within this time. The Head of Registry will notify the relevant Head(s) of Department.
- iv) The Head of Department shall have discretion to set a later completion date for the assessment in question, including a special sitting of an examination. The candidate shall have the right to decline such an alternative unless the assessment has been designated as compulsory in the assessment scheme approved by Senate in respect of the course or programme concerned and published in the course data-base. Where the Head of Department does not exercise discretion to set a later completion date, or where the candidate declines such an alternative, the candidate may pursue the claim for good cause.
- v) Where the claim for good cause is pursued the evidence submitted shall be considered by the Board of Examiners which shall determine:
 - a) if the evidence is of sufficient weight to constitute evidence of good cause;
 - b) if sufficient material has been presented in respect of the summative assessment in question for it to be regarded as completed, rather than merely attempted; in the latter case the assessment shall be treated as though it had been prevented by good cause from being completed.

22.2 If a candidate fails to complete a summative assessment required by a course without adequate evidence of good cause then he or she shall be awarded zero marks or equivalent for that assessment, and his or her mark or grade for the course shall be calculated accordingly.

Honours Assessment

22.3 Paragraph 22.4 below makes provision for arrangements to be made if candidates are prevented by good cause from completing their assessment for an Honours degree programme. In cases where the assessment for Honours is split over more than one

assessment diet, and assessments are not completed (with good cause) in any but the final assessment diet: candidates shall, where possible, be offered an opportunity to complete these assessments at a subsequent Honours assessment diet. Any such arrangements must be by prior written agreement with the Head of Department (or his or her nominee) in order to ensure that these are practicable, and fully understood by the candidate concerned. If no such arrangement can be made, or if the candidate declines the opportunity presented, the arrangements in paragraph 22.4 shall apply. Similarly, the arrangements in paragraph 22.4 shall apply in cases where candidates are prevented by good cause from completing the assessment for the Honours degree programme in either a single diet or the last diet of a split assessment for Honours.

22.4 If a candidate for a degree with Honours is adjudged by the Board of Examiners to have been prevented by good cause from completing the assessment of the Honours degree programme, then the following arrangements shall apply:

- i) The extent of completion of Honours assessment shall be determined as a percentage of the totality of summatively assessed work, based on the published assessment weightings required by the Honours assessment scheme approved by Senate. The calculation of this percentage shall take into account all components of assessment over all courses contributing to the Honours assessment, rather than being carried out on a course by course basis.
- ii) The Board of Examiners shall make an overall judgement of the standard reached in the completed part of the assessment, using as far as possible the same procedures as apply to candidates who have completed the entire Honours assessment.
- iii) If the candidate has completed 75 per cent or more of the Honours assessment, then the Board of Examiners shall consider the candidate for the award of a classified Honours degree and shall recommend an appropriate award on the basis of the completed proportion.
- iv) If a candidate has completed less than 75 per cent but not less than 30 per cent of the Honours assessment, then the Board of Examiners shall recommend that the candidate be awarded an unclassified Honours degree if it holds the view that the completed work is clearly of a third-class Honours standard or better; if it holds the view that the completed work is not clearly of an Honours standard the Board of Examiners shall recommend that no award be made.
- v) If a candidate has completed less than 30 per cent of the Honours assessment, then the candidate shall be regarded as not having been presented for Honours assessment.
- vi) The Board of Examiners' decision to award an unclassified degree or to make no award, together with a reasoned case for the decision, shall be communicated to the Clerk of Senate. The Clerk shall invite a candidate who has been recommended for the award of an unclassified Honours degree, and who has not previously refused such an offer, to consent to it. In the event of consent being withheld the candidate shall be regarded as not having been presented for Honours assessment, as shall a candidate recommended for no award.
- vii) The award of an unclassified Honours degree may be made public separately, so that the normal announcement of the Honours degree results need not be delayed.

Non-honours Assessment

22.5 If a candidate is adjudged by the Board of Examiners to have been prevented by good cause from completing the assessment of a course, then the following arrangements shall apply:

- i) The extent of completion of the assessment shall be determined as a percentage of the totality of summatively assessed work, based on assessment weightings published in the course data-base, required by the assessment scheme approved by the Senate.
- ii) The Board of Examiners shall make an overall judgement of the standard reached in the completed part of the assessment, using as far as possible the same procedures as apply to candidates who have completed the assessment.
- iii) If the candidate has completed 75 per cent or more of the assessment then the Board of Examiners shall recommend the award of an appropriate grade (or no credit) on the basis of the completed proportion.
- iv) If the candidate has not completed 75 per cent of the assessment then the candidate shall be regarded as not having attempted the assessment.

22.6 Any questions of principle or procedure regarding the operation of these regulations for incomplete assessment and good cause shall be determined by the Education Committee or, in respect of any individual case, by the Clerk of Senate.

XXIII INSTRUCTIONS TO CANDIDATES ON THEIR CONDUCT IN WRITTEN EXAMINATIONS

23.1 Instructions to candidates on the Conduct of all Examinations held in the University.

1. Candidates are required to obey the instructions of the invigilator. It is the duty of the invigilator to prevent any behaviour likely to cause disturbance to other candidates. Candidates needing to leave the room for any purpose must first ask permission of the invigilator, who may accompany the candidate.
2. Every candidate shall display for the invigilator's inspection a valid matriculation card.
3. Mobile telephones must not be used during examinations. Any mobile telephone in the possession of a candidate must be switched off for the duration of the examination.
4. No paper or book shall be brought into the examination room by any candidate unless with the express written permission of the

appropriate Head of Department.¹¹

5. Unless with the express written permission of the appropriate Head of Department,¹² candidates shall not give or receive any assistance, or communicate by any means with one another or with any person other than an invigilator at any time during the examination period.
6. No calculator, nor any other hand-held electronic device, may be used by a candidate in an examination except with explicit departmental approval. Such approval shall normally take the form of a published notice on departmental notice board(s) together with a statement incorporated into the instructions to candidates in the appropriate examination paper(s). Calculators or other hand-held electronic aids with a facility for either textual storage or display, or for graphical display, are excluded from use in examinations.¹³

Candidates must write legibly. If examination scripts are found to be illegible to a substantial degree, candidates will be required to come to the University to dictate their script(s) in the presence of an invigilator and a charge will normally be levied.

Candidates may not begin writing before the invigilator announces the start of the examination period and must cease writing when the invigilator announces the end of the period.

8. No part of any answer book shall be torn out or removed from the examination room.
9. In examinations of at least two hours duration, no candidate shall be allowed to enter the examination room after the first hour has expired, or to leave it within the first hour or the last half-hour. Except, that an invigilator may, at his or her discretion, allow a candidate to enter after the first hour if no other candidate has left the examination.
10. In shorter examinations, both entry and exit shall be at the absolute discretion of the invigilator.
11. In no case shall a candidate leave until an invigilator has collected his or her scripts or other examinable material.
12. These arrangements shall apply to all examinations, including those for the purpose of continuous assessment, held in the University.

Any candidate who contravenes any of these instructions will be liable to penalties, which may include expulsion from the University.

XXIV USE OF A COMPUTER IN AN EXAMINATION

24.1 Where the Clerk of Senate has given permission for a student to use a computer in an examination, the Head of Department shall ensure that the current guidelines are followed. (See 21.23)

XXV USE OF DICTIONARIES BY STUDENTS IN EXAMINATIONS

25.1 Heads of Department may, at their discretion, permit students whose first language is not English to employ an appropriate dictionary in a class or degree examination. Such permission should not be granted where the first language, or its literature, is the subject under examination.

25.2 Heads of Department should keep a record of all cases where permission has been granted, and deliver that information to the appropriate invigilator(s).

25.3 Dictionaries to be authorised for use in an examination should be lodged by the student with the Head of Department at least 24 hours prior to the start of the examination. Following inspection by the department, the authorised dictionaries should be handed to the student(s) by the invigilator at the start of the examination.

XXVI USE OF ELECTRONIC CALCULATORS BY STUDENTS IN EXAMINATIONS

26.1 No calculator, nor any other hand-held electronic device, may be used by a candidate in an examination except with explicit departmental approval. Such approval shall normally take the form of a published notice on departmental notice board(s) together with a statement incorporated into the instructions to candidates in the appropriate examination paper(s). Calculators or other hand held electronic aids with a facility for either textual storage or display, or for graphical display, are excluded from use in examinations.¹⁴

¹¹ This permission will normally be in the form of a set of arrangements for an open-book or other non-traditional style of examination and will form part of the information provided to students at the beginning of the course that is being examined.

¹² The extent to which collaboration may be allowed will form part of the information provided to students at the beginning of the course.

¹³ Any change in this regulation requires the prior agreement of the Senate.

¹⁴ Any change in this regulation requires the prior agreement of the Senate.

XXVII INVIGILATION

27.1 For each examination the Head of Department shall name Invigilators as prescribed by Senate and shall be responsible for informing Invigilators of their period and conditions of duty, including the obligation to be present fifteen minutes before the examination begins. The Head of Department shall ensure that each invigilator has a copy of the Rules for Invigilation.

27.2 Arrangements for examinations for students with special needs should be made in accordance with the rules relating to Special Examination and other Assessment Arrangements for Students with Disabilities and Special Needs (XXI 21.1-21.23.). This includes the requirement on Heads of Departments to make any special invigilation arrangements which have been approved.

27.3 The Rules of Invigilation (see below) shall be available to all Invigilators at the Examination Halls and must be followed by all Invigilators. Notes of Guidance give Invigilators further guidance on the application of the Rules.

XXVIII RULES OF INVIGILATION

Appointment of Invigilators

28.1 Heads of Departments appoint Invigilators and provide them with timetables giving the days, hours and places of the various examinations and lists of the candidates enrolled for examination. One invigilator is required for every 75 candidates. Heads of Departments shall ensure that each invigilator has a copy of the Rules of Invigilation, including the Instructions to Candidates, and carries out his or her duties in accordance with the rules. Invigilators should also be aware of the rules relating to Special Examination and other Assessment Arrangements for Students with Disabilities and Special Needs (XXI 21.1-21.23.)

Attendance and Distribution of Papers

28.2 Each Invigilator must be present in the examination room at least fifteen minutes before the examination begins and during the whole examination except for any period for which he or she has arranged relief. Before the examination commences, Invigilators must check that all the examination papers are in order and that the correct script books and any supplementary material required are in place. Janitorial staff will be on duty and will give all needful assistance in the distribution and collection of papers.

Instructions to Candidates

28.3 The following Instructions to Candidates on their Conduct in Written Examinations form part of the Rules for Invigilators and invigilators must ensure that they are followed:

1. Candidates are required to obey the instructions of the invigilator. It is the duty of the invigilator to prevent any behaviour likely to cause disturbance to other candidates. Candidates needing to leave the room for any purpose must first ask permission of the invigilator, who may accompany the candidate.
2. Every candidate shall display for the invigilator's inspection a valid matriculation card.
3. Mobile telephones must not be used during examinations. Any mobile telephone in the possession of a candidate must be switched off for the duration of the examination. (Candidates are required to leave mobile telephones and bags at the front of the Examination Hall and not take them to their examination desks.)
4. No paper or book shall be brought into the examination room by any candidate unless with the express written permission of the appropriate Head of Department.¹⁵
5. Unless with the express written permission of the appropriate Head of Department,¹⁶ candidates shall not give or receive any assistance, or communicate by any means with one another or with any person other than an invigilator at any time during the examination period.
6. No calculator, nor any other hand-held electronic device, may be used by a candidate in an examination except with explicit departmental approval. Such approval shall normally take the form of a published notice on departmental notice board(s) together with a statement incorporated into the instructions to candidates in the appropriate examination paper(s). Calculators or other hand-held electronic aids with a facility for either textual storage or display, or for graphical display, are excluded from use in examinations.¹⁷
7. Candidates may not begin writing before the invigilator announces the start of the examination period and must cease writing when the invigilator announces the end of the period.
8. No part of any answer book shall be torn out or removed from the examination room.
9. In examinations of at least two hours duration, no candidate shall be allowed to enter the examination room after the first hour has expired, or to leave it within the first hour or the last half-hour. Except, that an invigilator may, at his or her discretion, allow a candidate to enter after the first hour if no other candidate has left the examination.
10. In shorter examinations, both entry and exit shall be at the absolute discretion of the invigilator.

¹⁵ This permission will normally be in the form of a set of arrangements for an open-book or other non-traditional style of examination and will form part of the information provided to students at the beginning of the course that is being examined.

¹⁶ The extent to which collaboration may be allowed will form part of the information provided to students at the beginning of the course.

¹⁷ Any change in this regulation requires the prior agreement of the Senate.

11. In no case shall a candidate leave until an invigilator has collected his or her scripts or other examinable material.
12. These arrangements shall apply to all examinations, including those for the purpose of continuous assessment, held in the University.

Admission of candidates and start of examination

28.4 All invigilators present should agree when candidates should be admitted to the Hall and should ensure that students granted extra time and already in the Hall suffer as little disruption as possible.

28.5 Before announcing the start of the examination, one of the invigilators should

- 1) instruct candidates to complete a Candidate's Attendance Form
- 2) read out the fire safety notice
- 3) issue any other instructions which the invigilators deem appropriate

Duties during the Examination

28.6 Invigilators, while on duty, must give their whole attention to watching the candidates, and must on no account read or engage in any occupation which would distract their attention from their proper duty. Invigilators are not to answer inquiries by candidates regarding the meaning of examination questions: the candidate is simply to be told to take a reasonable view of the meaning of the question, and in cases where there is any doubt, to note in his or her answer what view of the meaning he or she does take; but an Invigilator or other member of the department may remedy defects in the form of the printed examination papers, such as a defective rubric or a serious misprint, by announcement.

28.7 Once the examination has started, invigilators should collect the attendance slips and check matriculation cards; where a candidate has no card, the candidate's Attendance Form and script books together should be annotated by an Invigilator and lodged with the Head of Department who shall satisfy himself or herself of the bona fides of the student before releasing the scripts for marking.

Improper Behaviour of Candidates

28.8 If an Invigilator has reason to suspect a candidate of giving or receiving information in the examination room, the candidate's name and table number should be noted and the circumstances reported to the Clerk of Senate. If copying or other improper behaviour can be clearly established, the Invigilator may require the candidate(s) concerned to leave the examination room and shall report the circumstances to the Clerk of Senate.¹⁸

First Aid Cover and Fire Safety

28.9 A copy of the First Aid notice and Fire Safety notice on display in every Examination Hall will be provided to invigilators.

Conclusion of Examination

28.10 The end of the examination period must be announced. All scripts must be collected from each candidate individually and retained by the Invigilators on behalf of the department. The Library envelope should be sent to the University Librarian by internal mail. The Departmental envelope should be taken or sent back to the department. Before leaving the room, an Invigilator in each subject must complete a report to the Registry on the form provided showing the number of candidates at the examination and the number of scripts collected: this report should be handed to the Janitor on duty.

28.11 On return to the Department, Invigilators must check the scripts received against the list of candidates and cross-check with the Candidate's Attendance Form in the event of any discrepancy. To preserve the anonymity of scripts all Candidate Lists and Attendance Forms must be lodged with the Head of Department or other designated co-ordinator before the scripts are distributed for marking.

Illegible Examination Scripts

28.12 If examiners find a substantial part of an examination script to be illegible, the candidate in question will be required to come to the University to dictate their script to a third party in the presence of an invigilator. The invigilator will be in possession of a copy of the script in question in order to follow the candidate's dictation of their script. A charge will normally be levied for this procedure.

XXIX CODE OF PRACTICE FOR SPECIAL OVERSEAS EXAMINATION ARRANGEMENTS

29.1 Special overseas examination arrangements may be made for students in certain cases. Such arrangements will normally only be authorised for examinations which take place outside term time. Such students will normally have their place of ordinary residence outside the UK and have difficulty returning to the University to sit examinations. In exceptional circumstances students whose place of ordinary residence is in the UK may also have overseas examination arrangements made in terms of clause 5 below.

¹⁸ Details of the University's Procedures for Managing the Improper Behaviour of Candidates during a Written Examination can be found on the Registry website at: <http://www.gla.ac.uk/services/registry/staff/examinations/improperbehaviour.htm>

29.2 Procedure

1. Any overseas student requesting special arrangements to be made should submit the request to the Head of the Registry at the earliest opportunity to allow time for the special arrangements to be made. (Requests must, in any case, be submitted prior to the relevant enrolment period for the examinations.)
2. The Head of the Registry will check that the student's recorded place of ordinary residence is outside the UK and that a suitable location for the examination can be found. This will normally be a British Council Centre in the country of residence. Where one does not exist an arrangement may be made by the Head of Registry with a partner institution of the University of Glasgow in the country of residence. Failing this the student must travel to the nearest British Council or return to the University of Glasgow to undertake the examination.

The agreement of the relevant Head of Department will be sought regarding the appropriateness of the arrangements proposed.
3. All necessary arrangements will be made by the Registry.
4. The overseas examination must take place at the same time as the examination held in Glasgow.
5. Any requests for special arrangements away from Glasgow outwith the terms of these rules will require the approval of the Clerk of Senate as well as the appropriate Head of Department.
6. Students will be required to pay an administrative charge to cover the costs of the special arrangements made. Details of current charges are available from the Registry.

XXX APPOINTMENT OF EXTERNAL EXAMINERS FOR TAUGHT COURSES AT UNDERGRADUATE AND POSTGRADUATE LEVEL

30.1 External examiners are usually appointed for four years, commencing on 1 October and completing their term of office on 30 September four years later. Once an external examiner's four-year term of office has expired, he or she may not be re-appointed as an external examiner for the University until four years have elapsed.

Occasionally, an external examiner may have been appointed for a term of office of less than four years. In such cases, the examiner's term of office may be extended, on application to the Senate Office.

The Senate Office advises Heads of Departments when an external examiner's appointment is due to expire and requests that steps be taken to appoint a replacement, except by agreement of the Senate.

Appointment Process

1. Head(s) of Department completes a nomination form (see <http://www.senate.gla.ac.uk/qa/examiners/forms/html> and signs it. The form must be signed by the Head(s) of Department.
2. The form is then passed to Faculty Office for Faculty Approval.
3. After Faculty have approved the nomination the Faculty Secretary/Clerk signs the form and sends it to the Senate Office.
4. After consideration and approval, an appointment letter is sent to the examiner. Copies of this appointment letter are also sent to the Head of Department and Faculty Secretary/ Clerk.

Appointment

When external examiners are appointed, they receive an information pack containing the following:

- Note of Guidance for External Examiners for Undergraduate and Postgraduate Courses
- Note of Guidance on Fees and Expenses
- Code of Assessment for Undergraduate and Taught Postgraduate Programmes
- Examiners' Report Form
- Remuneration Payment Form
- Expenses Claim Form
- General Dental Council Book (Dental Examiners only).

XXXI PLAGIARISM STATEMENT (amended by Senate 6 May 2004)

Introduction

31.1 The University's degrees and other academic awards are given in recognition of a student's personal achievement. All work submitted by students for assessment is accepted on the understanding that it is the student's own effort.

31.2 Plagiarism is defined as the submission or presentation of work, in any form, which is not one's own, without acknowledgement of the sources. Special cases of plagiarism can also arise from one student copying another student's work or from inappropriate collaboration.

31.3 The incorporation of material without formal and proper acknowledgement (even with no deliberate intent to cheat) can constitute plagiarism. Work may be considered to be plagiarised if it consists of:

- a direct quotation;
- a close paraphrase;
- an unacknowledged summary of a source;
- direct copying or transcription.

With regard to essays, reports and dissertations, the rule is: if information or ideas are obtained from any source, that source must be acknowledged according to the appropriate convention in that discipline; and any direct quotation must be placed in quotation marks and the source cited immediately. Any failure to acknowledge adequately or to cite properly other sources in submitted work is plagiarism. Under examination conditions, material learnt by rote or close paraphrase will be expected to follow the usual rules of reference citation otherwise it will be considered as plagiarism. Departments should provide guidance on other appropriate use of references in examination conditions.

31.4 Plagiarism is considered to be an act of fraudulence and an offence against University discipline. Alleged plagiarism, at whatever stage of a student's studies, whether before or after graduation, will be investigated and dealt with appropriately by the University.

Referral

31.5 Where a student is suspected of plagiarism¹⁹ the member of staff shall refer the case to the Head of Department²⁰ or equivalent (hereinafter referred to as Head of Department) along with all appropriate documentary evidence (the piece of work in question duly marked-up, a copy of the original source of the plagiarism, information on the contribution of the piece of work to the overall assessment, etc). Any further departmental consideration of that piece of work shall be held in abeyance until the procedures set out below have been completed. The student shall be informed in writing that his or her marks have been withheld pending an investigation of suspected plagiarism.

31.6 The Head of Department shall assess the extent of the suspected plagiarism and, if necessary, consult with the Senior Senate Assessor for Discipline. The Head of Department will deal with suspected cases that are first offences and not considered to be severe. The Head of Department will refer all suspected second offences and cases of severe plagiarism directly to the Clerk of Senate or to the Head of the Senate Office for investigation under the provisions of the Code of Discipline.

31.7 Whilst there is no definitive list, examples of cases which would be regarded as severe plagiarism include:

- i) any case of serious and or blatant plagiarism when considered in relation to the student's level of study and length of exposure to the procedures, practices and regulations of the University;
- ii) a first offence where a reduction in marks would put at risk the student's degree or direct progression;
- iii) any case, regardless of extent, where it is inappropriate to deal with it within a department.

Procedure before the Head of Department

31.8 At all times the principles of natural justice shall be observed.

31.9 With respect to cases that are first offences and not considered to be severe, the Head of Department shall interview the student concerned. He or she can also interview any students who have allegedly allowed their work to be copied. As soon as practicable, the student will be informed in writing of the alleged offence and of the requirement to attend for interview. The student will also be provided with a copy of the marked-up piece of work in advance of the interview.

31.10 The student shall have the right to be accompanied, assisted or represented at the interview by one of the following: a parent or guardian; a fellow student or other friend; an Officer of the Students' Representative Council; a member of University staff, or a legal representative. At the beginning of the interview, the Head of Department will ascertain who is to be the spokesperson for the student (the student or a representative). The foregoing notwithstanding, the Head of Department shall have the right to question the student directly, where necessary.

31.11 The Head of Department shall have a member of support staff present to keep a record of the meeting.

31.12 At the interview, the student will be shown a copy of his or her work, duly marked-up and be given a clear explanation of what he or she has allegedly done. The student will be given the opportunity to justify the work and be invited to admit or deny responsibility.

¹⁹ If a student suspects a fellow student of plagiarism then he or she should speak to a member of staff in the department concerned. The identity of the student making the report shall remain confidential.

²⁰ Where the Head of Department has a potential conflict of interest (e.g. teaches or examines on the course concerned) then he or she should pass the case to another senior member of academic staff in the Department. In the case of small departments, where it may not be possible to pass the case to another senior member of academic staff, the case should be passed to the Head of a cognate department.

31.13 If the Head of Department is satisfied beyond all reasonable doubt that an offence has occurred he or she may impose an academic penalty, which will take account of the extent of the plagiarism. The Head of Department may reduce the marks or results up to the point where the academic rating for the piece of work in question is reduced to zero. Consideration will also be given to resubmission opportunities; the maximum mark that can be awarded to any resubmission is the pass mark appropriate to the degree programme being followed. The student shall be given instruction about plagiarism and the necessity of properly acknowledging and referencing sources.

31.14 If the Head of Department is not satisfied that an offence has occurred but considers that the student has engaged in poor academic practice then the student should receive a warning, instruction about plagiarism and the necessity of properly acknowledging and referencing sources.

31.15 The student will be notified in writing of the outcome. A copy will be kept on record in the Senate Office.

31.16 If it is judged that there is no case for the student to answer, the student will be informed in writing and the piece of work in question will be marked in accordance with normal arrangements, without penalty. The Senate Office does not need to be notified of such instances.

31.17 The Head of Department shall inform the Board of Examiners of any reduction in marks. The Board of Examiners shall not have the authority to revisit or alter academic penalties imposed by this process.

Right of Appeal

31.18 The student shall have the right of appeal to the Senate Assessors for Discipline in respect of any penalty imposed by the Head of Department. A student who wishes to appeal must do so in writing to the Head of the Senate Office within 14 days of the date of the issue of the written decision of the Head of Department.

31.19 The Senate Assessors for Discipline will consider an appeal against the penalty imposed by a Head of Department only on the grounds that:

- i) new evidence has emerged which could not reasonably have been produced to the Head of Department;
- ii) there has been defective procedure at the Head of Department level;
- iii) the penalty imposed by the Head of Department was clearly unreasonable.

The letter of appeal must clearly specify the details of any new evidence, the manner in which the procedures were defective or in what respects he or she believes the Head of Department has erred or been mistaken in imposing a penalty. The letter should also specify the remedy that the student seeks.

Plagiarism in the work of a graduate

31.20 The University will investigate any suspected case of plagiarism in the work of a graduate, which has already been assessed for an award of the University, to determine if the nature and extent of the plagiarism had been material to the award of the degree, diploma or certificate, or class within the degree.

31.21 All such cases will be considered as severe plagiarism. The Head of Department will conduct an investigation and refer the case to the Clerk of Senate or the Head of the Senate Office in accordance with 31.6 above.

XXXII CODE OF DISCIPLINE

Clauses 32.5 and 32.7 of the Code of Discipline are subject to review and may be revised in the course of Session 2004-05

The Code of Discipline will be governed by a Resolution of the University Court, which at the date of going to press had yet to come into effect.

Basis of Jurisdiction

32.1 Under the Universities (Scotland) Acts all students of the University are subject to the jurisdiction of the Senate, in respect both of their studies and of their conduct. In this regard, the Senate shall act through Assessors and a Disciplinary Committee. Students attending Associated Institutions are, in addition, subject to the disciplinary procedure of these Institutions (published separately); but no such student may be subject to this Code and the disciplinary procedure of an Associated Institution in respect of the same disciplinary offence.

32.2 This Code does not seek to reflect or incorporate the approach of the criminal law. The foregoing notwithstanding, at all times the principles of natural justice shall be observed.

32.3 Where a Head of Department believes it to be in the interests of an individual student, or of other students or staff, he or she may recommend to the Clerk of Senate or, in his or her absence, the Principal, that a student be suspended from the University, or any part thereof as specified, pending further investigation under this Code.

Disciplinary Offences

32.4 All students of the University are required at all times to be of good behaviour and to observe all regulations which may be made from time to time by the University. By matriculating, or by enrolling on any University course, a student becomes subject to

the discipline of the University. For avoidance of doubt the University may take action under the Code of Discipline in respect of a breach of duty even although the student concerned is no longer matriculate or enrolled at the University.

32.5 There is no definitive enumeration of disciplinary offences. Examples of conduct which would be regarded as disciplinary offences are:

- a) making use of unfair means in any University assessment or assisting a candidate making use of such unfair means;
- b) falsification or serious misuse of University documents, including diplomas or certificates;
- c) personation or false pretences;
- d) theft, misappropriation or misapplication of, or gross negligence in dealing with, University funds or property;
- e) violent or threatening behaviour;
- f) engaging in conduct which disrupts teaching, study, research or other academic activities or the administration of the University or which unjustifiably infringes freedom of thought or expression;
- g) obstructing any officer or employee of the University in the execution of his or her duties;
- h) conduct which brings the reputation of the University into disrepute;
- i) harassment including sexual or racial harassment;
- j) such conduct as is likely to render a student unfit to practise any particular profession or calling to which the student's course leads directly;
- k) research misconduct.

Where the conduct may constitute a disciplinary offence under this Code and a criminal act, criminal proceedings may follow.

32.6 Detailed regulations governing, for example, libraries, the use of computing facilities, the use of automatically processed personal data (in connection with academic work), membership of the University student unions, Halls of Residence and other University accommodation are published separately. Minor breaches of these regulations may be dealt with in accordance with the provisions of these regulations; major breaches of these regulations may be dealt with under the provisions of this Code.

32.7 A finding of guilt or an acquittal in a criminal court shall not preclude proceedings under this Code in respect of the same incident, provided that in the case of an acquittal no such proceedings shall be taken on allegations considered and rejected in a criminal court. Any sentence or order pronounced by a criminal court shall be taken into account in the imposing of any penalty under this Code.

Assessors for Discipline

32.8 The Senate shall appoint from its members a minimum of five Assessors for Discipline (hereafter described as Assessors), who shall hold office for a period of four years. The Senate shall appoint annually for one year a Senior Assessor from amongst the Assessors. No Assessor shall be a member of the Disciplinary Committee. Any of the duties of the Senior Assessor may be performed by any of the Assessors.

Disciplinary Committee

32.9 A Disciplinary Committee shall be appointed by the Senate. The Committee shall consist of the Principal who shall be the Convener but who may delegate his or her authority to one of the Vice Principals; three members of the Senate nominated by each Faculty who shall be persons of experience, one of whom shall retire annually; and two students who shall be nominated annually in the Martinmas term by the Students' Representative Council. Five members shall constitute a quorum. Decisions of the Committee shall be by a majority, with the Convener having a casting vote, if necessary. The Committee may have the assistance of a legal adviser.

Referral

32.10 Any allegation that a student of the University has committed a disciplinary offence may be reported by or through an officer or member of staff of the University, or by or through any student, to the Senior Assessor through the Clerk of Senate or the Head of the Senate Office.

Procedure before the Assessors

Allegation that a student of the University has committed a disciplinary offence

32.11 Prior or subsequent to an interview with the student against whom an allegation under 32.10 is made, the Assessors are entitled to conduct such investigation as they consider appropriate. Such investigation may include interviews with the person who reported the alleged offence and officers, members of staff and students of the University and, if necessary, members of the public. After such investigation the Assessors may decide not to proceed any further with the case.

32.12 If the identity of the student against whom an allegation under 32.10 is known, or believed to be known, he or she may be required to attend for an interview with the Assessors. As soon as practicable the student will be informed in writing and be provided with details of the alleged offence and of the requirement to attend for interview.

32.13 Exceptionally, where circumstances prevent a student attending an interview in person (such as, through illness or where a student is overseas), the Assessors may, at the request of the student, decide to take evidence by way of a written statement as opposed to the appearance of the student and or his or her representative before the Assessors, provided all the other parties to the case agree. The Assessors will consider any such written statement in the same way as any oral statement.

32.14 The student shall have the right to be accompanied, assisted or represented at the interview by one of the following: a parent or guardian; a fellow student or other friend; an Officer of the Students' Representative Council; a member of University staff, or a legal representative. At the interview, the Assessor will ascertain who is to be the spokesperson for the student (himself or herself or a representative). The foregoing notwithstanding, the Assessors shall have the right to question the student directly, where necessary. Those accompanying or assisting shall be given the opportunity to contribute at the invitation of the Assessor conducting the interview. The Assessors shall be assisted by a clerk who will take a record of the meeting.

32.15 At the interview the student shall be informed of the particulars of the alleged offence, be given the opportunity to respond and be invited to admit or deny responsibility.

32.16 If responsibility is admitted or if the case is determined under 32.17 (b)(i) on the basis of beyond reasonable doubt:

- a) the Assessors shall invite the student, or any representative, to make a statement in explanation or extenuation of the offence or in mitigation of the penalty;
- b) thereafter, the Assessors may, as appropriate:
 - i) admonish the student;
 - ii) issue a reprimand or a severe reprimand;
 - iii) order the student to make restitution, without financial limit, for damage done to University or private property or costs incurred by the University or another party;
 - iv) impose a monetary penalty not exceeding £200;
 - v) order the student to perform some duty in the service of the University up to a maximum of 24 hours, no more than 2 hours to be undertaken consecutively and subject to such supervision as the Assessor may decide;
 - vi) rescind the result of the assessment or examination diet in issue;
 - vii) impose an academic penalty in the case of an academic offence;
 - viii) suspend the student from the University, or part of the University, for a period not exceeding twelve weeks, or permit the student to continue subject to conditions;
 - ix) select any combination of the above penalties.
- c) The Assessors shall inform the relevant Board of Examiners where an academic penalty is imposed. The Board of Examiners shall not revisit or alter the penalty imposed.
- d) The Assessors may also require the student to write a letter of apology to a wronged party.
- e) In the event that a monetary penalty is imposed or where restitution is required, the timing and method of payment will be at the discretion of the Assessors.
- f) Should the Assessors consider that the penalties available to them are inadequate, they may refer the matter to the Disciplinary Committee.
- g) The student has the right of appeal to the Disciplinary Committee in respect of any penalty imposed by the Assessors. The procedures are set out under 32.25-32.26 below.

32.17 If responsibility is not admitted, the Assessors may:

- a) determine that no further action is required; or
- b)
 - i) in the case of minor offences, determine the case on the basis of beyond reasonable doubt based on the evidence available. The procedures under 32.16 then apply; or
 - ii) in the case of serious offences, refer the matter to the Disciplinary Committee; or
- c) conduct further investigations, as permitted under 32.11 and then proceed as in (a) or (b) above.

Appeal to the Senate Assessors for Discipline

32.18 A student has the right of appeal to the Senate Assessors for Discipline against a penalty imposed by a Head of Department under the Plagiarism Statement or by another university officer as set out in 32.6 above.

32.19 The Assessors will consider an appeal against the penalty imposed only on the grounds that:

- a) new evidence has emerged which could not reasonably have been produced at the first stage;
- b) there has been defective procedure at the first stage
- c) the penalty imposed was clearly unreasonable.

The letter of appeal must clearly specify the details of any new evidence, the manner in which the procedures were defective or in what respects he or she believes the Head of Department or other officer have erred or been mistaken in imposing a penalty. The letter should also specify the remedy that the student seeks.

32.20 Upon receipt of a written appeal, the Senior Assessor, after consultation with one other Assessor, may:

- a) dismiss the appeal because it is out of time or the appellant has failed to bring the appeal within any of the grounds specified in 32.19 (a)-(c) above;
- b) refer the appeal for consideration where grounds for appeal are established.

32.21 Where grounds for appeal are established, the appellant shall have the right to appear before the Assessors if he or she wishes and to be accompanied, assisted or represented at the interview by one of the following: a parent or guardian; a fellow student or other friend; an Officer of the Students' Representative Council; a member of University staff, or a legal representative.

32.22 The Head of Department or other officer shall be at the hearing.

32.23 Thereafter, the procedure will be:

- a) the appeal will be heard by at least two Assessors;
- b) the Assessors shall invite the student, or someone on his or her behalf, to make a statement;
- c) the Assessors are entitled to question the student;
- d) the Assessors shall invite the Head of Department or other officer exercising discipline to present a response to the appeal;
- e) thereafter, all persons except the Assessors and the clerk shall retire while the Assessors consider their decision and shall return to hear that decision delivered
- f) in determining the appeal against a penalty, the Assessors may:
 - i) take into account any record of previous breaches of University discipline admitted by or proved against the student;
 - ii) set aside, vary, or confirm the penalty imposed by the Head of Department or other officer exercising discipline, provided however that the Assessors may not impose any penalty or penalties which exceed the limits of the powers of the Head of Department or other officer.

Outcome of the interview or hearing with the Assessors

32.24 The Assessors shall normally announce to the student the outcome of the interview or hearing at its conclusion. The student shall be informed in writing of the outcome within 10 days.

Appeal to the Disciplinary Committee

32.25 A student who wishes to appeal to the Senate Disciplinary Committee against a penalty imposed by the Assessors or against the decision of the Assessors in disposing of an appeal at an earlier stage must do so in writing to the Head of the Senate Office within 14 days of the date of the issue of the written decision of the Assessor for Discipline.

32.26 The Committee shall consider an appeal against a penalty imposed by the Assessors or against the decision of the Assessors in disposing of an appeal at an earlier stage only on the grounds that:

- a) new evidence has emerged which could not reasonably have been produced at the Assessor stage;
- b) there has been defective procedure at the Assessor stage;
- c) the penalty imposed by the Assessors or the disposal of an appeal at the Assessor stage was clearly unreasonable, as appropriate.

32.27 The letter of appeal must clearly specify the details of any new evidence, the manner in which the procedures were defective or in what respects he or she believes the Assessors have erred or been mistaken in imposing a penalty or in disposing of an appeal. The letter should also specify the remedy that the student seeks.

32.28 An appeal against the decision of the Senate Assessors for Discipline shall normally have the effect of suspending, for the duration of the appeal proceedings, any penalty imposed. The foregoing notwithstanding, the Clerk of Senate shall have the right to not suspend a penalty on the recommendation of the Senate Assessors for Discipline. In such cases the Clerk of Senate shall inform the appellant of the decision and the reasons for that decision. This provision shall not apply to a suspension under 32.3 of this Code.

Procedure before the Disciplinary Committee

32.29 Where a student has his or her case referred to the Disciplinary Committee:

- a) because of denial of responsibility; or
- b) because the penalties available are considered by the Assessor to be inadequate, or
- c) where a student appeals against the penalties imposed by the Assessors or the decision of the Assessors in disposing of an appeal at an earlier stage, the Assessors shall furnish to the Committee a written statement of the circumstances of the case, a copy of which shall be sent to the student before the hearing by the Committee.

32.30 At least fourteen days before the hearing the Secretary of the Disciplinary Committee (the Head of the Senate Office, or his or her nominee) shall send to the student notice of the hearing and particulars of the alleged offence and, where appropriate, the penalty imposed by the Assessor or other officer exercising discipline.

32.31 The student shall be entitled to be accompanied, assisted or represented at the hearing by one of the following: a parent or guardian; a fellow student or other friend; an Officer of the Students' Representative Council; a member of University staff, or a legal representative. The student shall inform the Secretary of the Committee at least seven days before the hearing of the name of any legal representative.

32.32 At the request of the student the Disciplinary Committee may decide to take evidence by way of a written statement as opposed to the appearance of the student and or his or her representative before the Committee provided all the other parties to the case agree. The Committee will consider any such written statement in the same way as any oral statement.

32.33 At the hearing, the Convener will ascertain who is to be the spokesperson for the student (himself or herself or a representative). The foregoing notwithstanding, the Committee shall have the right to question the student directly, where necessary. Those accompanying or assisting shall be given the opportunity to contribute at the invitation of the Convener.

32.34 Other persons may attend meetings of the Disciplinary Committee at the discretion of the Committee.

32.35 If the student, who has denied responsibility before the Assessor, wishes to accept responsibility he or she may do so in writing to the Secretary to the Disciplinary Committee before the hearing of the case. The case will then be referred back to the Assessors for consideration in accordance with 32.16.

32.36 The student shall have the right to require that any student member of the Committee withdraw from the hearing. If so required, the student member or members so identified shall withdraw and take no further part in the proceedings.

Denial of responsibility

32.37 Where the case involves a reference from the Assessors because of denial of responsibility:

- a) evidence shall be led by, or on behalf of, an Assessor;
- b) the student, or someone on his or her behalf, is entitled to cross-examine any witnesses called by, or on behalf of, the Assessor;
- c) the student is entitled to call witnesses and to examine them, and to produce before the Committee any evidence relevant to the case;
- d) the Assessor, or someone acting on his or her behalf, is entitled to cross-examine any witnesses called on behalf of the student;
- e) the Committee is entitled to question any witnesses;
- f) the student is entitled, but cannot be required, to give evidence on his or her behalf,
- g) at the conclusion of the evidence, the student, or someone acting on his or her behalf, and the Assessor, or someone acting on his or her behalf, may make submissions on the evidence;
- h) thereafter, all persons except the Disciplinary Committee and its Secretary and any legal adviser appointed under 32.9 shall retire while the Committee considers its decision and shall return to hear that decision delivered;
- i) the Disciplinary Committee shall determine whether the case presented by, or on behalf of, the Assessor is established on the balance of probabilities
- j) if the case is established:
 - i) the Committee shall invite the student, or someone on his or her behalf, to make a statement in explanation or extenuation of the offence;
 - ii) the student and anyone accompanying shall retire while the Committee considers its decision and shall return to hear that decision delivered;
 - iii) the Disciplinary Committee may impose such penalty as it considers appropriate. Such penalty may include rustication or expulsion.
- k) if the case is not established it will be at an end.

Penalties available to the Assessors are considered inadequate

32.38 Where the Assessors have referred the case because the penalties available were considered by the Assessors to be inadequate:

- a) the Committee shall invite the Senior Senate Assessor to present the report;
- b) the Committee shall then invite the student, or someone on his or her behalf, to make a statement in explanation or extenuation of the offence;
- c) the Committee is entitled to question the student;
- d) thereafter, all persons except the Disciplinary Committee and its Secretary and any legal adviser appointed under 32.9 shall retire while the Committee considers its decision and shall return to hear that decision delivered;
- e) the Disciplinary Committee may impose such penalty as it considers appropriate. Such penalty may include rustication or expulsion.

Appeal against a penalty imposed by the Assessors or against the decision of the Assessors in disposing of an appeal at an earlier stage

32.39 Where the student has appealed against a penalty imposed by an Assessor or against the decision of the Assessors in disposing of an appeal at an earlier stage:

- a) the student and the Assessors are entitled to call witnesses;
- b) the Committee shall invite the student, or someone on his or her behalf, to make a statement
- c) the Committee is entitled to question the student and any witnesses;
- d) the Committee shall invite the Assessor to comment;
- e) thereafter, all persons except the Disciplinary Committee and its Secretary and any legal adviser appointed under 32.9 shall retire while the Committee considers its decision and shall return to hear that decision delivered;
- f) in determining the appeal against a penalty or the decision of the Assessors in disposing of an appeal at an earlier stage, the Committee may:
 - i) take into account any record of previous breaches of University discipline admitted by or proved against the student;
 - ii) set aside, vary, or confirm the decision of the Assessor. In the case of an appeal against a penalty the Committee may not impose any penalty or penalties which exceed the limits of the powers of the Assessor.

Decision of the Disciplinary Committee

32.40 The decision of the Committee shall normally be announced to the student at the conclusion of the hearing. The student shall be informed in writing of the decision within 10 days.

Failure to appear

32.41 Subject to the provision of medical or other reasonable grounds, if the student does not appear on the date appointed and the Disciplinary Committee is satisfied that he or she has received due notice to appear, the Committee may proceed to deal with the charge and, if it is found to be proved, impose the appropriate penalty in his or her absence.

Failure to comply with the Code of Discipline

32.42 Where a student has failed to comply, without good reason, with the Code of Discipline whether by non-attendance at an interview with the Senate Assessors or at a hearing of the Disciplinary Committee or by defaulting on the penalties or conditions imposed, the University may refuse to allow the student to matriculate or graduate pending compliance.

Independent External Review

32.43 If the appellant is dissatisfied with the outcome of an appeal to the Disciplinary Committee, he/she shall have the right to a review by the Office of the Independent Adjudicator, details of which shall be available from the Senate Office.

Records and Reports**Disciplinary Committee**

32.44 The Disciplinary Committee shall keep a record of its proceedings.

Reports to Senate

32.45 In respect of any disciplinary offence found to have been committed, the Disciplinary Committee or the Assessor, as the case may be, shall intimate the disposal thereof to the members of the Senate at its next regular meeting. The report will detail the nature of the offence and any penalty imposed. The offence and any penalty imposed shall also be reported to the Students' Representative Council, and may be published.

The Student Record

32.46 Details of any penalty imposed by the Assessors shall be held in the record of the student concerned in the Senate Office. Any disposal made by the Disciplinary Committee or by the University Court shall be inscribed by the Head of the Registry in the record of the student concerned.

XXXIII FITNESS TO PRACTISE

33.1 The Senior Senate Assessor for Discipline shall report to the Dean of the appropriate Faculty, the details of any breach of the University Code of Discipline concerning a student on a programme of study subject to fitness to practise procedures where the offence indicates a breach of or non-compliance with the relevant Code of Professional Conduct and Fitness to Practise. This will occur where responsibility for the offence has either been admitted by the student or where the case has been established by the Senate Assessors for Discipline or the Disciplinary Committee.

XXXIV COPYRIGHT REGULATIONS

34.1 Regulations under the *Copyright, Designs and Patents Act*, 1988, permit limited photocopying of material under copyright by individuals in connection with their research or private study. In brief, a single copy of no more than one article from any issue of a periodical and no more than 5% or 4,000 words, or one chapter may be copied without further restriction.

34.2 The 5% limit extends to poems, essays and other short literary works which are regarded as complete in themselves, and may not be copied in their entirety, without the permission of the copyright holder given in writing.

34.3 Photocopying beyond these limits can only be permitted if the material is not in copyright (i.e. in most cases if the author has been dead for more than seventy years) or if the owner of the copyright gives specific permission in each case.

34.4 More detailed information on limits and procedures is available in the University Library.

34.5 There are many further issues surrounding copyright and intellectual property rights which staff and students need to be aware of in the course of their everyday work in the University. Guidelines are available on the intranet site: <http://www.gla.ac.uk/copyright>

XXXV REGULATIONS AND CODE OF CONDUCT FOR USE OF INFORMATION TECHNOLOGY FACILITIES IN THE UNIVERSITY OF GLASGOW²¹

Introduction

35.1 These Regulations apply to the use of all computer software, digital information, data networks and computer systems used for University purposes by any Staff, Students, Visitors or others granted access. This includes use of any computer system or digital information accessed over the campus data network or remotely via the Joint Academic Network (JANET) or otherwise.

1. The Rules in Part 1 apply to any member of the University making use of IT Facilities described above.
2. The Rules in Part 2 apply to members of the University in relation to software copyright and the *Code of Conduct for the use of Software* described therein.
3. The Rules in Part 3 apply to any member of the University in relation to the use of data and application of the *Data Protection Principles* described therein.
4. The Rules in Part 4 relate to the use of computer systems by members of the University. It is the responsibility of Users to become familiar with the Rules that apply to the particular IT Facilities and systems they utilise for University purposes.
5. The Rules in Part 5 relate specifically to the use of computer systems run by the Computing Service.

35.2 Any Staff, Students, Visitors or others granted access to Information Technology facilities who breach these Regulations may be dealt with by the appropriate Disciplinary Procedures in force within the University of Glasgow. A breach of these Regulations may constitute a criminal offence.

Definitions

Appropriate Authority:

an individual or a group of individuals under whose control a System is placed;

System or IT Facility:

a system or facility which is within the scope of these Regulations as described above;

User:

any person or persons granted authority to use a System or Systems whether such authority is granted to them individually or by reason of their being a member or part of a group which is authorised to use a System. Authority will only be granted to a person or group where that person or group agrees to be bound by these Regulations.

User ID:

a form of unique identifier which is given to a User by the Appropriate Authority which, together with a personal password of the User, is used to identify and authenticate the User when accessing a System.

Acceptable Use of IT Facilities

35.3 This section, which is available separately, is an integral part of the regulations, but is intended to convey the ethos of the full regulations in an informal style.

²¹ Also at <http://www.gla.ac.uk/services/computing/regulations/regulations.html>

1. Before any use is made of computing or networking facilities in the University you must register as a user. If you are a student or a member of staff of the University you are required to adhere to the University's policies and procedures. If your status is properly recorded in the relevant administrative databases you can register as a computer user by a standard process. If you are not a student or a member of staff, as part of the registration process you will sign a form which states that you have read the *Regulations and Code of Conduct for the Use of IT Facilities* and agree to be bound by them. These are a formal statement of the rules that apply to the use of the facilities. Copies of these regulations are posted on notice boards and are published in the *University Calendar*. This document is an informal guide to what constitutes acceptable behaviour when using the University's computing facilities and which will help guarantee conformance with these regulations.
2. When you register you will be given a user id and a password. This user id is your personal identification and along with your password serves to authenticate you to the system and to grant access to the facilities you are authorised to use. You must keep your password secure and secret. You should not allow any other individual to access the computer facilities by way of your user id nor should you use or attempt to use the facilities through someone else's user id. You should not do anything that attempts to find out another users user id/password combination. All of these activities are technically offences under the *Computer Misuse Act, 1990*. In general, your use of the computing facilities should not interfere with or cause difficulties for other users. Any attempt to gain access to information or facilities owned by another user and to which you have not been granted authorisation is prohibited.
3. As a user you will have access to electronic mail facilities. These are provided to improve communications among staff and students for matters relating to their roles within the University and for career development. Personal use is permitted so long as it is demonstrably reasonable and judicious. It should be noted that sending electronic mail to a bulletin board or even to a list of recipients constitutes publishing the contents and the *Guidelines for Electronic Publishing* should be followed.
4. As a user you will also have access to the vast quantities of information that is available on the internet, particularly via the World Wide Web. Again these facilities are provided to enable access to information relevant to your work within the University and for career development. Personal use is again permitted so long as it is demonstrably reasonable and judicious. Specifically use should not involve access to material of a nature which might bring discredit to you or the University, e.g. material of a pornographic, criminal or offensive nature. If you need to access information as part of your particular university work which might be questionable, you should clear this use in advance with your Head of Department and the Director of the Computing Service should be notified.
5. There are many ways that as a user you will be able to make information available to other users, both other users of the University's network or externally to users of the internet. In particular, many of you will be able to publish material on the World Wide Web. The *Guidelines for Electronic Publishing* should be followed, and nothing should be published in this way which could be considered to be discreditable. Again, if publication of questionable material is essential as part of your academic work, this should be cleared with your Head of Department and the Computing Service Department.
6. The University operates on the basis of trust. However, if there are reasonable grounds for suspecting that an individual is engaging in activities which are in breach of the regulations or of the various guidelines, the University reserves the right to investigate fully. In the event that misuse is suspected the University will take appropriate action to investigate the matter which may include direct monitoring of the use made by the user. Such monitoring will require the permission of the Secretary of the University Court or his or her nominee. If misuse is established, disciplinary action will be taken, referring the matter to the police in the event of contravention of legislation.
7. As a feature of your use of the computing facilities you will gain access to a large amount of software and other computer based information. Virtually all of this material is subject to copyright. Copies of this material may not be made without the approval of the copyright owner; software in particular may not be copied for use on other machines nor may it be passed on to other people or even other users within the University unless explicit permission to do so has been obtained.

Part 1. General Rules

35.4 Users must ensure that their use of IT Facilities complies with all applicable laws. These include the following:

Data Protection Acts, 1984 and 1998
Telecommunications Act, 1984
Computer Copyright Software Amendment Act, 1985
Copyright, Designs and Patents Act, 1988
Computer Misuse Act, 1990
Criminal Justice and Public Order Act, 1994

35.5 Members of the University using computing equipment owned, leased or operated by the University or connecting their own equipment to the University Network must comply with the regulations set down by any Appropriate Authority within the University. Users must ensure that network connections are not utilised for unauthorised access to Systems. Users seeking further information about network usage should consult the Director of the Computing Service. Rules that apply to centrally operated equipment are delineated in Part 5. Where other special rules may apply, the advice of the Director of the Computing Service, or other Appropriate Authority should be sought before any commitments are made. These special rules will cover payments due to the University for the use of its equipment and will protect the University from any claims for damages etc. which may arise from such use.

35.6 The University will not accept unreserved responsibility for any loss of software or data which has not been entered into a system backed up regularly by the University, nor for any inconvenience caused to users of IT Facilities by such loss or by any breakdown of computing equipment.

35.7 IT Facilities may not be used in a way which improperly interferes with other Users' legitimate use of the facilities. Users may not by any wilful or deliberate act endanger the integrity of the equipment, its system programs or any other stored information. 'Hacking' and other unauthorised use of computing equipment, whether situated on University premises or elsewhere, is explicitly forbidden.

35.8 Any commercial exploitation of programs developed using University IT Facilities must be carried out according to regulations issued by the University from time to time. Information on these regulations can be obtained from the Director of Research and Enterprise.

Part 2. Rules for Use of Software

35.9 Users must ensure that all the requirements of the agreements or contracts under which licensed software is made available by the University (including Public Domain or 'Shareware' conditions of use) are maintained and must comply with any published usage restrictions. They must also comply with the Code of Practice for the Use of Software, given below.

Code of Practice for the Use of Software

- a) Software will be used for educational purposes only, unless explicit arrangements have been made for other purposes. A definition of 'Educational Use' is provided below.
- b) The University will maintain a central record of software available for use in the Institution together with details of licensing arrangements. (Records of centrally licensed software are maintained by the Computing Service. Departments are responsible for maintaining lists of currently held software and for establishing the legality of all their holdings.)
- c) All users of software are expected to make themselves aware of the conditions under which it may be used before starting to use a particular product.
- d) The University will organise arrangements for back-up, copying and distribution of software and documentation subject to the conditions of the licence. (This activity is supported by the Computing Service.)
- e) In the event of termination of the licence, users will be notified and should endeavour to remove all active copies of the software and take steps to ensure that archive copies are not used.

Definition of 'Educational Use'

35.10 The Educational Use of a Software Product is use by any person authorised under the terms of the Licensee for the purposes of the normal business of an Educational Establishment. Such use of the Software Product includes the following:

- a) Teaching.
- b) Research.
- c) Personal educational development.
- d) Administration and management of courses and the educational policy of the Educational Institution.
- e) Development work associated with any of the above.

The following are excluded:

- a) Consultancy or services where the Software Product is commercially exploited.
- b) Work of significant benefit to the employer of students on industrial placement or part-time courses.

Part 3. Rules Concerning the Use of Data

35.11 Members of Staff processing personal data are responsible for ensuring that this is carried out in accordance with the *Data Protection Acts, 1984 and 1998*, and with the Data Protection Principles (see below). Any holdings of personal data must be registered internally with the University's Data Protection Officer. The control of students using such data is the responsibility of the member of staff supervising them. The Secretary of Court shall have the power to withdraw access to IT Facilities from any person deemed to be in breach of the requirements of the Act, and to require the modification or deletion of personal data in order to ensure compliance with the Act. Copies of Guidelines on the Act are available from the Data Protection Officer. It is the user's responsibility to comply with these guidelines; in particular the Senate Regulations concerning the disclosure of examination marks must be observed. Users must treat as privileged any information not provided or generated by themselves which may become available to them through their use of IT Facilities; no part of such information may be copied, modified, disseminated or used without the permission of the appropriate person or body.

35.12 Users of personal data should take appropriate security measures against unauthorised access to, or alteration, disclosure or destruction of, that data and against its accidental loss or destruction.

The Data Protection Principles

1. Personal data shall be processed fairly and lawfully and not processed unless certain conditions are met and in the case of "sensitive" personal data further conditions are met. [processing includes collection]
2. Personal data shall be obtained for one or more specified and lawful purposes and must not be processed in any manner that is incompatible with that purpose or purposes.
3. Personal data shall be adequate, relevant and not excessive in relation to the purpose or purposes for which they are processed.

4. Personal data shall be accurate and, where necessary, kept up to date.
5. Personal data held for any purpose or purposes shall not be kept for longer than is necessary for that purpose or those purposes.
6. Personal data shall be processed in accordance with the rights of data subjects under the 1998 Act.
[An individual shall be entitled at reasonable intervals and without undue delay or expense:
to be informed by any data user whether he holds personal data of which that individual is the subject;
and to have access to any such data held by a data user;
and where appropriate: to have such data corrected or, in some cases, destroyed.]
7. Appropriate technical and organisational measures shall be taken against unauthorised or unlawful processing of personal data and against accidental loss or destruction of, or damage to, personal data.
8. Personal data shall not be transferred to a country outside the European Economic Area, unless that country or territory ensures an adequate level of protection for the rights and freedoms of data subjects in relation to the processing of personal data.

Part 4. Rules for the Use of All IT Facilities

35.13 Each System will be under the control of an Appropriate Authority.

35.14 The Appropriate Authority of a System has the power to set out the conditions of use of that System by a User and to modify these from time to time.

35.15 The conditions of use will include the Appropriate Authority issuing a User ID to a user and will require the User to adopt a personal password for the purposes of identifying and authenticating the User when accessing a System.

35.16 Any authority granted to a User to use a System is limited to the User to whom authority has been granted, in particular:

- a) authority given to a User may not be extended or transferred to any other person or persons;
- b) the User may not allow any other person (whether a User or otherwise) to access a System by way of his or her personal User ID and personal password. A User is required to keep and maintain as secret his or her personal password;
- c) a User must not use or access a System for any illegal or unauthorised purpose;
- d) a User must not store or to make publicly accessible any data, text, image or programme which is unlawful or, whether lawful or not, is discreditable to the University or does not accord with the aims or objectives of the University.

Access to a system without appropriate authority constitutes, at least, a technical offence under the Computer Misuse Act.

35.17 The Director of the Computing Service shall have the power to remove from the University data network, any System which is interfering with the operation of the network or which is being used for purposes which contravene these regulations.

Part 5. Rules for the Use of Computing Service IT Facilities

35.18 No person or persons may use the facilities of the Computing Service without due authorisation given, where required, by the Computing Service on behalf of the University. Computing Service facilities may be utilised by members of the University in accordance with the appropriate arrangements for access and booking.

35.19 Permission to access computer systems and data networks is given on the understanding that the facilities are used only for approved purposes and only by the person or persons by whom or on whose behalf the request or booking was made. Use must not be made of computing resources allocated to another person or group of persons unless such use has been specifically authorised by the Computing Service.

35.20 Any user of confidential information is responsible for the confidentiality of this information. The Service cannot give any warranty or undertaking about the security or confidentiality of data or other material submitted to or processed by the Computing Service or otherwise deposited or left in the Computing Service areas, except for data and other material covered by the *Data Protection Act* and notified to the Computing Service under the provisions of Rule 3.

35.21 Although the Computing Service will take all possible care to prevent the corruption of information, it cannot guarantee the integrity of information stored on its equipment. Users should make particular arrangements to protect their information from the effects of computer viruses. It is the responsibility of the User to maintain adequate backup copies of valuable information.

35.22 In the event of an apparent breach of these rules by a User, the Director of the Computing Service has the authority summarily to withdraw the facilities allowed to the User.

35.23 Use of Computers by Students.

1. Permission is granted to students to access computer systems to carry out only bona fide University work and for other approved purposes. Where a specific allocation of computer resources has been made, a student is not entitled to authorise any other person to use his or her facilities, nor to use facilities provided for anyone else, save with the permission of a Member of Staff having overall responsibility for the work. If a student has been given access to group facilities, use of them must be strictly limited to the purpose for which access to them was authorised. Students must observe local rules that apply in the case of particular microcomputer clusters.

2. *Bona fide* University work is that authorised and supervised by a responsible Member of Staff. Work carried out in fulfilment of course requirements meets this condition; other work is permitted only subject to its being authorised by and supervised by a Member of Staff.
3. Where a student violates the Regulations and Code of Conduct set out above, minor infringements shall be dealt with by the Director of the Computing Service or his or her nominee. The Director of the Computing Service may report major breaches of the Regulations and Code of Conduct to the Clerk of Senate or the Head of the Senate Office for action under the Code of Discipline where there was *prima facie* evidence of intention to breach the Regulations and Code of Conduct, and where sanctions beyond those set out in the Code dealing with minor infringements might be invoked.

XXXVI CERTIFICATE OF BASIC IT COMPETENCE: REGULATIONS

36.1 The Certificate of Basic IT Competence (referred to hereinafter as 'the Certificate') may be conferred by the University of Glasgow.

36.2 The courses of study leading to the award of the Certificate will be agreed by the *Senatus Academicus*.

General Regulations

1. The IT Baseline

The Certificate is awarded to students who demonstrate the achievement to an acceptable level of a set of IT competencies known as the IT Baseline. The IT Baseline is defined by the IT Education Unit of the University of Glasgow, and is revised each year.

2. Baseline Courses

In order to be awarded the Certificate, a student must *either* complete a course of study offered by the IT Education Unit as delivering the competencies making up the IT Baseline with the award of a pass *or* gain an exemption from the IT Education Unit course programme through one of the routes indicated in paragraph 6 of these regulations.

3. Accreditation

Courses whose only purpose is to offer students the IT Baseline competencies carry no credits. The credit value of courses in particular subject areas which are, additionally, approved by the IT Education Unit as delivering the IT Baseline competencies is not altered by such approval.

4. Assessment

Student achievement on courses offered through the IT Education Unit leading to the award of the Certificate is classified as pass or fail. In order to gain a pass, students must obtain a mark of at least 80% through a scheme of assessment approved by the *Senatus Academicus*.

5. Resits

Students failing to gain a pass on a course offered by the IT Education Unit leading to the award of the Certificate will be given written guidance on how to proceed. They may:

- i) be required to resubmit one or more of the course assessment exercises;
- ii) be invited to retake the whole course;
- iii) be invited to take a different approved course; or
- iv) be given appropriate individual guidance.

There is no limit on the number of times a student may retake a Baseline course provided by the IT Education Unit.

6. Exemptions

Exemption from the IT Education Unit course programme may be gained through the following routes:

- i) Students who have successfully completed a course offered at this or another University which is recognised by the IT Education Unit as covering the Baseline competencies may, on production of documentary evidence of successful completion of the course, be awarded the Certificate.
- ii) Students possessing a certificate or other award recognised by the IT Education Unit as being evidence of Baseline competence, may, on production of documentary evidence of receipt of the award, be awarded the Certificate.
- iii) Students with a *prima facie* case for exemption on grounds of previous or current experience with IT may take a test of IT competence administered by the IT Education Unit. Those passing the test will be awarded the Certificate.

7. Eligibility

The Certificate may be awarded, on satisfaction of the requirements stated in these regulations, to:

- i) matriculated students of the University of Glasgow;
- ii) persons registered for courses offered by the University of Glasgow but who are not matriculated;
- iii) persons undertaking courses or programmes in collaboration with or on licence from the University of Glasgow, which are approved by the IT Education Unit as coming within the scope of these regulations.

8. Disciplinary Matters

Disciplinary matters related to the award of the Certificate will be referred when appropriate to the Senatus Academicus.

XXXVII STATEMENT ON ALCOHOL, DRUGS AND SUBSTANCE MISUSE

37.1 Alcohol, drug or substance misuse is defined as the intermittent or continual use of alcohol or any drug or other substance which causes detriment to an individual's health, social functioning or work performance and which affects his or her efficiency, productivity, safety, attendance, punctuality or conduct. While the University recognises that such misuse is rare, it will not condone nor will it otherwise approve of excessive and inappropriate use of alcohol or the misuse of drugs either illicit or prescribed.

37.2 The University has a responsibility to ensure a safe and healthy working environment for all of its staff and students. This objective is put at risk by staff or students who misuse alcohol or other drugs. Students should be aware of the University's Code of Discipline and the University's Code of Behaviour for Students in Residences which may be applied to students as a result of alcohol, drug or substance misuse.

37.3 The University wishes to promote the health and well-being of its staff and students and to minimise problems arising from misuse of alcohol and drugs by encouraging safe and sensible drinking habits and a drug free lifestyle. The University will offer guidance and support and actively encourage members or employees known to have alcohol or drug related problems to seek appropriate help. However, the University will report to the Police all incidents involving the supply or taking of illegal drugs on its premises, as required by the *Misuse of Drugs Act, 1971*.

List of Agencies for Advice or Guidance

University Health Service *Tel.* 0141 330 4538

Own General Practitioner

Glasgow Council on Alcohol *Tel:* 0141 226 3883

National Drugs Helpline *Tel:* 0800 776600

XXXVIII SEXUAL OR RACIAL HARASSMENT POLICY & PROCEDURES FOR STUDENTS

The following Policy and Procedures are subject to review and may be revised in the course of session 2004-05.

Policy Statement

The University of Glasgow is committed to a working and learning environment that is free of discrimination. Sexual or racial harassment can seriously worsen working and social conditions for staff and students at the University. Any incidents of harassment will be regarded extremely seriously and can be grounds for disciplinary action which may include dismissal or expulsion.

Policy on Harassment

38.1 The University recognises that sexual or racial harassment of one member of the University community by another is wholly unacceptable, and it is the University's policy to take appropriate action in every case:

- a) When reported, complaints of harassment will be considered with all possible speed and the University will take appropriate action as quickly as possible.
- b) Though some cases of harassment may be resolved informally, harassment may provide grounds for disciplinary action up to and including dismissal or expulsion from the University.
- c) The University will treat as confidential all records concerning allegations or complaints of harassment. Cases of alleged harassment will be investigated impartially by the University, which will ensure that both parties have the opportunity to be represented and to state their cases.
- d) Appropriate members of the University's staff will receive training in dealing with sexual or racial harassment, and will be available to any student or member of staff to offer in confidence advice and information as required, channel complaints and negotiate between parties.

Physical, sexual or racial assault

38.2 If you have been physically assaulted, seek help immediately and report the incident to the police.

Harassment - definitions

38.3 Sexual or racial harassment can be a source of great stress to an individual. It may be so serious and unrelenting that the person who is being, or has been, harassed feels it necessary to change job or change course of study. All members of the University, staff and students, are responsible for helping to ensure that individuals do not suffer any form of sexual or racial harassment, and that they are encouraged and supported in any legitimate complaint.

38.4 Harassment may occur where the harasser has a position of authority (for example, where a lecturer, supervisor or administrator is able to affect another person's job, career or grade); harassment in other contexts (for example, by students of fellow-students or of staff members) may equally occur. Differences of attitude or culture and the misinterpretation of social signals can mean that what is not perceived as sexual or racial harassment by one person may seem so to another.

38.5 Difficulty in defining what constitutes sexual or racial harassment should not deter anyone from complaining of behaviour which causes them distress. Nor should anyone be deterred from making a complaint because of embarrassment or fear of intimidation or publicity. The University will respect the particular sensitivity of sexual or racial harassment complaints and their consequences as well as the need for the utmost confidentiality.

Sexual Harassment

38.6 For the purpose of this procedure, sexual harassment is defined as any unwanted or repeated verbal or sexual advances, sexually derogatory statements or sexually discriminatory remarks made by someone in the University which are offensive or objectionable to the recipient, or which cause the recipient discomfort or humiliation, or which the recipient believes interferes with his or her study or research or creates a threatening or intimidating work environment. It includes unnecessary touching or unwanted physical contact, sexually suggestive or derogatory remarks, leering at a person's body, compromising invitations or presents, requests or demands for sexual favours, displays of sexually suggestive or degrading pictures or objects, and any comments which imply that gender impairs a person's ability.

Racial Harassment

38.7 Racial harassment is defined for the purpose of this procedure as any unwanted or repeated racially derogative statements or racially discriminatory remarks made by someone in the University which are offensive or objectionable to the recipient, or which cause the recipient discomfort or humiliation, or which the recipient believes interferes with his or her study or research or creates a threatening, intimidating or hostile work environment. It includes unwanted physical contact or physical attack, verbal abuse or threats, racially suggestive or derogatory remarks, insults, ridicule or racist jokes, displays of racially suggestive or degrading pictures or graffiti or objects, comments which imply that race impairs a person's ability, and incitement to commit any of the foregoing acts.

Action which may be taken in cases of harassment

38.8 There are two basic ways in which you may deal with harassment, the informal approach and the formal approach, both of which are outlined below. You are encouraged, if at all possible, to adopt the informal approach in the first instance; that may be sufficient to stop the harassment.

Informal Approach

38.9 If you feel that you are being subjected to sexual or racial harassment in any form by a fellow-student or a member of staff, do not feel that it is your fault or that you have to tolerate it.

38.10 You may discuss the matter informally with your friends or any of the organisations or individuals named on the attached list. Any of the people mentioned could advise you on a course of action or take the matter up on your behalf. Do not hesitate to contact someone even when an incident occurs only once, if you are concerned about it. Any discussions will be confidential and further action involving you will not normally be taken without your express permission; in particular the person about whom you are complaining will not be given your name as a complainant without your express permission. You are encouraged to advise the person causing you offence that his or her behaviour is unwelcome, is interpreted as sexual or racial harassment as defined by this policy statement and must be stopped. This may be sufficient to stop the offensive behaviour. If you feel unable to tackle the person concerned, this does not constitute consent to the harassment nor will it prejudice any complaint you may wish to bring.

38.11 If the harassment continues or cannot be dealt with as suggested above, you or a person designated by you, from the attached list, from the SRC or a friend, may informally approach your tutor or supervisor or the Head of the Department who shall attempt to resolve the problem by discussing the matter informally with the alleged harasser. Before doing so, he or she should seek the advice of a designated officer (see 38.18). He or she shall advise you or your representative of the outcome of the discussion without delay.

Formal Approach

Stage 1

38.12 If you are dissatisfied with the reply following the informal approach, or the harassment does not cease, or it has not been possible to approach the harasser outwith the formal procedure, then you or an SRC representative or University friend as representative shall take up the matter in writing with the appropriate University representative. This shall normally be the Head of Department or other officer who is senior to the person complained against (hereafter referred to as the University officer).

38.13 The University officer shall deal with the complaint as follows:

- a) As promptly as possible and in a way which meets the needs and merits of each situation. At all times the matter shall be dealt with as tactfully as possible and the requirements of confidentiality must be fully observed.
- b) The University officer shall inform the person causing you offence that a formal complaint has been made and that he or she has the right to seek representation from a trade union, the SRC or a colleague (as appropriate).
- c) In dealing with the grievance, the University officer should seek assistance from a designated officer in the investigation of, and in dealing with, the complaint.

- d) The University officer shall call separate investigatory meetings with yourself and the alleged harasser, together with their representatives if so desired, to attempt to resolve the matter. (Should both parties agree, a joint meeting may be convened instead of separate investigatory meetings.)
- e) The University officer shall as soon as possible reply in writing to all parties advising of the outcome of the investigation.

Stage 2

38.14 If the University officer feels it is appropriate and/or you continue to be aggrieved, the University officer, you or your representative may submit the grievance in writing:

- a) to the appropriate Human Resources Manager if the alleged harasser is an employee of the University - in such cases the matter will be dealt with under Stage 2 of the formal Sexual and Racial Harassment Policy and Procedures for Staff, copies of which are available from Human Resources; or
- b) to the Senate Assessor for Discipline if the alleged harasser is a student - in such cases the procedures outlined in the Code of Discipline will be followed.

Stage 3

38.15 If you are dissatisfied with the outcome of consideration under Stage 2, you shall have the right to a review by the Office of the Independent Adjudicator, details of which shall be available from the Senate Office.

Summary

38.16 The key terms of this agreement are:

- Grievances will be handled with all possible speed, tact and confidentiality;
- There is an opportunity to deal with the complaint informally before anything is put in writing;
- Once a complaint is made the alleged harasser has the right to be informed;
- Before formal investigation takes place an informal meeting can be held to try to resolve the problem;
- If appropriate, disciplinary action will be taken under the existing disciplinary procedures for each category of staff and students;
- There is a right of appeal for complainant(s);
- There is a right of appeal for the harasser within the terms of the disciplinary procedure;

File references regarding sexual or racial harassment will be kept to a necessary minimum and full confidentiality will be maintained.

Designated Officers

- Academic Secretary
Ms J. Hulme, Gilbert Scott Building, 0141 330 4243
- Student Counselling and Advisory Service
Ms D. McManus and Dr J. Kelly,
65 Oakfield Avenue, 0141 330 4528
- Equal Opportunities Officer (Staff)
Mrs J. Chandler, Gilbert Scott Building, 0141 330 6810

Sources of Help for Students

- Student's Tutor, Supervisor or Adviser of Studies
- Heads of Departments
- Students' Representative Council Welfare Officer
Ms J. Keen, John McIntyre Building, 0141 339 8541/2/3
- Students' Representative Council President
- Students' Representative Council Vice-President (Race Relations) Students' Representative Council Vice-President (Welfare)
- Students' Representative Council Vice-President (University Affairs)
John McIntyre Building, 0141 339 8541/2/3
(Further information is available from the SRC concerning counselling for victims of sexual or racial harassment)
- University Health Service
Dr G. Hamilton, 63 Oakfield Avenue, 0141 330 4538
- International Student Adviser
Ms A. MacGregor, 1 The Square, 0141 330 6064
- Halls of Residence Wardens
- University Chaplaincy
The University Chaplain, 11 The Square, 0 141 330 5419

The Senate Assessors for Discipline
c/o Assistant Clerk of Senate, Senate Office,
Gilbert Scott Building, 0141 330 ext 2787/6063

The Clerk of Senate
Professor A.S. Nash, Gilbert Scott Building, 0141 330 4242/3292

The Head of the Registry
Mrs C.R. Lowther, Gilbert Scott Building, 0141 330 5911

The Secretary of Court
Mr D. Newall, Gilbert Scott Building, 0141 330 4246

XXXIX STUDENT COMPLAINTS PROCEDURE

The following Procedures are subject to review and may be revised in the course of session 2004-05.

39.1 A *complaint* is an expression of grievance or dissatisfaction by a matriculated student, or an applicant, or a formerly matriculated student, to the effect that the University (which includes its employees and its students) has failed in its dealings with the complainant to meet either its own promised standards or standards that would reasonably be expected. This code does *not* deal with matters subject to academic appeals (e.g. assessment, progress) or sexual or racial harassment; these are covered by separate codes (*see* Sections XVIII, XIX and XXXVIII).

39.2 A complaint may, at any stage, be transmitted through a third party acting on behalf of the complainant, but normally such action must be accompanied by a signed statement from the actual complainant.

Informal Procedure

39.3 Complaints arising out of the day-to-day activities of the University are normally able to be dealt with quickly and effectively, and the University wishes this to continue. No student should feel inhibited from raising a genuine grievance as close to the source as possible.

39.4 Complaints relating to University services should be directed to the head of the service concerned. Some of the main University services are listed below:

Accommodation	Director of Residential Accommodation
Hospitality Services	Director of Hospitality
Computing	Director of the Computing Service
Student Counselling and Advisory Service	Head of the Student Counselling and Advisory Service
Registry	The Head of the Registry
Sport and Recreation	Director of the Sport and Recreation Service
University Health Service	The University Medical Officer
University Library	Director of Library Services
Media Services	Director of Media Services
Hunterian Museum and Art Gallery	Director of the Hunterian Museum and Art Gallery

39.5 Complaints about services provided by the University student organisations (The Glasgow University Union, The Queen Margaret Union, The Students' Representative Council, The Research Club, The Glasgow University Athletic Club) should be taken up in the first instance with the relevant organisation.

39.6 Complaints about courses or their delivery should, in the first instance, be raised at Class or Departmental level. The students in every Class are represented by one or more Class Representatives who sit on a Staff/Student Committee the purpose of which is to convey matters of student concern to the Head of Department. This mechanism has existed for many years and is very effective. In some cases, perhaps where urgency of action is required, it may be more appropriate to go directly to the Head of Department (in doing so, the complainant may be re-directed to someone who will act for the Head of Department, such as a Deputy or a Course Convener).

39.7 In pursuing a complaint at Departmental level it should be borne in mind that some legitimate complaints have no straight-forward resolution. A complaint about the comfort of the seats in a lecture theatre will be recorded, but it is very unlikely that it will of itself result in the refurbishment of the theatre. If, on the other hand, the complainant suffered from a disability which made the seating intolerable to him or her then some sensible resolution could easily be reached.

39.8 In some cases the informal procedure may not resolve the issue to the complainant's satisfaction, or the problem may be such that there is reluctance to raise the complaint in that way. In these cases the following Formal Procedure is available.

Formal Procedure

39.9 The Senate is charged under the *Universities (Scotland) Act, 1889* with the power to regulate and superintend the teaching and discipline of the University (subject to review by the University Court).

39.10 The complainant or his or her representative should inform the Clerk of Senate of the complaint, providing a written statement. Should the complaint appear at the outset to concern discipline or sexual or racial harassment, it will be dealt with under the relevant University Code. The Clerk of Senate shall refer the matter to the Senior Senate Assessor for Student Complaints who, after consultation, as he or she sees fit, will either pass the complaint to the Head of Department or Dean of Faculty or other appropriate officer or body and require that it be dealt with, or, in cases of a serious nature, will decide to deal with the matter at Senate level.

39.11 In each case the procedure set out below will be followed. When the complaint has been investigated and a remedy decided upon the Senior Senate Assessor for Student Complaints will arrange a meeting with the complainant and his or her representatives to explain the actions taken, if any, in response to the complaint and seek agreement that the complaint has been properly and fairly resolved.

39.12 The steps to be followed in each case are as follows. The Investigating Officer is the Head of Department, Dean, Head of Service or other appropriate officer to whom the matter has been referred by the Senior Senate Assessor for Student Complaints. The investigating officer will not be a member of any Department or Service which is the subject of the complaint.

- a) The complaint will be addressed as promptly as possible and in a way which meets the needs and merits of the situation. At all times the matter will be dealt with as tactfully as possible and the requirements of confidentiality will be fully observed. However, in some cases it will be necessary to identify the complainant to the person(s) complained about; this will be done only with the complainant's written permission, but refusal of such permission may make it impossible to pursue the complaint.
- b) The investigating officer will inform any person(s) complained about and their Head of Department that a formal complaint has been made. Where a complaint is against an individual, he or she has the right to representation by a trade union, the SRC or a colleague (as appropriate).
- c) In dealing with the complaint, the investigating officer will seek assistance from appropriate persons.
- d) If appropriate, the investigating officer will call separate investigatory meetings with the complainant and parties complained about to attempt to resolve the matter. Should both parties agree, a joint meeting may be convened instead of, or in addition to, separate investigatory meetings.
- e) The investigating officer will as soon as possible write to all parties notifying them of the outcome of the investigation. File references relating to any person complained about will be kept to a necessary minimum; that person will have access to these references and full confidentiality will be maintained.
- f) A report dealing with the result of the investigation and the resolution, if any, of the complaint will be sent to the Senior Senate Assessor for Student Complaints.
- g) Notwithstanding (e), if the investigation reveals prima facie a breach of the Code of Discipline or the Code on Harassment on the part of the individual complained about this will be noted in the report to the Senior Senate Assessor for Student Complaints.

39.13 On receipt of the report of the investigating officer the Senior Senate Assessor for Student Complaints will recommend to the Clerk of Senate what further action should be taken. Any recommendation for action that involves expenditure or the unplanned deployment of University resources will be referred to the Secretary of Court.

Independent External Review

39.14 If the complainant is dissatisfied with the outcome of the investigation of the complaint, he/she shall have the right to a review by the Office of the Independent Adjudicator, details of which shall be available from the Senate Office.

XL PROCEDURE FOR INVESTIGATING AND RESOLVING ALLEGATIONS OF RESEARCH MISCONDUCT

40.1 The University Court has approved a Code and Procedures for dealing with allegations of misconduct in research. Copies may be obtained from the Senate Office or from the Office of the Vice-Principal(Research). The document is also available at: <http://www.gla.ac.uk/R-E/int/policies/indes.html#misconduct>.

XLI PROCEDURE FOR DETERMINING FITNESS TO PRACTISE

41.0 INTRODUCTION

41.0.1 Where a programme of study requires the student to act in the course of practical training in a quasi-professional role in relation to patients, children, clients or service-users or where the qualification provides a direct licence to practise, the University has a duty to ensure that the student is fit to practise. Students matriculated for these programmes of study are subject to separate fitness to practise procedures. The aims of the procedures are:

- a) to protect present or future patients, children, clients or service users;
- b) to comply with the requirements of professional bodies;

- c) to protect the health and well being of students and to ensure that they are provided with appropriate advice concerning the requirements of the professional body they seek to join;
- d) to protect the institution against legal action brought by someone claiming to have suffered loss as a result of a student proving during training or after qualification to be unfit to practise.

To these ends, fitness to practise is assessed not only in terms of academic attainment but is assessed in accordance with relevant professional concerns and expectations.

PRINCIPLES

41.1 Faculty Code of Professional Conduct and Fitness to Practise

Faculties providing programmes of study leading to the degrees listed below should prepare a Faculty Code of Professional Conduct and Fitness to Practise derived from any related code developed by the relevant professional or accrediting body for students, trainees or other members of the profession.

Faculty of Medicine

MBChB

BDS

BN

Doctorate in Clinical Psychology

Faculty of Education

BEd

Postgraduate Certificate in Education

BTechnolEd

BTechStudies

MA with teaching qualification

Faculty of Veterinary Medicine

BVMS

41.2 Students and the Code

- i) A student matriculated for one of the programmes of study which are subject to fitness to practise procedures may be treated differently from other students of the University if there is any question as to whether he or she is a fit and proper person to practise his or her intended profession.
- ii) All new entrants to programmes of study which are subject to fitness to practise procedures should undergo training before the end of the first semester of the first year of study, designed to explain the nature and effect of the Faculty Code of Professional Conduct and Fitness to Practise. The training should address the relevance of compliance and non-compliance with the Code in respect of their progress on the programme.
- iii) Continuing students on programmes of study which are subject to fitness to practise procedures should be provided with a copy of the current Faculty Code of Professional Conduct and Fitness to Practise within the first five weeks of each session and their attention drawn to any changes.
- iv) Where a student has failed to comply with a Faculty Code of Professional Conduct and Fitness to Practise the student may be required to leave the programme of study.

41.3 Applicants and Publicity

- i) Where fitness to practise procedures apply to a programme of study this should be noted in the publicity material for the programme (including the University Prospectus) and a copy of the Faculty Code of Professional Conduct and Fitness to Practise should be made available on request or via the internet.
- ii) Applicants should be made aware when fitness to practise procedures apply to the programme of study for which they have applied and the implications of this. A copy of the Faculty Code of Professional Conduct and Fitness to Practise should be provided with the final confirmation of admission.

41.4 Breaches of the Code

Informal resolution

- i) Where a breach of the Code occurs or where there is a pattern of behaviour or an issue of persistent ill health, which has a bearing on fitness to practise, the Faculty should document the issue and agree with the student appropriate action and a deadline by which any action must take place. Where possible the matter should be dealt with informally. The Faculty should ensure that the student is made aware of the support services which are available: such as Adviser of Studies or equivalent, University Health Service, Student Counselling and Advisory Service, Special Needs Service and Students' Representative Council.

Formal procedure

- ii) If the agreed action is not carried out or there has been a repetition of the breach or the breach is considered by the Dean to be of sufficient seriousness that the informal process is inappropriate, the Faculty Secretary should write to the student informing him/her that the matter will be referred for formal consideration by the Faculty Fitness to Practise Committee. The student should be advised of the reason for the referral.
- iii) Any referral should follow the procedure set out below.

Appeal process

- iv) A student may appeal against any decision of the Faculty Fitness to Practise Committee to the Senate Fitness to Practise Committee in accordance with the procedure set out below.
- v) A student who has a concern about how a matter has been handled at any stage, may raise the matter in terms of Student Complaints Procedure, (See Section XXXIX above).

41.5 Members of Committee

- i) Faculties providing a programme of study leading to any of the degrees listed in 41.1 above should establish a Faculty Fitness to Practise Committee the members of which are appointed annually. Members should normally serve for three years.
- ii) The Senate should establish a Senate Fitness to Practise Appeals Committee, the members of which should be appointed annually. Members should normally serve for three years.
- iii) Members of staff responsible for managing matters concerning fitness to practise and members of Faculty and Senate Fitness to Practise Committees should attend an annual briefing.
- iv) External members and student members of Faculty and Senate Fitness to Practise Committees should be given appropriate guidance.

41.6 Reports

The Faculty Fitness to Practise Committees and the Senate Fitness to Practise Appeals Committee should provide an annual report to Senate.

41.7 PROCEDURE FOR CONSIDERATION OF FITNESS TO PRACTISE**41.7.1 Initial (informal) Procedure**

- i) Any breach of a Faculty Code of Professional Conduct and Fitness to Practise must be reported in writing to the Dean of the Faculty in which the student is studying. The report must be signed and dated by the person or persons responsible for making the referral. In exceptional circumstances, the Dean of the Faculty may permit the identity of the person making the report to remain confidential where it is considered necessary to protect the interests of the person making the allegation.
- ii) On receipt of a written report, the Dean of the Faculty may refer the matter to the Head of Department or equivalent responsible for the student who shall investigate the matter, interview the student and consult such persons as it is deemed necessary to determine the facts of the case. Where possible the matter shall be resolved informally with the agreement of the student and any one affected. Support, assistance or advice shall be provided.
- iii) At this informal stage, a student may be accompanied by a family member or a friend but shall not normally be permitted to be represented formally by a lawyer, member of the SRC or other formally appointed individual at any interview relating to fitness to practise.
- iv) A record shall be kept of a referral, of any interview concerning the referral and of any action subsequently taken.

41.7.2 Referral to the Faculty Fitness to Practise Committee

- i) A student shall be referred to the Faculty Fitness to Practise Committee in the following circumstances:
 - a) where a minor breach is repeated and is considered by the Dean of the Faculty to constitute a pattern of behaviour which is not compliant with the Faculty Code of Professional Conduct;
 - b) where a review of the progress made by the student following action under the informal procedure indicates that the breach of the Faculty Code of Professional Conduct and Fitness to Practise remains;
 - c) where a reported breach of the Code is deemed by the Dean of the Faculty to be of sufficient seriousness to warrant immediate referral to the Faculty Fitness to Practise Committee rather than resolution by the informal procedure.

41.7.3 Referral by the Dean of the Faculty to the Senior Senate Assessor for Discipline

- i) If on receipt of a report, the Dean of the Faculty considers that a breach of the University Code of Discipline has occurred, the student shall be referred in the first instance to the Senior Senate Assessor for Discipline. When the case has been considered under the Code of Discipline, the Senior Senate Assessor for Discipline shall report to the Dean of the Faculty the outcome of consideration of the case and any ensuing action under the Code of Discipline.

41.7.4 Referral by the Senior Senate Assessor for Discipline to the Dean of the Faculty

- i) The Senior Senate Assessor for Discipline shall report to the Dean of the Faculty, the details of any breach of the University Code of Discipline concerning a student on a programme of study subject to fitness to practise procedures where the offence indicates a breach of or non-compliance with the Faculty Code of Professional Conduct and Fitness to Practise. This will occur

where responsibility for the offence has either been admitted by the student or where the case has been established by the Senate Assessors for Discipline or the Disciplinary Committee or where the student has been convicted of a criminal offence.

- ii) On receipt of a report from the Senior Senate Assessor for Discipline, the Dean of the Faculty may take such immediate action including suspension designed to protect patients, children, clients or service users as he or she thinks fit but shall not refer the matter to the Faculty Fitness to Practise Committee until the time permitted for an appeal under the Code of Discipline has elapsed without any appeal being lodged or until any appeal has been heard and a decision adverse to the student has been reached.

41.7.5 Suspension of Study

- i) The Dean may suspend the student's studies and may limit access University facilities or to placement premises pending investigation under this procedure where suspension is justified to protect the interests of patients, children, clients or service users, the student concerned, other students or members of staff of the University.
- ii) The Dean of the Faculty shall inform the student in writing of the details of any suspension.
- iii) The student shall have the right to call for a review of the suspension by the Dean of the Faculty after 20 working days.
- iv) The review of the suspension shall be conducted by a senior member of the Faculty who has not been involved in the referral or the investigation of the referral and who is not a member of the standing Faculty Fitness to Practise Committee.

41.7.6 Investigation of a breach of the Faculty Code of Professional Conduct and Fitness to Practise

- i) On receipt of a written report relating to an issue which has either not been resolved by the informal procedure or has been repeated or is of sufficient seriousness to warrant referral to the Faculty Fitness to Practise Committee, the Dean of the Faculty, shall appoint an Investigating Officer who shall be a senior member of the Faculty and who shall not be a member of the Faculty Fitness to Practise Committee.
- ii) The Dean shall inform the student in writing of the details of the referral and the name of the Investigating Officer and shall state the procedure for the investigation. The student shall be invited to provide a written statement to the Investigating Officer within 10 working days concerning the matters raised in the referral. The student shall have the right to representation by a member of the SRC or a lawyer or other formally appointed representative or to be accompanied by a family member or friend at any meeting with the Investigating Officer.
- iii) The Investigating Officer in the presence of another member of staff shall interview the student and shall interview any person or persons named in the referral or responsible for the referral. Details of the student's academic record and any other relevant documentation shall be made available to the Investigating Officer. The notes of the interviews shall be retained in the record of the investigation and a reference to the investigation shall be held in the student file.
- iv) The student may be required by the Investigating Officer to attend an Occupational Health Department or other relevant service in order to ascertain his/her fitness to practise.
- v) Strict confidentiality shall be observed throughout the course of the investigation.
- vi) The Investigating Officer shall submit a written report of the investigation to the Dean of the Faculty normally within 20 working days of his/her appointment. The report shall include a recommendation relating to the continuation or otherwise of any suspension from study. The Dean shall determine, on the basis of the Investigating Officer's report, whether to refer the case to a full hearing before the Faculty Fitness to Practise Committee or to manage the case by the informal procedure or alternatively that no breach of the Faculty Code of Professional Conduct and Fitness to Practise has occurred.
- vii) The Dean shall inform the student within 5 working days of receipt of the report from the Investigating Officer of his/her decision following the investigation.

41.7.7 Retention of Records during the Investigation

All papers relating to an allegation under investigation shall be held in a file clearly marked "under investigation" in the office of the Dean of the Faculty. A reference to the investigation shall be held in the student's file.

41.7.8 Constitution of the Faculty Fitness to Practise Committee

- i) The Committee shall be constituted as follows:
 - a) the Dean of a cognate Faculty as Convener;
 - b) four members drawn from a panel appointed by the Faculty in which the student is studying;
 - c) a representative member of the relevant professional body concerned who is not a member of the University.
- ii) No person who has signed or co-signed a referral or who undertook the investigation of the alleged breach or was involved in an informal consideration of the alleged breach may sit on the Committee to consider the case.
- iii) The Committee may have the assistance of a legal adviser.
- iv) The Faculty Secretary of the Faculty concerned or his/her nominee shall act as Clerk to the Committee.
- v) The membership of a Faculty Fitness to Practise Committee shall be reported to the Senate annually. Members shall normally serve for three years.

41.7.9 Arrangements for a Hearing

i) Timing of a hearing

Where a hearing before the Faculty Fitness to Practise Committee is required, the hearing shall normally take place within 15 working days of the date of the letter of notification from the Dean to the student intimating the decision following the investigation.

ii) Preparation of the papers

The Clerk of the Committee shall:

- a) provide the student (or his or her representative) with a copy of the original report submitted to the Dean subject to any action taken to protect the anonymity of the person making the report in terms of paragraph 41.7.1 above;
 - b) provide the student (or his or her representative) with a copy of the report if one has been prepared by an Investigating Officer;
 - c) invite the student (or his or her representative) to submit a written statement in response to the statements contained in the report(s);
 - d) invite the student (or his or her representative) to submit any other documentation which the student wishes the Committee to consider.
- iii) The student (or his or her representative) shall be provided no less than 10 working days in advance of the hearing, with a copy of all papers which shall be before the Committee and the names of those persons who shall be in attendance. The documents shall be sent by Recorded Delivery/University Courier to the student or may, at the student's request, be collected in person.
- iv) The Clerk to the Committee shall notify the student (or his or her representative) no less than 5 working days prior to the hearing of the date, time and location of the hearing and the names of the members of the Committee who shall consider the case.

41.7.10 Attendance at Hearing

- i) The student shall be required to attend the hearing in person. Where the student is prevented from attending by ill health, the hearing shall normally be deferred on submission of a medical certificate. If the student does not attend on the date appointed and no notification of the absence has been received, if the Convener is satisfied that the student has received due notice of the hearing, the Committee may proceed to deal with the case and to reach a decision in the student's absence.
- ii) The Dean of the Faculty or his/her appointed representative shall attend the hearing to present the circumstances of the referral and shall have the right to name any person or persons he/she wishes to be present to provide evidence relating to the referral.
- iii) The student shall have the right to be accompanied by one of the following: a parent or guardian; a fellow student or other friend; or to be formally represented by the Students' Representative Council; a member of the University staff; or a lawyer. Where the student seeks to have two individuals in attendance, one shall attend as an observer only.
- iv) The student may name any person or persons he/she wishes to be present to provide evidence on his/her behalf. The name of any person or persons called by the student to provide evidence shall be provided to the Clerk of the Committee no later than 10 working days before the date of the hearing. The student shall be responsible for arranging the attendance of such persons at the hearing with the exception of members of staff of the University who shall be notified of the date, time and location of the hearing by the Clerk to the Committee.
- v) If any person or persons are unable or unwilling to attend the hearing, the Convener of the Committee shall be responsible for deciding if the hearing should proceed on the date arranged or be deferred. A written statement may be presented by any person who has been invited to attend the hearing but is not available at the date specified.
- vi) The hearing shall be held in private. Strict confidentiality shall be observed.

41.7.11 Professional Advice

- i) Where the Committee requires the advice of an expert to deal with a question of fact or special difficulty, such an expert shall provide a written report and where appropriate shall be invited to attend the hearing to provide evidence.

41.7.12 Procedure for the Conduct of a Hearing

- i) The Committee shall rely only on evidence presented at the hearing.
- ii) Statements:
 - a) at the hearing, the Convener shall invite the student and his or her representative to make a statement. If the student declines the invitation to make a statement, the Committee shall reserve the right to question the student directly;
 - b) the Dean or his/her deputy shall present the circumstances of the case. The Committee shall then address any questions to the relevant parties including those appearing to advise the Committee or called to provide evidence and shall afford the student and his/her representative an opportunity to question the persons involved through the Convener;
 - c) the Committee shall consider any request from any person present at the hearing to make a statement or to put questions through the Committee to anyone whom the Committee has examined;
 - d) the Committee shall afford the student an opportunity to make a final statement or to have one made on his or her behalf;

- e) the Convener shall seek confirmation from all parties that all necessary information has been conveyed to the Committee, that, in their opinion, the questioning is complete and that in the opinion of the student, the hearing has been conducted in a fair manner.
- iii) Thereafter all persons except the Fitness to Practise Committee, its Clerk and any legal adviser appointed to advise the Committee shall retire while the Committee considers its decision. The Committee shall reach its decision or defer the decision pending further investigations.
- iv) In reaching its decision the Fitness to Practise Committee shall not be bound by the rules of evidence. The Committee shall attempt to ascertain all relevant facts with a view to coming to a reasonable disposal.
- v) At any stage the Convener may adjourn the hearing if he/she considers this to be necessary.

41.7.13 Disposal

- i) The Committee shall decide the matter at the conclusion of its consideration of the referral or as soon as possible thereafter.
- ii) The Committee may decide by a majority.
- iii) Where the Committee is of the view that no breach of the Code has occurred, it shall permit the student to continue the programme of study.
- iv) Where the Committee decides that a breach of the Code has occurred, the Committee may:
 - a) permit the student to continue the programme of study under close specified supervision and thereafter within a specified time to demonstrate fitness to practise to the satisfaction of the Dean of the Faculty by whatever means the Committee shall decide or by whoever the Committee shall appoint or
 - b) require the student to repeat a specified part or parts of the programme of study and thereafter to demonstrate fitness to practise to the satisfaction of the Dean of the Faculty or
 - c) suspend the student from the programme of study for a specified period in order to undergo a medical assessment or medical treatment, or other form of remedy and thereafter to demonstrate fitness to practise to the satisfaction of the Dean of the Faculty or
 - d) instruct any other action considered appropriate by the Committee to enable the student to continue the programme of study or
 - e) exclude the student permanently from the programme of study.
- v) Where a student is unable to demonstrate fitness to practise to the satisfaction of the Dean at the conclusion of the specified period of supervision or completion of medical treatment or other form of remedy, the case shall be referred to the Faculty Fitness to Practise Committee for further consideration.
- vi) The decision and the reasons for the decision, with reference to any findings of fact, shall be provided in writing to the student by Recorded Delivery normally within 10 working days of the decision being determined. If it is not possible to provide the decision and the reasons for the decision within this timescale, the student shall be informed of the reason for the delay and a new timescale shall be provided.

41.7.14 Records and Reports

- i) The Clerk to the Faculty Fitness to Practise Committee shall prepare a written report of the hearing. The report and the papers presented to the Faculty Fitness to Practise Committee shall be held in a confidential file in the office of the Dean of the Faculty. A reference to the report shall be held in the student's file until the conclusion of the programme of study after which the report shall be archived and retained for the anticipated professional life of the individual. The Faculty Fitness to Practise Committee shall decide whether a report shall be submitted to the professional body.

41.7.15 Reports to Senate and Annual Review

- i) The Convener of the Faculty Fitness to Practise Committee shall report the outcome of a hearing to the Senate at the Senate's next regular meeting but the report to Senate shall not be made until 10 working days have elapsed this being the time permitted for an appeal or until any appeal has been heard and a decision reached. The report shall not identify the student. It shall detail the nature of the referral.
- ii) The Faculty Fitness to Practise Committee shall review its proceedings annually.

41.8 Review by the Senate Fitness to Practise Appeals Committee

41.8.1 Jurisdiction of the Senate Fitness to Practise Appeals Committee

- i) The Senate Fitness to Practise Appeals Committee shall consider appeals by students against a decision of a Faculty Fitness to Practise Committee which falls within the scope of grounds for an appeal to Senate.

41.8.2 Lodging an appeal

Time within which an appeal is to be lodged and late appeals

- i) Where an appeal lies against a decision of the Faculty Fitness to Practise Committee in terms of paragraph 41.8.3 below, the appeal or an intimation of intention to appeal shall be submitted in writing to the Head of the Senate Office within 10 working days of the intimation to the student of the decision against which the student is appealing. Where an intention to appeal is submitted, the full appeal shall be submitted within 20 working days of the date of the letter intimating the intention to appeal.

- ii) An application for an extension of time for submitting an appeal beyond 20 working days shall be made in writing to the Head of the Senate Office for the attention of the Clerk of Senate and shall include sufficient information concerning the nature of the appeal, shall state the grounds on which an extension of time is sought and be accompanied by such evidence of medical or other adverse personal circumstances as are relevant to the application.
- iii) An application for extension of time for submitting an appeal shall not be granted unless the Clerk of Senate is satisfied that the student was precluded from appealing within 20 working days as a result of serious illness or other circumstances which are both exceptional and relevant to the appeal.
- iv) A letter of appeal or other documents required for the consideration of an appeal shall be treated as having been given or sent on the day that it is received by the Head of the Senate Office; and any letter or document sent to any person including the student in connection with the appeal shall, if sent to the person's last notified address

41.8.3 Grounds for an appeal

- i) An appeal may be made to the Senate Fitness to Practise Appeals Committee against a decision of a Faculty Fitness to Practise Committee only on the grounds that:
 - a) new evidence has emerged which could not reasonably have been produced to the Faculty Fitness to Practise Committee;
 - b) there has been defective procedure at Faculty level;
 - c) the disposal by the Faculty Fitness to Practise Committee was manifestly unreasonable.
- ii) In the case of a claim of unfair or defective procedure, evidence in the form of written statements or formal documents must be provided. Advice on a subject data access request can be obtained from the Data Protection Office at:
http://www.gla.ac.uk/dataprotection/outwith/subject_access.html
- iii) Where the student claims that the disposal at Faculty level was unreasonable; the student must state in writing the respects in which he/she believes that the Faculty Fitness to Practise Committee erred in coming to its decision or was mistaken in that decision.

41.8.4 Content of a letter of appeal

- i) The letter of appeal shall state:
 - a) the name and address of the student and the telephone number and email address, if available;
 - b) the decision appealed against;
 - c) all the grounds for the appeal: additional grounds may be admitted subsequently only at the discretion of the Convener; additional grounds presented at the hearing may lead to adjournment of the hearing;
 - d) the remedy or remedies which the student seeks;
 - e) the name and address of any person whom the student has appointed as a representative or who will accompany the student at the hearing;

41.8.5 Constitution of the Senate Fitness to Practise Appeals Committee

- i) The Senate Fitness to Practise Appeals Committee shall be constituted as follows:
 - a) the Clerk of Senate as Convener;
 - b) the Senior Senate Assessor for Student Appeals or his/her deputy;
 - c) two members drawn from a panel made up of two nominees from each Faculty with a fitness to practise procedure;
 - d) two representative members of the profession concerned who are not members of the University.
- ii) These six members shall constitute the quorum.
- iii) A representative of the student body may attend the hearing in the role of observer unless the subject of the referral has expressed the wish that no such representative shall be present.
- iv) No member of a Faculty Fitness to Practise Committee or the University Court shall be entitled to serve on the Committee. Where a member of the Committee has participated directly in the decision appealed against, that member shall not sit for that appeal.
- v) The Committee may have the assistance of a legal adviser.
- vi) The Head of the Senate Office or his/her nominee shall act as Clerk to the Committee.

41.8.6 Consideration of appeals

Power to give directions

- i) Upon receipt of a written appeal, the Clerk of Senate may direct the student (or his or her representative) or any party to the proceedings, to furnish additional evidence, information or explanation as may be thought to be appropriate.
- ii) A direction to the student (or his or her representative) shall state the period of time by which the student shall respond in writing following which the appeal may be dismissed by the Clerk of Senate.

Preliminary Disposal

- iii) The Clerk of Senate after consultation with two members of the Senate Fitness to Practise Appeals Committee may make a preliminary disposal in order to accelerate a decision. The Clerk of Senate may:
 - a) dismiss the appeal because the subject-matter of the appeal does not fall within the scope of paragraph 41.8.3 above;
 - b) dismiss the appeal because no competent grounds have been stated or because the appeal is frivolous or vexatious or because the appeal is out of time or because the student failed to comply with a direction made in terms of paragraph 41.8.6(i) and (ii) above;
 - c) dismiss the appeal because it does not establish a *prima facie* case that disposal at Faculty level involved defective or unfair procedure, or a failure to take relevant evidence of medical or other adverse personal circumstances into account or was manifestly unreasonable;
 - d) dismiss the appeal because the new evidence submitted by the student could reasonably have been presented to the Faculty Fitness to Practise Committee;
 - e) refer the appeal to the Faculty Fitness to Practise Committee with whatever guidance or direction it considers appropriate, which may include a direction that the appeal is heard again by a Committee which is not constituted by any member who was involved in the first decision;
 - f) refer the appeal to the Senate Fitness to Practise Appeals Committee for a full hearing.
- iv) The Clerk of Senate may also take such other interim action by way of direction as he or she deems appropriate
- v) The Clerk to the Committee shall state in the letter to the student (or his or her representative) intimating the outcome of the preliminary disposal the reasons for the decision and shall provide the papers which were considered by the Committee.
- vi) An appeal which has been dismissed under preliminary disposal may be reinstated if the student (or his or her representative) makes representation stating the reasons why the appeal should not have been dismissed. The representation and the reasons shall be made in writing within 10 working days of the date of the letter intimating the outcome of preliminary disposal

41.8.7 Arrangements for a Hearing before a Senate Fitness to Practise Appeals Committee

- i) Timing of the hearing - When a hearing is required, the Committee shall meet within 20 working days of receipt of the letter of appeal or as soon thereafter as is practicable.

- ii) Preparation of the papers

The Clerk of the Committee shall:

- a) request a copy of the papers which were before the Faculty Fitness to Practise Committee and a report of the hearing including information relating to the manner in which the decision appealed against was reached;
- b) request any other reports or information relevant to the appeal;
- c) request the Dean of the Faculty to provide a written response to the statements made in the letter of appeal and to name any person or persons whom the Dean wishes to appear to provide evidence;
- d) provide the Committee and the student normally within 10 working days in advance of the hearing with a copy of all papers relevant to the appeal and the names of those persons who will be in attendance. The papers shall normally be sent to the student by Recorded Delivery or may at the student's request be collected in person;
- e) notify the student no less than 5 working days prior to the hearing of the date, time and location of the hearing and the names of the members of the Committee who will consider the case.

41.8.8 Attendance at Hearing

- i) The student shall be required to attend the hearing in person. Where the student is prevented from attending by ill health, the hearing shall normally be deferred on submission of a medical certificate. If the student does not attend on the date appointed and no notification of the absence has been received, if the Clerk of Senate is satisfied that the student has received due notice of the hearing, the Committee may proceed to deal with the case and to reach a decision in the student's absence.
- ii) The student shall have the right to be accompanied at the hearing by one of the following: a parent or guardian; a fellow student or other friend or to be formally represented by the Students' Representative Council; a member of the University staff; or a lawyer. Where the student seeks to have two individuals in attendance, one shall attend as an observer only.
- iii) The student may name any person or persons he/she wishes to be present to provide evidence on his/her behalf. The name of any person or persons called by the student to provide evidence shall be provided to the Clerk of the Committee no later than 10 working days before the date of the hearing. The student shall be responsible for arranging the attendance of such persons at the hearing with the exception of members of staff of the University who shall be notified of the date, time and location of the hearing by the Clerk to the Committee.
- iv) If any person or persons are unable or unwilling to attend the hearing, the Clerk of Senate shall be responsible for deciding if the hearing shall proceed on the date arranged or be deferred. A written statement may be presented by any person who has been invited to attend the hearing but who is not available at the date specified.
- v) The hearing shall be held in private. Strict confidentiality will be observed.

41.8.9 Expert Advice

- i) Where the Committee requires the advice of an expert to deal with a question of fact or special difficulty, such an expert shall provide a written report and where appropriate shall be invited to attend the hearing to provide evidence.

41.8.10 Procedure for the Conduct of a Hearing

- i) The Committee shall rely only on evidence presented at the hearing.
- ii) The hearing shall be conducted in the presence of all persons invited to attend to provide evidence.

41.8.11 Statements

- i) The procedure shall be as follows:
 - a) at the hearing, the Convener shall invite the student and his or her representative to make a statement. If the student declines the invitation to make a statement, the Committee shall reserve the right to question the student directly;
 - b) the Committee shall then address any questions to the relevant parties including those appearing to advise the Committee and shall afford the student and his/her representative an opportunity to question the persons involved through the Convener;
 - c) the Committee shall consider any request from any person present at the hearing to make a statement or to put questions through the Committee to anyone whom the Committee has examined;
 - d) the Committee shall afford the student an opportunity to make a final statement or to have one made on his or her behalf;
 - e) the Convener shall seek confirmation from all parties that all necessary information has been conveyed to the Committee, that the questioning is complete and that in the opinion of the student, the hearing has been conducted in a fair manner.
- ii) Thereafter all persons except the Senate Fitness to Practise Appeals Committee, its Clerk and any legal adviser appointed to advise the Committee shall retire while the Committee considers its decision. The Committee shall reach its decision or defer the decision pending further investigations.
- iii) In reaching its decision, the Senate Fitness to Practise Appeals Committee shall not be bound by the rules of evidence. The Committee shall attempt to ascertain all relevant facts with a view to coming to a reasonable disposal.
- iv) At any stage the Clerk of Senate may adjourn the hearing if he/she considers this to be necessary.

41.8.12 Disposal

- i) The Committee shall decide the matter at the conclusion of its consideration of the appeal or as soon as possible thereafter.
- ii) The Committee may decide by a majority.
- iii) The Committee may:
 - a) dismiss the appeal because the subject matter does not fall within the scope of paragraph 41.8.3;
 - b) dismiss the appeal because the new evidence produced by the student could reasonably have been produced to the Faculty Fitness to Practise Committee;
 - c) dismiss the appeal because the disposal by the Faculty Fitness to Practise Committee did not involve defective or unfair procedure or was not manifestly unreasonable;
 - d) refer the appeal to the Faculty Fitness to Practise Committee with whatever guidance or direction it considers appropriate;
 - e) uphold the appeal and grant whatever remedy it considers reasonable and practical in the circumstances.
- iv) Where an appeal is upheld, the University shall defray reasonable and proportionate expenses.
- v) The Clerk of Senate shall intimate the decision in writing to the student (or his or her representative) and to the appropriate University authorities.

41.8.13 Reference back to a Faculty

- i) The Senate Fitness to Practise Appeals Committee may refer a case back to a Faculty Fitness to Practise Committee where it considers:
 - a) that evidence made available to the Senate Fitness to Practise Appeals Committee had not been presented to the Faculty Fitness to Practise Committee, or
 - b) that there had been defective procedure at the Faculty level.
- ii) In the first case, Senate Fitness to Practise Appeals Committee may decide to refer the matter to the Faculty Fitness to Practise Committee as originally constituted to hear the appeal in order to permit that Committee to hear the case *ab initio*.
- iii) In the second case, the matter shall be considered by a newly constituted Faculty Fitness to Practise Committee.
- iv) Where an appeal is made to the Senate Fitness to Practise Appeals Committee against the decision of the Faculty Fitness to Practise Committee following a reference back, it shall be competent for the Clerk of Senate, in consultation with at least two other members of the original Senate Fitness to Practise Appeals Committee, either to dismiss the appeal or to recall the Senate Fitness to Practise Appeals Committee to hear the case.

41.8.14 Reports to Senate and Annual Review

- i) The Clerk to the Senate Fitness to Practise Appeals Committee shall report the outcome of a hearing to the Senate at the Senate's next regular meeting. The report shall not identify the student. It shall detail the nature of the appeal. In the report, the Committee may if it desires include any recommendations related to the matter which has given rise to the appeal.
- ii) The Senate Fitness to Practise Appeals Committee shall review its proceedings annually.
- iii) This shall conclude the internal processes of the University.

41.8.15 Independent External Review

- i) If the appellant is dissatisfied with the outcome of an appeal to the Senate Fitness to Practise Appeals Committee, he/she shall have the right to a review by the Office of the Independent Adjudicator, details of which shall be available from the Senate Office.

XLII GOVERNING LAW

42.1 If, after the conclusion of all appropriate procedures within the University for the determination of appeals or complaints or matters of discipline and after consideration by the Office of the Independent Adjudicator for Higher Education, a student still wishes to seek redress through the Courts, then the procedures to be used shall be in accordance with Scots Law and the student thereby submits to the jurisdiction of the Scottish Courts. The submission to such jurisdiction shall not (and shall not be construed so as to) limit the right of the University to take proceedings against the student in any other Court of competent jurisdiction, nor shall the taking of proceedings in any one or more jurisdiction preclude the taking of proceedings in any other jurisdiction, whether concurrently or not.

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