

Assessment and Appeals Policy

Mae'r ddogfen hon ar gael yn y Gymraeg / This document is available in Welsh

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1. Introduction

The College recognises the value of informed and accurate assessment decisions. The policy on appeals is in three parts:

1. Policy on Internal Assessments for External Qualifications
2. Policy on External Assessments for External Qualifications (Enquiries about Results)
3. Policy on Appeals in relation to ALN decisions about a learner's additional learning needs

2. Policy on Internal Assessment

- All learners are entitled to receive a balanced teaching and assessment programme through a published syllabus, timetable and assessment schedule;
- Assessments should include the specific purpose of the assessment, the actual criteria for success and clearly expressed standards;
- Internal assessments will be conducted by assessors who have appropriate knowledge, understanding and skills;
- The College will adhere to Special Consideration and Reasonable Adjustment guidelines;
- Learners are entitled to submit work in Welsh and to receive certificates in Welsh, subject to the approval of the awarding body of the course, under the Welsh Language Standards Regulations of the Welsh Language Measure (Wales) 2011;
- Assessment evidence provided by candidates must be produced and authenticated according to the requirements of the Awarding Body;
- All assessment decisions relating to a course must follow Awarding Body reporting and/or grading systems;
- For controlled assessments and non-examination assessment (NEA) (including GCSE, GCE, WJEC Entry Level Certificates, WJEC Level 1/2 Vocational Awards & Certificates, WJEC Applied Level 3 Certificates and Diplomas, WJEC Welsh Baccalaureate Skills Challenge Certificate), learners must be informed of their centre marks so that they may request a review of the marking before marks are submitted to the awarding body. Please refer to section 4 of this Policy - guidance has been provided based on the JCQ guidelines on the 'Review of marking – centre assessed marks';
- The College will ensure that controlled assessment and non-examination assessment (NEA) is conducted in accordance with awarding body, JCQ and Ofqual guidelines;
- The College will manage risks associated with all types of internal assessments,;

- Awarding Body re-submission and rework rules will be adhered to, with clear records of learner re-submission and re-takes;*
- Learners will receive information on their progress as a result of assessment. All assessed work should be returned to learners within two weeks of submission, with critically supportive comments and an explanation of areas for improvements;
- The consistency of internal assessment will be maintained by internal moderation and standardisation. Sampling of learner assessed work shall be undertaken in accordance with the policy for Internal Verification at the specific location of study ([here](#));
- Learners are responsible for submitting work for assessment on time and to the relevant assessor. Failure to meet submission dates may result in delayed feedback from the assessor. Repeated failure to meet submission dates means that the learner may be subject to the Learner Disciplinary procedure. In all cases, the requirements of Awarding Bodies or other external franchise arrangements with regard to the late submission of work and deadline extensions must be complied with;
- All cases of alleged and actual plagiarism will be subject to the College Plagiarism Procedure (outlined in the Assessment Malpractice Policy [here](#)).
- In the event of the withdrawal of a qualification or where the College's contract with an Awarding Body ceases, the College will work with the Awarding Body to support the learners to safeguard the completion of the learning programme to ensure that the learners achieve before the contract with the Awarding Body ceases. The College would ensure that learner attainment is not impacted.

**The BTEC Guide to Assessment states that learners must meet formal assessment deadlines in order for an Assessor to accept evidence for assessment (or for re-submissions/retakes). Where a re-submission has been agreed by the Lead IV, the deadline for resubmission must be within 15 working days (and within term time) of the learner receiving the results of the assessment. Re-takes are to meet 'Pass' criteria only. Lead IVs may authorise extension deadlines where there are legitimate reasons for not being able to meet a deadline (e.g. illness). The tutor will discuss and negotiate deadline extensions with the Lead IV and they will be considered on an individual basis. Deadline extensions will be limited to a maximum of ten working days.*

Statement for Learners

If you have any concerns about the assessment of your internally assessed work for public exams (i.e. controlled assessments, non-examination assessments, coursework, portfolios, projects etc.) you should discuss the matter with the respective School management team immediately. Following that, if the matter remains unresolved, the formal written appeals procedure may be used. An appeal may be submitted in Welsh and may need to be translated if being reviewed by a member of

SLT who does not understand Welsh. Learners are also provided with the option to have meetings with staff in Welsh.

a. Regulations state that:

- The work you submit for assessment must be your own;
- You must not copy from someone else or allow another candidate to copy from you;
- If you copy the words or ideas of others and do not show your sources in references and a bibliography, this will be considered as cheating or malpractice;

Teachers have the right to reject a learner's work on the grounds of malpractice if any of the above regulations are broken. The learner, parent or guardian (where appropriate) has the right to appeal against any decisions to reject a candidate's internally assessed work on the grounds of malpractice.

3. Learner Appeals – Internal Assessment

Learners may appeal on the marks/grades awarded for assessed work that:

- Contributes to the final grading of the Award; and/or;
- Is a requirement for progression.

Learners may discuss their concerns about the assessment of internally assessed work for public exams (i.e. controlled assessments, coursework, portfolios, projects etc.) with School management.

Heads of School will arrange for a nominated Internal Verifier to second mark the assessed work. The outcome will be reported in writing to the learner, parent or guardian (where appropriate) within 10 working days of the initial request.

If the re-assessment results in the learner failing, the learner will be offered guidance and, within the terms of the respective examining body's regulations, the facility to re-submit or re-sit the work.

If the matter remains unresolved, the formal written appeals procedure may be used (see sections 5 and 6).

Note – where there is a requirement to second mark the work, the College will ensure that there are no Conflicts of Interest, in line with college policy (please refer to the Assessment Malpractice Policy for further information about Conflicts of Interest - [here](#)).

4. Review of Marking – Controlled Assessment, Non-Examination Assessment and Coursework

The regulators' definition of Non-Examination Assessment is any type of assessment that is not 'externally set and taken by candidates at the same time under controlled conditions' is classified as non-examination assessment.

The College will:

- ensure that candidates are informed of their centre assessed marks so that they may request a review of the centre's marking before marks are submitted to the awarding body. Parents/guardians are eligible to request a review of centre assessed marks in writing and these requests must be authenticated prior to the review commencing;
- inform candidates that they may request copies of materials to assist them in considering whether to request a review of the centre's marking of the assessment;
- having received a request for copies of materials, promptly make them available to the candidate for review on college premises under supervised conditions;
- provide candidates with sufficient time in order to allow them to review copies of materials and reach a decision;
- provide a clear deadline for candidates to submit a request for a review of the centre's marking. Requests will not be accepted after this deadline. Requests must be made in writing;
- The Head of School and course tutors will agree and issue key dates to candidates by 30th September. Key dates will be in line with the assessment plans;
- allow sufficient time for the review to be carried out, to make any necessary changes to marks and to inform the candidate of the outcome, all before the awarding body's deadline (note – Awarding Body guidelines in terms of minimum requirements to appeal must be adhered to – Centres should normally allow at least 5 working days);
- ensure that the review of marking is carried out by an assessor who has appropriate competence, has had no previous involvement in the assessment of that candidate and has no personal interest in the review;
- instruct the reviewer to ensure that the candidate's mark is consistent with the standard set by the centre;
- inform the candidate in writing of the outcome of the review of the centre's marking;

The outcome of the review of the centre's marking will be made known to the Head of Centre (Principal). A written record of the review will be kept by the Head of School and made available to the awarding body upon request.

Where discrepancies in marks are significant, a wider review of the work will be undertaken.

The moderation process carried out by the awarding bodies may result in a mark change, either upwards or downwards, even after an internal review. Please note that awarding bodies do not permit a post result review of moderation for individual candidates.

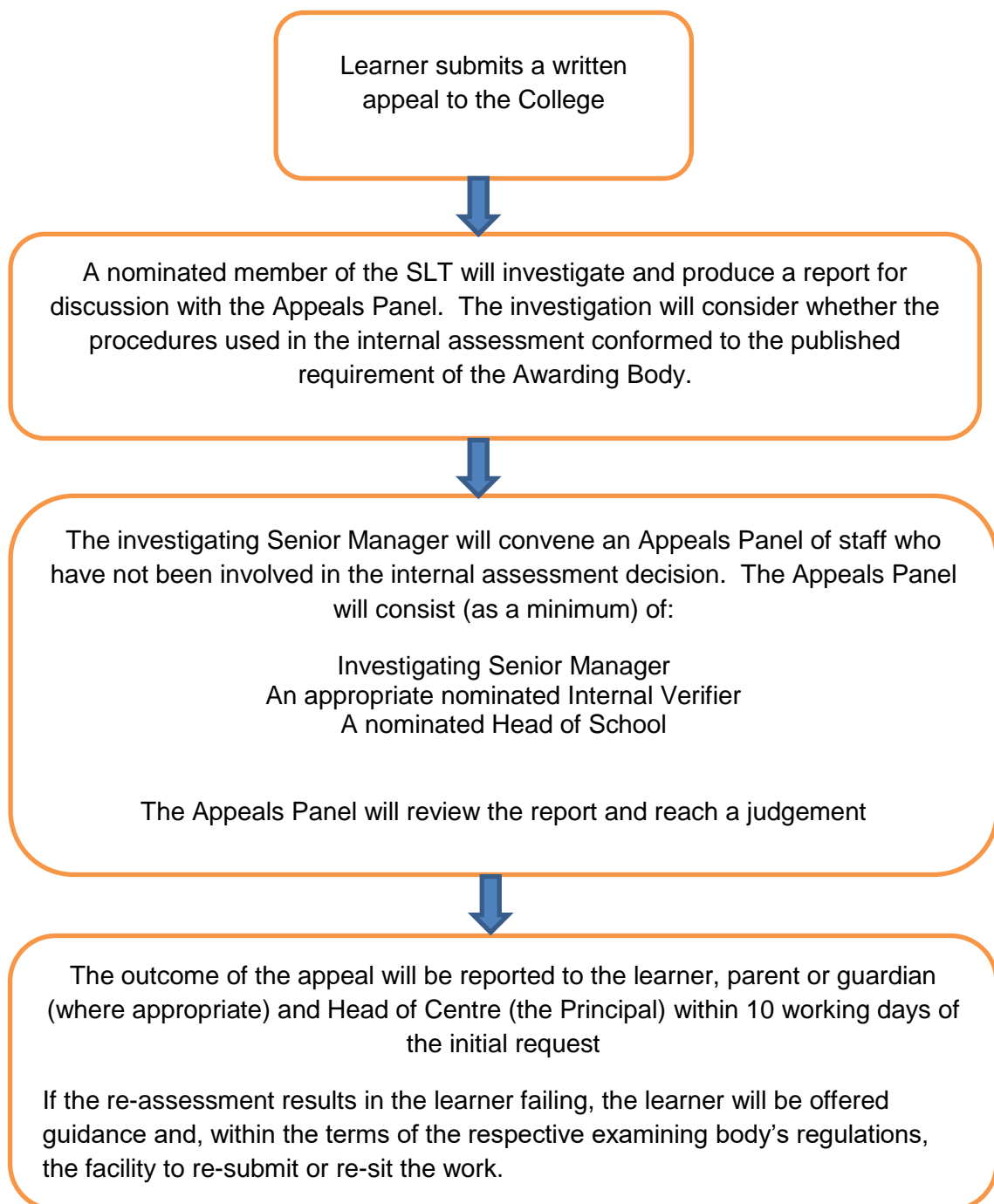
The internal review process is in place to ensure consistency of marking within the centre, whereas moderation by the awarding body ensures that centre marking is line with national standards. The mark submitted to the awarding body is subject to change and should therefore be considered provisional.

Please note that awarding bodies will provide additional advice and guidance in relation to the Appeals procedure in the event of national disruption to assessment (e.g. as a result of the impact on assessment due to a Pandemic)

The JCQ Appeals booklet can be located [here](#).

5. Written Appeals Procedure – Stage 1 (excluding appeals in relation to decisions about a learner’s additional learning needs (ALN))

This procedure is to be followed if the matter remains unresolved following discussion with School management. Written appeals must be received at least two weeks before the date of the last external examination in the subject. Internal appeals will be considered, and resolved, by the date of the last externally assessed paper of the series.



Note: If the learner is unwilling to accept the conclusions of the appeal, please refer to Stage 2

6. Written Appeals Procedure – Stage 2 (excluding appeals in relation to decisions about a learner’s additional learning needs (ALN))

If the learner is unwilling to accept the conclusions of the investigation, the investigating SLT member will refer the report (with outcomes of the appeal) to the Principal (the final arbitrator) within one week



The Principal will consider the report and any other evidence to decide whether the learner’s work has been dealt with fairly. The Principal will reach a judgement



The Principal will announce the decision of the Appeal with one week of the Appeals Committee, directly to the learner (who may be accompanied by one person)



If the re-assessment results in the learner failing, the learner will be offered guidance and, within the terms of the respective examining body’s regulations, the facility to re-submit or re-sit the work.

7. Policy on External Assessments for External Qualifications (Enquiries about Results – EARs)

Any learner who wants to query a mark/grade awarded by an **Awarding Body** should follow the following procedure:

- Contact the Examinations Officer (at the relevant campus) **and** the subject teacher as soon as possible, or within 20 days from the date of the result, in person, to discuss the mark/grade. The Examinations Officer will advise on the options available to query the mark/grade and the costs involved.
- Learners should be aware that EARs can result in the marks/grades being raised, confirmed or lowered. Learners must sign a consent form to confirm that they understand the consequence of an EAR. Consent forms will be issued by the Examinations Officer.
- The learner's internal EAR request form (signed by the tutor), should be made to the Examinations Officer before the published deadline for EARs. All costs involved will be paid by the learner at the time the EAR is made. No EARs will be made until fees are paid. Requests must be made in person to the Examinations Officer before the published deadline for EARs. **If the EAR is successful, the fee will be refunded.**
- The Examinations Officer will submit an online EAR request to the awarding body.
- Outcomes following EARs will be forwarded by the Examinations Officer to the learner as soon as they have been received from the Awarding Bodies.

Please refer to the JCQ Appeals booklet [here](#).

8. Appeals in relation to decisions about a learner's additional learning needs (ALN)

The College will endeavour to resolve any concerns and issues about the decisions made. It is recommended that contact is made with the Head of Inclusion & ALNCo in the first instance.

If the outcome does not reasonably satisfy expectations, the young person can appeal directly to Educational Tribunal for Wales (ETW).

As stated in the 'The Additional Learning Needs Code for Wales 2021', "The Education Tribunal is independent of government, local authorities, schools and FEIs; and its decisions are legally binding. The Tribunal hears and decides appeals and applications in relation to children and young people who have or may have ALN. Specifically, it hears and decides appeals about the decisions of an FEI or a local authority in Wales."

The process of appealing, from when ETW receives the appeal to when they make a final decision, usually takes four to five months. It may take longer depending on the type of case or how complicated it is. ETW does not charge for its service.

Appeal Guidance Document- [here](#).

Appeal application - [here](#).

The Education Tribunal provides on its website advice and guidance on the appeal process and the procedures to be followed ([here](#)).

Appeals can be withdrawn. Complete the ETW form ([here](#)) to let them know if you decide that you no longer want to continue with your appeal.

Please also see Appendix 1 (page 14)

9. Special Considerations and Reasonable Adjustments

Please refer to the Joint Council for Qualification's guidance document 'Access Arrangements and Reasonable Adjustments' [here](#). "Special consideration is a post-examination adjustment to a candidate's mark or grade to reflect temporary illness, temporary injury or some other event outside of the candidate's control at the time of the assessment, which has had, or is reasonably likely to have had, a material effect on a candidate's ability to take an assessment or demonstrate his or her normal level of attainment in an assessment."

The Equality Act 2010 requires an Awarding Body to make reasonable adjustments where a disabled person would be at a substantial disadvantage in undertaking an assessment.

A reasonable adjustment for a particular person may be unique to that individual and may not be included in the list of available Access Arrangements.

Access Arrangements allow candidates/learners with special educational needs, disabilities or temporary injuries to access the assessment without changing the demands of the assessment. For example, readers, scribes and Braille question papers. In this way Awarding Bodies will comply with the duty of the Equality Act 2010 to make 'reasonable adjustments'.

How reasonable the adjustment is will depend on a number of factors including the needs of the disabled candidate/learner. An adjustment may not be considered reasonable if it involves unreasonable costs, timeframes or affects the security or integrity of the assessment.

Normal Way of Working explained – Normal way of working' (NWW) evidence is used by the JCQ (Joint Council for Qualifications and the voice of the awarding bodies offering the majority of the UK's educational qualifications) to define how centres establish what the usual teaching and learning practice is for a specific learner and how that can then be applied through the Access Arrangements process and tutors' therefore are key in ensuring this part of the process is effective. If a course has a timed assessment/exam at any time in the year, consideration must be given as early as possible if there are any learners/candidates who will require Access Arrangements and refer as early as possible to the ALN team to allow time for applications to be made to the awarding body. Please complete the online Normal Way of Working form within the Pastoral section on EBS OnTrack: Teaching and Learning, where normal way of working applies to a candidate/learner.

There is no duty on the Awarding Bodies to make any adjustment to the assessment objectives being tested in an assessment.

Please note that special consideration requests are required to be in line with Awarding Body, JCQ and Ofqual Reasonable Adjustments and Special Consideration Policy.

If after consulting the respective document, which outlines the decision in relation to the access arrangement(s), reasonable adjustment(s) or special consideration that apply for a candidate or candidates, the head of centre, who is the subject of the relevant decision, ('the appellant') disagrees with the decision made and reasonably believes that the awarding body has not followed due procedures, a written request setting out the grounds for a preliminary Appeal should be forwarded to the relevant awarding body.

10. Actions to be taken should a portfolio or course work (paper or online) be lost/destroyed

In the event that course work (including a portfolio - paper or online) is believed to be lost/destroyed through no fault of the learner, please contact the Head of Quality immediately.

If the work was lost/destroyed within the College, the Head of Quality will notify the Awarding Body by completing a 'Notification of Lost Centre Assessed Work' form (Form 15) located [here](#), with the exception of AQA and OCR, where the notification is to be submitted using e-AQA or OCR Interchange. Awarding Bodies will respond with advice and guidance.

If the work was lost/destroyed externally due to an emergency or other event outside of the learner's control, please contact the Head of Quality who will contact the

Awarding Body in the first instance. The Head of Quality will then provide support and guidance in terms of preparing a summary statement with assessment/IQA information and evidence for consideration by the Awarding Body.

Where lost/destroyed course work (including a portfolio) has been uploaded electronically, the Head of Quality will in the first instance contact the Strategic ILT Manager who will aim to locate the course work electronically. Electronic content is backed up daily.

If lost portfolios contain personal information, this is a reportable breach of Data Protection. The Head of Quality will report the matter to the senior staff member responsible for GDPR at the College.

11. Conclusion

The Assessment and Appeals policy and procedures will be reviewed annually due to the current curriculum reform measures.

Appendix 1:

Coleg y Cymoedd Guidance

The Additional Learning Needs Code for Wales 2021, Appeals and applications to the Education Tribunal for Wales

This guidance can be read in conjunction with the College's Complaints Policy [here](#) and 'The Additional Learning Needs Code for Wales 2021' accessible [here](#).

When a local authority or Further Education Institution (FEI) makes certain decisions about someone's additional learning needs, the child or young person involved can make an appeal application to ask Education Tribunal Wales (ETW) to look at the decision. The parents of children of compulsory school age can also make their own application.

The College would welcome the opportunity to resolve any concerns and issues about the decisions made. If the outcome does not reasonably satisfy your expectation you may wish to appeal via ETW.

<p><i>About The Educational Tribunal for Wales (ETW)</i></p>	<p>As stated in the 'The Additional Learning Needs Code for Wales 2021', "The Education Tribunal is independent of government, local authorities, schools and FEIs; and its decisions are legally binding. The Tribunal hears and decides appeals and applications in relation to children and young people who have or may have ALN. Specifically, it hears and decides appeals about the decisions of an FEI or a local authority in Wales."</p> <p>When a local authority or Further Education Institution (FEI) makes certain decisions about someone's additional learning needs, the child or young person involved can make an appeal application to ask ETW to look at the decision. The parents of children of compulsory school age can also make their own application.</p>
<p><i>The Educational Tribunal for Wales (ETW) Guidance Booklets</i></p>	<p>Appeal Guidance Document- here. This guide is for anyone making an ALN appeal to Education Tribunal Wales. This includes: children and young people under the age of 25; the parents</p>

	<p>of children of compulsory school age, and younger; case friends; and representatives.</p> <p>The guidance booklet contains information about how to make an appeal, important time limits for making an appeal, the type of information we need and what happens once an appeal has been made.</p> <p>Once you have made an appeal ETW will ask you for your case statement. The guidance booklet explains how to prepare a case statement and what information ETW need you to provide.</p>
<i>Accessing the Educational Tribunal for Wales (ETW) Website</i>	<p>The Education Tribunal provides on its website advice and guidance on the appeal process and the procedures to be followed (here).</p>
<i>What can I appeal about?</i>	<ul style="list-style-type: none"> • A decision by a further education institution or a local authority about whether a child or young person has additional learning needs (ALN) • In the case of a young person, a decision by a local authority about whether it is necessary to prepare and maintain an individual development plan (IDP) • The description of a person's ALN in an IDP (including planned start, review, and end dates) • The additional learning provision (ALP) in an IDP, or the fact that the ALP required is not in an IDP • Whether an IDP says that ALP should be provided in Welsh • The school or institution, or board and lodging, mentioned in an IDP for the purpose of meeting the child's reasonable needs for ALP • The school named in an IDP for admission, or if no school is named in an IDP for admission • A decision by the local authority not to change an IDP when a child, child's parent, or young

	<p>person has asked the local authority to reconsider an IDP maintained by a maintained school A decision by the local authority not to take over responsibility for an IDP, which a school maintains, when the child or their parent, a young person or the governing body of that school has asked the local authority to maintain it instead</p> <ul style="list-style-type: none"> • A decision to stop maintaining an IDP • A refusal to decide a matter because there is no change in needs, or no new information that materially affects the previous decision
<i>How long does it all take?</i>	The process of appealing, from when ETW receives your appeal to when they make a final decision, usually takes four to five months. It may take longer depending on the type of case or how complicated it is. ETW does not charge for its service.
<i>The Educational Tribunal for Wales (ETW) Appeal Application Forms</i>	Appeal application - here .
<i>Withdrawing an appeal</i>	Withdrawing an Appeal. Complete the ETW form (here) to let them know if you decide that you no longer want to continue with your appeal.
<i>What help can I get?</i>	<p>The following groups can offer advice:</p> <ul style="list-style-type: none"> • independent advocacy services; • voluntary organisations that help people with additional learning needs; • parents' groups; • independent parental supporters; and • parent partnership advisers.