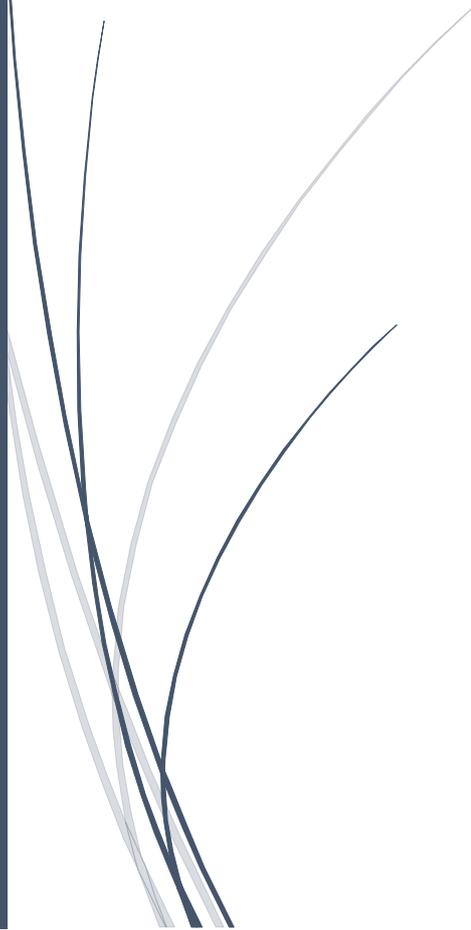




# Appeals Policy



**[2025/28]**

## **Introduction**

This policy is aimed at our learners, who are delivering/enrolled on or have taken a THE AWARDING ORGANISATION approved qualification or unit. It sets out the process you should follow when submitting appeals to us and the process we will follow when responding to enquiries and appeals.

It is also for use by our staff to ensure they deal with all appeals in a consistent manner.

## **Centre's responsibility**

It is important that our staff involved in the management, assessment and quality assurance of our qualifications and your learners are aware of the contents of the policy.

In addition, we must have internal appeal arrangements which learners can access if they wish to appeal against a decision taken by your centre. If an individual wishes to appeal against a decision taken by a centre it must first of all go through the centre's appeals process before bringing the matter to THE AWARDING ORGANISATION.

## **Review arrangements**

We will review the policy annually as part of our self-evaluation arrangements and revise it as and when necessary in response to customer and learner feedback or requests from, or good practice guidance issued by, the regulatory authorities (e.g. to align with any appeals and complaints process established by the regulatory authorities such as Ofqual).

If you would like to feedback any views please contact us via the details provided at the end of this policy.

## **Fees**

Candidate appeals must be made to THE AWARDING ORGANISATION within 60 days of the date of assessment with a fee. This will be refunded if the candidate's result improves following the appeal.

## **Areas covered by the policy**

This policy covers:

- appeals from learners in relation to an assessment decision on the basis that we did not apply procedures consistently or that procedures were not followed properly and fairly
- appeals from learner in relation to a THE AWARDING ORGANISATION decision concerning a centre's application to offer an THE AWARDING ORGANISATION qualification.
- appeals from learner concerning the contents of a centre monitoring review.
- appeals from centres and/or learners relating to a THE AWARDING ORGANISATION decision to decline a centre's request to make reasonable adjustments or give special

considerations

- appeals from learners in relation to the application by THE AWARDDING ORGANISATION of a sanction/action on a centre resulting from a review visit or an investigation into malpractice or maladministration or a decision to amend a learner/set of learners results following a malpractice or malpractice investigation
- appeals from centres relating to a decision made by THE AWARDDING ORGANISATION following an investigation into a complaint about a centre.
- appeals if you believe we have not applied our procedures consistently or that procedures were not followed properly, consistently and fairly.

### **Process for raising an appeal**

Learners have 60 days from the date we notified you of the decision you are appealing against in which to lodge an appeal against the awarding organisation decision - this includes assessment results; hence please advise your learners/staff to retain their course evidence until they receive their result.

If an appeal is on behalf of our learners we must ensure that you have obtained the written permission of the learner(s) concerned as grades/results can go down as well as up as a result of an investigation.

Learners who wish to appeal about their assessment results or about a related decision should either be supported by their centre and should have exhausted their centre's own appeals process before appealing to us. In the latter case, learners must provide us with evidence that they have first appealed to their centre. It's expected that learners will only appeal directly to us in exceptional circumstances.

When submitting an appeal please provide relevant supporting information such as the following where relevant:

- learner's name and THE AWARDDING ORGANISATION registration number
- date(s) you or the learner received notification of a THE AWARDDING ORGANISATION decision
- title and number of the THE AWARDDING ORGANISATION qualification affected or nature of service affected (if appropriate)
- full nature of the appeal
- contents and outcome of any investigation carried out by you relating to the issue

### **Situations brought to our attention by the regulatory authorities**

Where the regulators notify us of failures that have been discovered in the assessment process of another awarding Organisation we will review whether or not a similar failure could affect our own assessment processes and arrangements.

### **Initial review of the appeal details**

Upon receipt of all appeals, the awarding Organisation Services Team will acknowledge receipt of the appeal within 2 working days and aim to respond fully to the initial review of the potential appeal within 20 working days. Please note that in some cases the review processes may take longer, for example, if a centre visit is required. In such instances, we'll contact all parties concerned to inform them of the likely revised timescale.

The first stage will be for us to undertake an initial, informal assessment of a potential appeal to ensure the application is complete and to ascertain if the issue can be resolved before it goes to a formal appeal. In all instances we will ensure that the person carrying out this initial check will not have a personal interest in the decision being appealed.

Following the initial review of the potential appeal we will write to the appellant with details of our decision to either:

1. amend our original decision in light of the new rationale/evidence being put forward and which has now been reviewed
2. to confirm we stand by our original decision and in doing so the rationale for this decisions and request that you confirm, within 15 working days, whether you now accept this decision or if you wish to formally proceed to our formal appeals process which will be carried out by an independent party.

### **Seeking an independent review**

If you decided to proceed to the independent appeal stage we will arrange for an independent review to be carried out.

This will be carried out by someone who is not an employee of ours, an assessor working for us, or otherwise connected to our Organisation. The Independent Reviewer will also be someone with the relevant competence to make a decision in relation to the appeal and will not have a personal interest in the decision being appealed. we've applied our procedures fairly, appropriately and consistently in line with our policy.

The independent review process may involve:

- a discussion with the appellant or the learner and THE AWARDING ORGANISATION personnel
- a request for further information from the appellant, the learner or THE AWARDING ORGANISATION personnel
- a centre visit by authorised THE AWARDING ORGANISATION personnel.

The Independent Reviewer's decision is final in relation to how THE AWARDING ORGANISATION will consider such appeals and we'll let you know the outcome of the review within 20 working days of receipt of the third appeal. If the centre/learner is still unhappy with the outcome at this stage they are entitled to raise the matter with the relevant qualification regulator (eg Ofqual in England ).

### **Successful appeals and/or issues brought to our attention by Ofqual**

In situations where an appeal has been successful, or where an investigation following notification from Ofqual indicates a failure in our processes, THE AWARDING ORGANISATION will give due consideration to the outcome and will as appropriate take actions such as:

- amend the record of the centre concerned
- identify any other learners who have been affected correct or, where it cannot be corrected, mitigate as far as possible the effect of the failure (eg and amend the results for the learner(s) affected following an appropriate investigation)
- review our associated processes and policies to ensure that the failure does not occur again or mitigate the situation as far as possible if the failure that occurred cannot be corrected

We will also cooperate with any follow-up investigations required by the qualifications regulators and if appropriate agree any remedial action with them.