



office of the  
independent  
adjudicator

Ms Jenny Birch  
Head of College  
Holborn College, Kaplan  
179-191 Borough High Street  
LONDON  
SE1 1HR

23 July 2014

Dear Ms Birch,

**Annual Letter**

I enclose the OIA Annual Letter for 2013. No complaints were received between the college joining the OIA Scheme in September 2013 and the end of the year. Explanatory notes and relevant definitions are set out in the Annex. A copy of this letter will be published on the OIA website, together with letters to all other Scheme members, later this month.

I hope this is helpful.

Yours sincerely,

Rob Behrens

Independent Adjudicator & Chief Executive

# Annexe

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## EXPLANATORY NOTES

- Note 1* Under Scheme Rule 4 the OIA has the discretion, exceptionally, to review complaints even where the internal complaints procedures have not been exhausted. For statistical purposes, we treat such complainants as having exhausted the relevant procedures.
- Note 2* Student numbers were obtained from Higher Education Statistics Agency (HESA) - [www.hesa.ac.uk](http://www.hesa.ac.uk). 2009/2010 HESA figures were used to assign universities to the relevant OIA subscription band in 2012 and 2010/2011 figures in 2013.
- Note 3* The heading 'Complaints received at the OIA in 2013' includes all complaints where the OIA Complaint Form was received at the OIA during 2013. It also includes Not Eligible complaints. By contrast, 'Complaints received at the OIA with Completion of Procedures Letters dated 2013' includes only complaints received at the OIA with Completion of Procedures Letters dated 2013, whenever received. For example, a complaint may have been received in 2014 but with the Completion of Procedures Letter dated 2013. The example given also applies to 2012 statistics.
- Note 4* In this exercise, bands G, H and I are merged for the purposes of calculating band averages for universities in those bands. This enabled the OIA to provide more meaningful contextual information where numbers of institutions in bands are small.
- Note 5* The heading 'OIA Band' refers to OIA subscription bands which are as follows:

Institution size	Band
Fewer than 500 students	A
501 to 1,500 students	B
1,501 to 6,000 students	C
6,001 to 12,000 students	D
12,001 20,000 students	E
20,001 30,000 students	F
30,001 50,000 students	G
50,001 100,000 students	H
More than 100,000 students	I

## DEFINITIONS

**Completion of Procedures Letter** – Once a student has exhausted the university's internal complaints or appeals procedures, the university must promptly send the student a Completion of Procedures Letter. In line with published Guidance, this letter should set out clearly what issues have been considered and the university's final decision. This letter directs the student to the OIA.

**Justified/Partly Justified/Not Justified** – At the end of the OIA review process we will decide whether a student's complaint about the university is Justified, Partly Justified or Not Justified.

**Not Eligible complaint** – This is a complaint that we cannot review under our Rules.

**Settled complaint** - Once a complaint is received by the OIA and the University has been notified, a complaint will be considered "settled" where the parties to the complaint reach an agreed outcome prior to the OIA issuing a Final Decision.

**Suspended complaint** - A case may be suspended, normally at the request of a complainant, in exceptional circumstances e.g. bereavement or illness. Cases may also be suspended if there is on-going action taking place in another forum which could affect the outcome of the OIA's review e.g. secondary procedures taking place within the University.

**University** – For ease of reference, we use the word 'university' throughout the letter to include all institutions subscribing to the OIA Scheme.

**Withdrawn complaint** - A complaint will be considered "withdrawn" if a complainant requests that the OIA cease to review the complaint or in cases where the complainant fails to participate in the OIA's process.

## CATEGORIES OF COMPLAINTS

**Academic Status** - complaints which are related to academic appeals, assessments, progression and grades.

**Service Issues (contract)** - complaints which are related to the course or teaching provision, facilities and supervision.

**Disciplinary matters** - complaints which are related to disciplinary proceedings for non-academic offences.

**Academic Misconduct** - complaints which are related to academic offences including plagiarism, collusion and examination offences.

**Discrimination and Human Rights** - complaints where the student claims there has been any form of discrimination, including harassment, and where he or she claims his or her Human Rights have been breached.

**Financial** - complaints relating to finance and funding: e.g. fees and fee status, bursaries and scholarships.

**Welfare and Accommodation** - complaints relating to support services, e.g. counselling, chaplaincy, assistance for international students, and university accommodation issues.

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