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This document is now fully aligned with the new UK Quality Code for Higher Education.

<b>Changes between previous and current issue</b>	<b>Page Number</b>
Reference to Director of Higher Education changed to Head of Centre	Throughout document

# DGHE Fitness to Study Policy

## INTRODUCTION

### Definition of 'Fitness to study'

Fitness to study relates to a student's capacity to perform fully and satisfactorily as a student, in relation to their academic studies at DGHE. The College is committed to supporting student wellbeing and recognises that a positive approach to the management of physical and mental health is crucial to student learning and academic achievement.

## THE PURPOSE OF THIS POLICY

- 1) To provide a suitable and co-ordinated response by academic and student welfare staff in circumstances where it is not considered appropriate to apply disciplinary procedures.
- 2) To encourage early intervention and active collaboration between all staff in managing situations where there are concerns regarding fitness to study.
- 3) To provide a non-judgemental, consistent and sensitive approach to the management of situations which may require different levels of response according to the perceived level of concern.

## WHEN TO USE THIS POLICY

A student's fitness to study may be a cause for concern as a result of a wide range of circumstances, including (but not limited to) the following:

- The student has told a member of staff that they have concerns about their fitness to study.
- Concerns about the student's fitness to study are raised from a third party i.e. a friend, relative, housemate, colleague, employer, College staff or medical professional either whilst the student is at DGHE or whilst engaged in DGHE outside activities such as placements or field trips.
- The student's academic performance or personal conduct is not acceptable and is thought to be the result of an underlying physical or mental health problem.
- The student's disposition is such that it indicates that there may be need to address an underlying health issue.
- A student's health difficulties are adversely affecting the health, safety or wellbeing of others.
- Behaviour which would usually be dealt with as a disciplinary matter, which may be known to be or suspected to be the result of an underlying physical or mental health difficulty.

## **PROCEDURES**

The procedures can be entered at any stage depending on the level of concern and urgency.

### **Stage 1 – The Informal Stage**

Once concerns have been raised about the student, a member of staff such as the Personal Tutor or the Head of Student Services should approach the student and explain to them, in a supportive and understanding way that concerns about their fitness to study have emerged. The student will be made aware of the precise nature of the behaviour that has caused the concern. The member of staff will attempt to resolve the matter by informal discussions with the student. The student should be encouraged to explain their views on the matter.

The member of staff should consider with the student whether any specific academic arrangements or other types of support could be applied to help the student to study more effectively. It is anticipated that in most cases the concerns can be resolved informally at this stage and that the student will engage with this process and access the support services that are available to them.

Any plans agreed between the member of staff and the student should be set out in a letter to the student so it is clear what has been agreed. A review period should be established, by agreement between the student and member of staff if possible. Sufficient time should be given to allow the student to consider their behaviour and seek support. At the review meeting the steps taken to address the concerns should be discussed. Further meetings may be scheduled to monitor the situation and progress made by the student. The member of staff should help the student access the support available to them to enable them to continue with their studies and engage in their studies. The general expectation is that the student will take personal responsibility and fully engage with the support recommended by staff.

If the concerns have not been addressed, support has not been sought, and the member of staff feels that the progress has not been made, the case can move on to the next stage of the process.

## Stage 2 – The Review Panel

If action taken under stage 1 has not been successful or if the concerns raised are too serious to be dealt with informally, stage 2 should be invoked.

A meeting of the Review Panel can be convened by the Head of Student Services who will also chair the Panel, usually consisting of the following members:

- The students' Programme Leader or Manager
- The students' Personal Tutor
- Other support staff involved in the case

Before the Review Panel meeting, medical assessment may be sought, usually from the student's GP or medical practitioner. The student will be encouraged to consent to the assessment. The student will be able to submit documents for the Panel to consider and will be given a copy of any documents seen by the Panel.

The student may request to attend all or part of the Review Panel meeting. The Panel will make a reasoned decision regarding whether the student should attend. If the student does attend, they will have the right to bring a friend or representative to the meeting. A letter will be sent to the student after the meeting setting out any decision made and the reasons for the decision. The Panel will order its proceedings as it sees fit and may call witnesses if necessary.

The outcomes available to this Panel are:

- No further action required.
- To recommend a specific academic arrangement be put in place which may include a suspension of studies. Such recommendations should be agreed by the student's school and faculty where appropriate and the student. If the student does not agree, the case will move on to stage 3.
- To monitor the student formally for a specific period of time. An action plan will be agreed with the student detailing any steps the student will need to take and the support to be provided to the student. Regular review meetings will be arranged with the student and a nominated member of staff. The student should be made aware of what will happen if the action plan is breached, which will normally involve their case moving to stage 3.
- To refer the case to a Fitness to Study Panel, under stage 3 of this procedure. This will be appropriate in serious cases, for example where there is evidence of a serious risk to the health and safety of the student or others in the university community. This course of action would be used when it is considered that suspension, temporary exclusion, permanent exclusion or withdrawal may be the appropriate course of action or if the student has not agreed to a recommendation or action plan made under stage 2.

### **Stage 3 – The Fitness to Study Panel**

This stage will only be invoked following a referral from the Review Panel or if in the opinion of the Head of Student Services in consultation with the Head of Centre decide that the case is sufficiently serious and urgent to warrant an immediate referral without consideration of stage 1 and 2.

The Head of Centre (or nominee) can convene a Fitness to Study Panel to consider the case and will act as chair of this Panel. The Members of the Panel will usually consist of:

- The students' Programme Leader or Manager
- The students' Personal Tutor
- The Head of Student Services

The student will have the opportunity to submit documents for the Panel to consider and will be sent a copy of any documents seen by the Panel. The Panel may order the proceedings at its discretion and may call witnesses if required. The Panel may request further medical evidence. The student will not be invited to attend but may send a representative to observe the process.

The Panel will make a recommendation to the Head of Centre. Possible recommendations may include:

- A short term exclusion to allow the student to be assessed by a medical professional, access support services both within and outside of DGHE to obtain further information. The exclusion will be reviewed within three weeks.
- Suspension with conditions for a period up to twelve months. A student who is suspended from DGHE may be prohibited from participating in College activities and may either be prohibited from entering the College's premises or have restricted rights to enter the premises. The terms of the suspension will be notified to the student in writing, depending on the circumstances of the case. The decision to suspend a student shall be reviewed as necessary by the Panel.
- Exclusion or requirement to withdraw - if the Panel concludes, taking into account the individual circumstances of the case and any supporting medical evidence, that there is no reasonable prospect of the student re-engaging with their course in the short to medium term a recommendation will be made to the Head of Centre that the student is permanently excluded or required to withdraw. This recommendation should only be made in the most serious cases.
- Any other action considered to be appropriate and proportionate.

### **Returning to Study**

The Review Panel or Fitness to Study Panel that made the recommendation regarding a suspension or temporary exclusion, or as many members of the original Panel as possible, will be reconvened to consider whether the student is fit to return to study.

Further medical evidence will be requested from the student which considers their ability to fully engage with their studies and meet the requirements of the programme. A student will only be permitted to return if, after receiving the medical evidence, the Panel is satisfied that the individual is fit to study.

If a student agreed to suspend studies under stage 2, the Case Review Panel that originally considered the matter can make the decision regarding a return to studies without referral to the Head of Centre if it is satisfied that the student is fit to return.

If the Head of Centre made the decision to suspend or temporarily exclude under stage 3 on the recommendation of the Fitness to Study Panel, the Panel should reconvene to consider whether the student is fit to return to study and make a recommendation to the Head of Centre. The Head of Centre will make the final decision based on the Panel's recommendation.

Where a student returns to study after a temporary exclusion/suspension under this policy the relevant panel will consider any support that the student may require to support a return to studies, such as regular review meetings or a return to study action plan. The general expectation is that the student will take personal responsibility for fully engaging with this support.

## **APPEALS**

The student may appeal to the College against a suspension or requirement to withdraw. A letter or email setting out the grounds of appeal should be addressed to:

The Head of Centre,  
David Game College, Higher Education Centre,  
31 Jewry Street,  
London,  
EC3N 2EY

The letter should be received within 21 days of the date on which the order for suspension or the requirement to withdraw was made. The procedure of an appeal will be the same as that set out under the College's Student Complaints Policy.