

## STATUTE 5.5 - UNSATISFACTORY PROGRESS

1. (1) When a student who is enrolled in a program does not meet the progression rules as prescribed in the program regulations or guidelines, prior to or on the date of publication of the final results of assessment under Statute 5.3, the student will be notified by an authorised officer of the appropriate School in writing that he or she has made unsatisfactory progress and the outcome of the unsatisfactory progress.
  - (2) The outcome of the unsatisfactory progress may be –
    - (a) an exclusion from the program; or
    - (b) suspension from the program for a specified period; or
    - (c) restriction as to the enrolment –
      - (i) in a particular course or courses in any subsequent teaching period; or
      - (ii) in the program subject to specified conditions; or
    - (d) permitted to continue in the program without conditions.
  - (3) A student may appeal against the outcome of the unsatisfactory progress under sub-sections 1(2)(a) or 1(2)(b) which must be lodged in writing to the Dean within 20 working days of being notified of the outcome. The Dean shall consider the appeal within 10 working days and may either:
    - (a) dismiss the appeal; or
    - (b) uphold the appeal and reverse or amend the outcome of the unsatisfactory progress,
- and must as soon as practicable notify the decision to the student in writing together with reasons for the decision.
- (4) A student may appeal against the outcome of the unsatisfactory progress under sub-section 1(2)(c) which must be lodged in writing to the Dean within the timeline specified by the appropriate School in the formal notification under sub-section 1(1) which shall not exceed 20 working days. The Dean in considering the appeal may either:
    - (a) dismiss the appeal; or
    - (b) uphold the appeal and reverse or amend the outcome of the unsatisfactory progress,

and must as soon as practicable notify the decision to the student in writing together with reasons for the decision.

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- (5) If a student appears in person before a Dean, the student:
    - (a) will normally not be entitled to any representation, including representation by a lawyer. However, in exceptional circumstances, the Dean may determine to allow representation on such terms as the Dean thinks fit; and
    - (b) may be accompanied by an observer, who is not a lawyer, however the observer may not speak unless invited to do so by the Dean.
  - (6) A Dean must advise Academic Board, at the subsequent meeting held by Academic Board, of any decision made under sub-section 1(2)(a) or (b) and if appealed, any decision upheld under sub-section 1(4)(a).
  - (7) A student may appeal against a decision by a Dean under sub-sections 1(3) and 1(4) to the Appeals Committee. An appeal must be in writing specifying the grounds of appeal in accordance with Regulation 2.2 and must be lodged within 10 days of the student being notified of the Dean's decision.
  - (8) A student shall be regarded as having received notification at the time when the notification would have been received in the ordinary course of the post.
2. (1) The Council may at any time make Regulations, not inconsistent with this Statute, prescribing all matters which by this Statute are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for carrying out or giving effect to this Statute and by later Regulation revoke or amend any such Regulations.
  - (2) Regulations made under this Statute shall be promulgated by being exhibited on the official notice boards of the University and after being so promulgated shall remain so exhibited for at least fourteen days during which time the University is operating.

Made 5/12/95 Promulgated 20/12/95  
Amendment 1 Made 13/09/00 Approved 03/12/00  
Amendment 2 Made 15/06/05 Approved 29/08/05  
Amendment 3 Made 25/10/07 Approved 19/12/07  
Amendment 4 Made 19/07/11 Approved 09/12/11  
Amendment 5 Made 21/02/12 Approved 24/04/12