

Examiner Comments Policy

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Introduction

Candidates may be disappointed at their exam results and want to find out more about the comments made about their performance during the marking process.

CIOL Qualifications (CIOLQ) offer an examiner comments service, in line with the guidelines specified by the Information Commissioner's Office (ICO). This service is only provided on request and is not part of our Enquiry about Results and Appeals service, which is available for a limited period of time after each exam session.

We always encourage candidates to appeal against their results rather than ask for examiner comments, as comments can be brief, general and when made out of context not necessarily useful.

If candidates are confident that they have prepared sufficiently for the exam but have failed, careful consideration should be given as to whether making an application for examiner comments is the right approach as it will not change the mark or grade achieved. **CIOLQ does not recommend applying for examiner comments.**

If candidates are considering applying for the Enquiry about Results and Appeals service this must be done by the published application deadline within the Key Dates document. The examiner comments service can be applied for at any stage.

Standard of our qualifications

Our qualifications across Level 3, Level 6 and Level 7 are demanding, nationally recognised and set against the UK's Regulated Qualifications Framework (RQF) at the respective level. At Level 6 and Level 7 they are equivalent to degree level qualifications, and this is further detailed in the respective qualification specifications. We recommend that candidates complete a course of study before registering for any of our exams.

Candidates should be aware that within the specifications there is an indication of time that a successful candidate might expect to prepare for the exams and without sufficient preparation, study and revision they may not achieve a successful outcome.

About candidates' rights under General Data Protection Regulation (GDPR)

The term 'personal data' is the entryway to the application of the GDPR. Personal data is information that relates to an identified or identifiable individual. Only if processing of data concerns 'personal data' does the GDPR apply.

However, the information recorded by the person marking the exam is not exempt from the above provisions. The provision of examiner comments means that CIOLQ needs to operate time intensive staff processing to extract examiner comments from marksheets.

For this reason, we need to charge a small administrative fee to provide the personal data since it is operationally excessive and time consuming.

Exempt from the ICO:

'The GDPR gives candidates the right to see information held about them. In terms of exams, they can request information about them and their exam performance, including:

- *Mark*
- *Comments written by the examiner; and*
- *Minutes of any exam appeals panels.*

But it does not give them the right to copies of their answers to exam questions.'

In summary, the GDPR provisions do not apply to data consisting of information produced by candidates during an exam. Under no circumstances do we return exam evidence to candidates as these are exempt from the Data Protection Act 2018.

Please note we will never comment on the achievement of other candidates.

Process

The candidate's submission is retrieved, and the examiner comments made at the point of marking are collated by unit, redacted for sensitive information, and transferred onto a one-page document.

This option enables candidates to see at a glance how they performed by unit. Candidates need to be made aware that these comments are short and, in many cases, will lack the detail they may expect.

If candidates wish to apply for comments, they must email the completed Application for Release of Examiner Comments, enclosing the relevant payment to:

qualifications@ciol.org.uk

Without payment we will not be able to proceed with the request.

Please allow 28 days for processing.

Important note:

All new applicants for our qualifications are required to complete the qualification within a three year period. The three year full exam completion period applies from the first date that a candidate receives a unit certificate.

Therefore, applications for examiner comments will not be accepted nor processed if they fall outside of the 3 year timeframe for a candidate completing any of our qualifications.

Useful references

Clause 25

<http://www.legislation.gov.uk/ukpga/2018/12/schedule/2/part/4/crossheading/exam-scripts-and-exam-marks>

Exam results

<https://ico.org.uk/your-data-matters/schools/exam-results/>

Exam scripts and exam marks

<https://ico.org.uk/for-organisations/guide-to-data-protection/guide-to-the-general-data-protection-regulation-gdpr/exemptions/#ex35>

Exemptions

<https://ico.org.uk/for-organisations/guide-to-data-protection/guide-to-the-general-data-protection-regulation-gdpr/exemptions/>

Policy updating and reviewing

All policies relating to CIOLQ will be updated on an 18-month cycle or sooner as required.

Policy version and owner

Policy review date	April 2024
Policy owner	Responsible Officer