Policy on Admission of Students Under the Age of 18 Years

Introduction

1. Occasionally The Courtauld admits students who are under the age of 18 years. In most cases this will be a very temporary situation, as the student will be approaching their eighteenth birthday. The Courtauld treats all its students as independent, mature individuals and students who are under the age of 18 years will be treated in the same way.

2. The Courtauld recognises that the Equality Act 2010 requires it to ensure that it does not unlawfully discriminate against individuals on the basis of age, including individuals who are under 18. However, The Courtauld also acknowledges that anyone under the age of 18 living in England is legally a child and may therefore have additional needs in relation to their support and welfare.

3. This Policy outlines how The Courtauld will ensure that it meets these legal obligations. Admission of any student under 18 years of age must be carried out in line with the requirements of this policy.

Admissions

4. Applications from individuals who will be under 18 at the commencement of the programme that they are applying for will be treated in accordance with The Courtauld’s Admissions Policy.

5. Any special arrangements put in place to support and safeguard the welfare of young students will cease to apply when they reach the age of 18. The Courtauld considers students aged between 17 years 3 months and 18 years of age to be ‘nearly 18’, as they will become 18 within their first year of study. Students in this age category will be subject to fewer safeguarding arrangements or restrictions than those who will be aged less than 17 years and 3 months on entry.

Institute Responsibilities

6. Students who are admitted under the age of eighteen are required to have:
   (i) identify a named academic member of staff who will have responsibility as the personal tutor for each student under 18 in the Department
   (ii) remind all staff of the offence of abuse of position of trust under the Sexual Offences (Amendment) Act 2000
   (iii) ensure that students under 18 meet with their personal tutor on at least a monthly basis in term time and maintains regular e-mail contact out of term time (this establishes ‘substantial contact’ over and above the contact such a student has with other members of staff in the School).
   (iv) ensure that the personal tutor for such students has undergone and passed Disclosure Barring Service (DBS) checks at ‘enhanced’ level (this may be arranged through the Human Resources Department).
   (v) Ensure that the personal tutor has undertaken basic NSPCC child protection awareness training.

7. Any other persons expected to have substantial contact with such students should also obtain DBS clearance at ‘enhanced’ level.

8. At the start of each new academic year Student and Academic Services must provide the contact details for the personal tutor(s) allocated to students under 18 years of age and will remind each personal tutor of the existence of this policy.

---

1 The Courtauld does not admit students under 16 years old. Under the terms of the Tier 4 (General) licence the Institute can only sponsor applicants aged 16 years or above.
Parental Responsibilities

9. The Courtauld is not able to take on the usual rights, responsibilities and authority that parents have in relation to a child, and it will not act in *loco parentis* in relation to students who are under the age of 18 years. It is a condition of admission to The Courtauld that the parent, guardian or other person with parental responsibility of any student who is under the age of 18 years confirms, prior to their admission, by signing and returning the enclosed proforma, their acceptance of the arrangements set out in this document.

10. If the parent(s) of a student aged under eighteen is/are not resident in the UK, it will be necessary for them to appoint a guardian normally residing in the UK and to provide details for this person and their informed consent to their acting in this capacity. Being a guardian involves carrying out the tasks and responsibilities of the parent(s) as delegated by the child’s parents. It is a private arrangement between the parent(s) and the guardian. The Courtauld is unable to assist parents in finding a suitable guardian, but in the case of difficulty in this regard, a list of accredited agencies may be obtained from the Association of Educational Guardians for International Students (AEGIS), details of whom are available at www.aegisuk.net.

11. As a student who is under the age of 18 years may not be able to enter into legal contracts, The Courtauld requires a student’s parents or other persons with parental responsibility to honour all obligations under any contracts with The Courtauld that the student enters into prior to his or her 18th birthday. By signing the enclosed proforma, the parent agrees to this.

12. It is The Courtauld’s usual policy that it deals with students and not with parents and this approach will also apply to students who are under the age of 18 years. The Courtauld will therefore correspond with students, not parents.

13. Students under the age of 18 still have the right under the Data Protection Act for information about them not to be disclosed without their consent to other persons, including their parents, without their specific written consent.

Relationships with Staff

14. Under the Sexual Offences (Amendment) Act 2000, it is a criminal offence for any person in a position of trust (which may include members of College staff) to engage in sexual activity with someone who is under 18 years.

Student Services

15. The Courtauld provides some services to its students regardless of age, including: Academic Skills, Careers Service, Wellbeing Services (Counselling Services), and Student Advice. The Courtauld does not normally provide any specific support services or facilities for students under the age of 18. Where one-to-one meetings are held with individual students in the context of student services and support, at least one named member of staff in each service area will have undergone and passed DBS checks at ‘enhanced’ level.

Child Protection

16. As a matter of law in England, a person under the age of 18 in years is a child. The Courtauld has a responsibility to protect those under the age of 18 years from abuse and will report any suspicions or allegations of abuse of children to the appropriate Social Services officer. Any such suspicions or allegations will be reported to the Head of Student and Academic Services or nominee who will contact the appropriate authorities.

Field Trips

17. Programmes may involve compulsory or optional field trips, excursions or other periods of study away from The Courtauld. The Courtauld is not able to take any additional responsibility for a student who is under the age of 18 years in relation to such activities. Unless indicated otherwise, by signing the enclosed proforma, parents give consent for the student to take part in these activities on that basis.
Study Materials

18. Programmes may require students to view films or videos as part of their studies. Where a student under the age of 18 is to be shown a film with a BBFC classification of 18, acceptance of an offer of a place at The Courtauld will be deemed to constitute consent to this. The Courtauld will take reasonable steps to ensure that such students do not access internet sites inappropriate to students under the age of 18 years but will also advise students concerned that it is also their responsibility not to attempt to do so.

Alcohol

19. It is illegal for alcohol to be sold to or bought by students who are under the age of 18 years. The Courtauld will take reasonable steps to seek to ensure that the law is not broken in relation to licensed premises under The Courtauld’s control but cannot undertake to supervise any individual student.

Emergency Contact

20. The Courtauld has a duty of care towards all its students and staff. In the case of students who are under the age of 18 years, this duty is enhanced, as such students are considered to be children in terms of UK law. In order to ensure that its duty of care towards such students is properly fulfilled, The Courtauld recognises the importance of collecting and maintaining emergency contact information, and of obtaining authorisation to act in loco parentis in some limited circumstances for such students.

21. The circumstances in which The Courtauld may need to act in loco parentis include, for instance, any dealings, which a student may have with the police or in the case of a medical emergency when the student might not be able to make a decision him/herself. The Courtauld would only take a decision on the student’s behalf in these circumstances if it were impossible or impractical to contact the student’s nominated emergency contact in the available time.

22. The persons who would normally act on behalf of The Courtauld in such a matter are:

   (i) Associate Dean for Student Affairs
   (ii) The student’s Personal Tutor
   (iii) The Head of Student and Academic Services or his/her nominee.

Procedures

23. The Head of Student and Academic Services or nominee is responsible for ensuring the appropriate procedure is followed in full, by delegating the tasks specified in the procedures to appropriate.

   (i) Procedure (A) should be used for applicants who will be aged between 17 years 3 months and 18 years on entry.
   (ii) Procedure (B) should be used for applicants who will be aged under 17 years 3 months on entry.

(A) Admission of Students Aged Between 17 Years 3 Months and 18 Years

This procedure should be applied before an offer is made.

25. Where an offer of admission to The Courtauld is to be made to any applicant who will be under the age of 18 years at the point of admission Student and Academic Services will send a letter to the student enclosing a form of consent for the signature of the parent or guardian of the applicant, together with a copy of this document. The letter containing the offer of admission will make it clear that any such offer is conditional upon the form of consent being signed and returned to the Admissions Office. Student and Academic Services will monitor such forms and will only confirm the offer of admission once it has been signed and returned.

26. On receipt of the completed form a scanned electronic copy will be uploaded to the student’s SITS record.

27. The applicant must be allocated a Personal Tutor who is qualified to work with students aged under 18 as per point 6 above.
29. Where an application from an individual who will be under 17 years 3 months at the commencement of the programme is accepted or conditionally accepted by the relevant sub-board of examiners, it will be referred to the Head of Student and Academic Services or nominee, to arrange for a risk assessment to be conducted. This assessment will identify any adjustments that The Courtauld will need to make to ensure that it meets its legal and health and safety obligations to the student and to staff involved with the delivery of the programme, including any DBS checks required by law.

30. It is essential that the Admissions Tutor obtains guidance and approval from the Head of Student and Academic Services before making an offer to the applicant.

31. The Head of Student and Academic Services may ask the Admissions Tutor to obtain certain additional information about the applicant, for example whether the applicant has previously lived away from home, whether they have family based in the UK.

32. The Head of Student and Academic Services will consider the individual circumstances of the applicant and will determine, in consultation with other key colleagues, what special arrangements should be set in place to support them and safeguard their welfare while studying at The Courtauld and will consider whether it is feasible and reasonable for The Courtauld to make those arrangements. Examples of special arrangements may include:

(i) Meeting face to face or conducting telephone interview with the applicant and their parent(s)/guardian(s) to discuss relevant issues and ensure they are fully aware of the predominately adult nature of The Courtauld environment
(ii) Risk assessments
(iii) Supplementary tutorial or pastoral support
(iv) Guardianship or chaperoning
(v) Any other such arrangements as deemed reasonable and necessary to safeguard the welfare of the young student at The Courtauld.

33. The Head of Student and Academic Services will, if necessary, obtain legal advice to inform the decision regarding the particular safeguarding arrangements proposed in relation to the admission of the applicant and whether in all circumstances it is feasible or reasonable for The Courtauld to make those arrangements.

34. Where approval to make an offer is confirmed by the Academic Registrar and the relevant department has been notified, Student and Academic Services will contact the applicant, following Procedure (A), to obtain the necessary parental agreement before the formal offer is made.

35. The Courtauld reserves the right, where the identified adjustments are not “reasonable” adjustments as defined with reference to the Equalities Act, to reject the application, or place further conditions that must be fulfilled before the student can enrol.

Student and Academic Services
Revised: September 2017
Admission of Students Under the Age of 18

Parental Agreement

Applicant Name: ____________________________________
Applicant Date of Birth: _____________________________
Applicant Reference Number: _____________________________

This form is to be completed by the parent or legal guardian of [Name of applicant]

Please complete all sections of this form

If the applicant named above takes up a place of study at The Courtauld, University of London in October 2XXX, I, the undersigned parent or legal guardian:

1. Understand and accept the information provided in The Courtauld Policy on Admission of Students Under the Age of 18 Years.
2. Understand that I shall be responsible for ensuring that The Courtauld’s rules and regulations are adhered to by the student.
3. Consent to the student undertaking the programme of study and participating in such extracurricular activities as the student shall determine.
4. Understand that, in accordance with the Data Protection Act, the University is not in a position to give any information about students, including those under the age of eighteen, to any person, including their parent(s) or guardian without the specific written consent of that student.
5. Accept liability for any debts incurred by the above-named to the University.
6. Authorise the authorised representatives of The Courtauld to act in loco parentis in the circumstances described therein until s/he reaches the age of eighteen years.
7. Understand that this agreement shall remain in force until the eighteenth birthday of the student.
8. Confirm that the person named below may be contacted in an emergency using the contact details below.

Emergency Contact Details

Full Name: _______________________________________
Address: _______________________________________
_______________________________________

Contact telephone numbers

(daytime): _______________________________________
(evening): _______________________________________
(mobile): _______________________________________
Email: _______________________________________
Relationship to applicant: _____________________________

Signature of parent or legal guardian

Signature: _______________________________________
Full Name (please print): _____________________________
Relationship to Applicant: _____________________________
Date: _______________________________________

Please return this form to:
Student and Academic Services, The Courtauld Institute of Art, Somerset House, Strand, London WC2R 0RN