



Y Comisiwn Addysg Drydyddol ac Ymchwil
Commission for Tertiary Education and Research

Condition: Learner Engagement Code

The governing body (or equivalent) of a provider registered with or funded by Medr **must**:

- comply with the requirements of the Learner Engagement Code (or any subsequent revisions)
- provide evidence to demonstrate compliance with the Learner Engagement Code and its impact

Condition Category

This is an ongoing condition of registration. This is a condition of funding.

Legal Basis

Under Section 31 of the **Tertiary Education and Research (Wales) Act 2022** (the Act), Medr is required to provide a mandatory ongoing condition of registration “requiring the governing body of the provider to comply with the requirements contained in the Learner Engagement Code published under section 129(1) or any revised code published under section 129(3).”

Under Sections 90, 99 and 104 of the Act, Medr is able to impose terms and conditions of funding in relation to this condition.

Section 101 of the Act sets out a requirement for the governing body of a maintained school sixth form to comply with the requirements contained in the Learner Engagement Code.

Section 129 of the Act places a statutory duty on Medr to prepare and publish the Learner Engagement Code about the involvement of learners in the making of relevant decisions by their provider. Medr must monitor providers compliance with the Learner Engagement Code.

Compliance Requirements

To comply with this condition, the governing body (or equivalent) of a provider registered with and/or funded by Medr, **must**:

1. comply with the requirements of the [Learner Engagement Code](#) (or any subsequent revisions)
2. provide evidence to demonstrate compliance with the Learner Engagement Code and its impact

Monitoring

Medr will monitor compliance with this condition in the following ways (for definitions of these, please see Medr's approach to monitoring):

- **Annual Assurance Return:** as part of Medr's Annual Assurance Return, providers **will** be expected to provide evidence of their published commitment to embedding and supporting impactful learner engagement in decision-making. Providers **will** also be expected to evidence the impact arising from the annual review of the commitment and evaluation of learner engagement in the provider's decision-making. This will be the primary source of monitoring for this condition.
- **engagement activities:** at provider and sector level, Medr will engage with learners and providers in reviewing the effectiveness and impact of learner engagement. This will include feedback from learner representative bodies (where they exist)
- **learner surveys:** in instances where outcomes from surveys are related to the effectiveness or impact of learner engagement
- **Estyn & QAA reviews:** in instances where the outcomes of inspection, review, engagement work and other activity undertaken by Estyn or QAA relate to the effectiveness or impact of learner engagement
- **regulatory concern submissions and complaints monitoring:** in instances where concerns raised with Medr, or analysis of complaints data, identify themes or systemic issues that relate to compliance with the Learner Engagement Code.
- **Reportable Events:** in instances where those events relate to the effectiveness or impact of learner engagement

Providers with a prior record of non-compliance, deteriorating trends in data or identified as at risk of future non-compliance may be subject to increased scrutiny. Failure to comply with monitoring requirements will prompt further investigation and possible interventions.

Review and Amendment

Medr will regularly review this condition to ensure that it aligns with evolving sector needs, policy changes, and feedback from stakeholders.