

Technological University Evaluations: Guideline for Filing Disagreements to the Evaluation Reports

Adopted on Dec. 28th, 2005
1st Amendment on Mar. 4th, 2010
2nd Amendment on Aug. 19, 2010
3rd Amendment on Sep. 16, 2010

Article One

Taiwan Assessment and Evaluation Association (hereafter as “TWAEA”) adopted this guideline to protect the rights of those technological universities under evaluation (hereafter as “schools under evaluation”).

Article Two

Within two weeks after receiving the drafted evaluation report, schools under evaluation may file their disagreements towards the following issues:

1. Infringements of procedures during the evaluation process.
2. Comments in the evaluation report are inconsistent with the facts.

All other issues are not to be filed. Any breach of the regulations specified in the Technological Universities Evaluation Plan is to be considered as an “infringement of procedures”. Inconsistency between the data or information quoted in the evaluation report and the actual situations encountered by the schools under evaluation is to be considered as “inconsistent with the facts”. However, if the inconsistency is resulted from inaccurate information provided by the schools under evaluation or failure to provide sufficient information by the schools under evaluation, the case will then not be accepted.

Article Three

To file disagreements to the evaluation reports, schools under evaluation must fill the application form and file their case within the specified time. No late application will be accepted.

Article Four

Upon receiving the application, TWAEA will initiate inspection process in accordance with Article Two of the Technological Universities Evaluation Plan. The results will then be sent back to the schools under evaluation.

Article Five

In the process, TWAEA may require the schools under evaluation to provide written explanations.

Article Six

In the case when the disagreement is ruled to be illegitimate, the judgment is final and no more application will be accepted for the same case.

Article Seven

All personnel involved in the process are strictly obligated to follow the principles of confidentiality.

Article Eight

This Guideline was adopted by the Advisory Council of the Technological Universities Evaluation Plan, and any amendment would require the approval of the council.

Technological University Evaluations: Guideline for Filing Appeals

Adopted on May 11th, 2006

1st Amendment on Aug. 19th, 2010

2nd Amendment on Sep. 16th, 2010

Chapter One: General Principles

Article One

Taiwan Assessment and Evaluation Association (hereafter as “TWAEA”) adopted this guideline (hereafter as “the guideline”) to protect the rights of those technological universities under evaluation, in alignment with the specifications of Article Ten of the Technological Universities Evaluation Plan.

Chapter Two: Organization

Article Two

To resolve the appeals, TWAEA has set up the “Appeal Resolution Council” (hereafter as ARC), with 7-9 unpaid councilmen serving the term of 1 year. The Project Coordinator of the Technological Universities Evaluation Plan is responsible to nominate teachers at post-secondary level or leaders in the society who have backgrounds in the legal or education sector, who would be appointed upon approval of the Advisory Council of the Technological Universities Evaluation Plan.

Any vacancy within the ARC shall be filled with the same process above-mentioned, and will serve the remained term of service.

Article Three

The councilmen will peer elect the Chairperson of the ARC, serving a term of 1 year and may be re-elected.

When the Chairperson is unable to host the meeting, an acting Chairperson may be delegated. Councilmen presented would name the chair for a particular meeting if the Chairperson is absent and fails to delegate an acting Chairperson.

Article Four

Decisions of the ARC are adopted with more than $1/2$ of all councilmen presented, and a vote of $2/3$ majority from those presented.

Chapter Three: Filing the Appeal

Article Five

Schools evaluated to be 3rd grade or below may file written appeal within fifteen (15) days after receiving the evaluation report, with the ARC being the competent agency to deal with the appeals.

Article Six

Schools filing the appeal must follow related regulations set by TWAEA, file the application with clear indication of reasons for appeals, either being “infringement of procedures” or “inconsistent with the facts”, as well as clear evidence. No application will be accepted otherwise.

Any breach of the regulations specified in the Technological Universities Evaluation Plan is to be considered as an “infringement of procedures”. Inconsistency between the data or information quoted in the evaluation

report and the actual situations encountered by the schools under evaluation is to be considered as “inconsistent with the facts”. However, if the inconsistency is resulted from inaccurate information provided by the schools under evaluation or failure to provide sufficient information by the schools under evaluation, the case will then not be accepted.

Chapter Four: Judgments

Article Seven

ARC shall convene a session within one month after it received the appeal, and shall make a ruling on whether the claims are valid.

Article Eight

Schools filing appeals may withdraw their case before receiving the ruling report from TWAEA with written notice.

ARC shall close the case without make any ruling when the appeal is withdrawn, and will notify the school with written notice.

Once the appeal has been withdrawn, the school may not file an appeal for the same case.

Article Nine

The ARC meetings are not open to public. When in session, the councilmen may invite related individuals from the school under evaluation, reviewers and other specialists to sit in the meeting.

Article Ten

Councilmen must avoid a conflict of interest towards the case under

discussion.

If there are clear evidences to assume a conflict of interest for a particular ARC councilman, the school filing the appeal may file a request to the ARC with concrete reasoning and to ask that councilman to not take part in the discussion of the case.

The above-mentioned request shall be adopted with a simple majority within the ARC. ARC councilmen, unless commissioned by the ARC, shall not make personal contact with any representative from the school filing the appeal, nor anyone with a common interest with the school.

Chapter Five: Ruling

Article Eleven

Ruling of the ARC shall be made within two months after the first meeting for the case. When deemed necessary, the ruling process may be extended once with agreement from the school filing the appeal. Under normal circumstances, the extension may not exceed the period of two months.

Article Twelve

ARC shall prepare a Judgment Report for the appeal after the final ruling has been made. TWAEA shall mail the report to the school filing the appeal and another copy to the Ministry of Education for future reference.

Article Thirteen

The Judgment Report shall include the following:

1. Ruling to the appeal (case is not accepted, case is valid or case is rejected).
2. Opinions of the school filing the appeal and that of TWAEA.
3. Reasons for the ruling.

Article Fourteen

When the case is valid and within one month after the school has received the Judgment Report, TWAEA may choose to conduct on-site visit or the review of documents again, or it may change the result of the evaluation, based on the ruling of the Judgment Report. TWAEA should notify the school filing the appeal about its decision.

Article Fifteen

TWAEA shall prepare a Report in Response to the Appeal for both the school filing the appeal and the Ministry of Education, after the results of the evaluation have been changed according to the results of the ruling of ARC.

Article Sixteen

The Report in Response to the Appeal shall include the following:

1. The progress of the re-administered on-site visit or review of documents.
2. Comments from the re-administered on-site visit or review of documents.
3. Re-assigned results of evaluation.

Article Seventeen

Schools may not file another appeal for the results of the Judgment Report and the Report in Response to the Appeal.

Chapter Six: Supplementary Clauses

Article Eighteen

ARC Councilmen shall maintain confidentiality in regard of the appeal. No public statements shall be made for matters other than the ruling of the ARC.

Article Nineteen

This Guideline was adopted by the Advisory Council of the Technological Universities Evaluation Plan, and any amendment would require the approval of the council.