

Burnley College: Specific ongoing condition B3A

Burnley College ('the Provider') was registered on 14 January 2019.

The Provider was selected for assessment of its performance in relation to **Condition B3** in 2022. The outcome of the assessment is that the OfS has deemed the Provider to be:

- At increased risk of breach of **Condition B3** in respect of its:
 - Continuation, full-time, first degree outcomes
 - Progression, full-time, first degree outcomes.

The Office for Students (OfS) has therefore imposed requirements to ensure that the interests of current and future students, and the interests of the taxpayer, are protected.

The primary reasons for this are:

- a. The Provider's performance in respect of its Continuation, full-time, first degree outcomes has been below the **Relevant Numerical Threshold** for this indicator, the actions the Provider has taken have not yet led to substantial and sustained improvement in performance, and we do not consider the actions the Provider plans to take are likely to sufficiently improve performance in an appropriate timescale.
- b. The actions the Provider has taken have not yet led to sustained performance at or above the **Relevant Numerical Threshold** for its Progression, full-time, first degree outcomes. While actions the Provider intends to take may credibly improve these outcomes, the provider's continued performance below the **Relevant Numerical Threshold** until such actions are implemented effectively means there is an increased risk of breach in the future.

To mitigate the risks associated with the increased risk of breach, the OfS has imposed Specific Condition B3A.

B3A Notice to improve outcomes for students

B3A.1 The Provider must undertake a comprehensive review of its performance in relation to the **Relevant Indicators** which includes the following:

- i. A review of the effectiveness of its current improvement plans in light of the findings of the OfS in relation to increased risk of breach;
- ii. Identification of targeted actions to improve outcomes in relation to the **Relevant Indicators** within the **Relevant Timescale**; and
- iii. Arrangements for periodically reviewing the implementation and effectiveness of any targeted actions and, where appropriate, identifying and implementing new targeted actions.

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B3A.2 Thereafter, the Provider must take such targeted actions as identified in its comprehensive review, as set out at B3A.1 above, and any other targeted actions subsequently identified through its periodic reviews, so that its performance in relation to the **Relevant Indicators** is at or above the **Relevant Numerical Thresholds** within the **Relevant Timescale**.

B3A.3 Where the Provider's performance in relation to the **Relevant Indicators** is not at or above the **Relevant Numerical Thresholds** within the **Relevant Timescale**, before deciding that the Provider is in breach of this specific condition the OfS will consider whether the Provider's context otherwise justifies its performance.

B3A.4 The Provider must keep complete and accurate records of the comprehensive review carried out in accordance with B3A.1, and the actions it takes to improve outcomes in relation to the **Relevant Indicators** until the OfS has completed its assessment of performance set out in B3A.8 below. Any such records must be provided to the OfS on request.

B3A.5 The Provider's compliance with this specific condition does not in any way affect the ability of the OfS to take regulatory and/or enforcement action in respect of the Provider's compliance with any other condition of registration, including (but not limited to) ongoing **Condition B3**.

Timing and monitoring

B3A.6 The Provider must complete its comprehensive review as outlined in B3A.1 above within six months of this specific condition becoming effective. The Provider must submit confirmation in writing that it has completed its comprehensive review by 31 January 2025.

B3A.7 The OfS may undertake periodic reviews of the actions taken by the Provider to improve its outcomes in relation to the **Relevant Indicators**. We will identify whether any further information is to be requested from the Provider following the annual publication of **Outcome Data**, or on receipt of any other relevant regulatory intelligence. The Provider must take all reasonable steps to provide any additional information requested by the OfS.

B3A.8 The OfS will undertake an assessment of the Provider's performance in relation to all **Relevant Indicators** following the publication of **Outcome Data** in spring 2028.

B3A.9 If, following this assessment, the OfS judges that the Provider remains in breach, or at increased risk of breach, of **Condition B3**, the OfS reserves the right to take further regulatory action.

Definitions

B3A.10 For the purposes of this specific condition:

'**Condition B3**' means the condition set out in the OfS's regulatory framework.

'**Outcome Data**' has the same meaning as 'outcome data' in **Condition B3**.

'**Relevant Indicators**' means the following indicators defined in 'Description of student outcome and experience measures used in OfS regulation' or similar documents published by the OfS (and, for the avoidance of doubt, includes a consideration of any related split indicators):

- Continuation, full-time, first degree

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- Progression, full-time, first degree

'Relevant Timescale' means by 31 July 2027, so that student outcomes data is reflected in **outcome data** published in spring 2028.

'Relevant Numerical Threshold / Relevant Numerical Thresholds' mean the numerical thresholds set by the OfS in respect of the **Relevant Indicators**, namely:

- 'Continuation for full-time first degree students' – 80%
- 'Progression for full-time first degree students' – 60%.