Decision Tool for Jisc Collections Agreements (Prototype)

Based on the Transnational Education (TNE) Licensing Approach

Background Information

This prototype replaces earlier iterations of the Decision Tool, proposing an alternative way to establish the contractual affiliation of students studying for awards of UK Universities in TNE provision scenarios offshore, but also applies the same logic to those collaborative provision scenarios and partnerships located onshore. It is built upon the TNE Licensing Approach and asks those using it to think about each educational provision scenario the library is considering licensing content for. The decision tool is expected to evolve iteratively and in conjunction with feedback from our members.

TNE Licensing Approach

The TNE Licensing Approach is an output of the TNE Licensing Pilot. It contains within it the detailed logic underpinning this prototype of the new Jisc Decision Tool, and aligns with HESA’s reporting standards and definitions associated with the formal reporting UK HEIs make annually regarding TNE, the Aggregate Offshore Record (AOR). Specifically, the approach is concerned with what HESA calls the ‘Type Of Activity’ and its relationship to the notion of ‘Registration’, as defined by HESA’s Data Futures project.

A note on ‘Type Of Activity’ codes 1 to 5
‘Type Of Activity’ has been adopted by Jisc to avoid the semantic pitfalls of considering TNE provision in a licensing context in order to focus on the contractual relationships involved. Captured as a numeric code from 1 to 5, these reporting categories form a spectrum of contractual affiliation to reporting UK HEIs, as per the table below derived from HESA definitions.

<table>
<thead>
<tr>
<th>Code 1</th>
<th>Code 2</th>
<th>Code 3</th>
<th>Code 4</th>
<th>Code 5</th>
</tr>
</thead>
<tbody>
<tr>
<td>Overseas campus of reporting provider</td>
<td>Other arrangement including collaborative provision</td>
<td>Distance, flexible or distributed learning</td>
<td>Overseas partner organisation</td>
<td>Other Arrangement</td>
</tr>
<tr>
<td>Registered at reporting provider – studying overseas for UK HEP award at overseas campus of reporting provider</td>
<td>Registered at reporting provider – studying overseas for UK HEP award other than at an overseas campus of reporting provider</td>
<td>Registered at reporting provider – distance, flexible and distributed learning for UK HEP award where the location of the student is known to be overseas</td>
<td>Registered at overseas partner organisation – studying overseas for an award of the reporting provider</td>
<td>Any other student studying overseas for an award of the reporting provider</td>
</tr>
</tbody>
</table>

A note on registration
The TNE Licensing Pilot’s work established many semantic issues in the TNE landscape and sought to avoid these wherever possible, unifying around a shared language and meaning, wherever possible. When Jisc refers to either
‘registered’ or ‘registration’ it means ‘Registration’, as defined by HESA’s Data Futures project, and not necessarily the language in use locally within any given UK HEI.

A note on ‘Code 3’
TNE students reported under ‘Code 3’ of the AOR are understood simply as ‘distance learners’ in the commonly understood sense and are already ‘Authorised Users’ in Jisc Agreements.

A note on ‘Code 4’
The pilot has highlighted some inconsistencies in the reported data in relation TNE campus provision scenarios and found instances of these being reported in ‘Code 4’ of the AOR, as opposed to Code 1. In light of this, when engaging with publishers, Jisc is arguing that any campus listed by C-BERT, or, one that meets C-BERT’s campus definition, should be considered non-chargeable.

Further to the above, when engaging with publishers, Jisc is also arguing that there should be a cap of 1000 students in relation to provision scenarios reported in Code 4, before they become chargeable, in order to reduce the shared administrative burden of licensing in this complex landscape throughout the content supply chain, and in acknowledgement of the typical small student numbers being discussed in relation to the overwhelming majority of TNE provision scenarios.

The Decision Tool for Jisc Collections Agreements (Prototype) and its use

Using the Decision Tool

The decision tool is presented as a flow chart and users of it need to work through the chart with a specific provision scenario (e.g. overseas campus, or, a collaborative relationship with another educator) in mind from top to bottom.

It also makes reference to Authorised Users and Additional Authorised Users and you may wish to refer to the Guide To The Jisc Model Licence to understand more about these license elements, should they be unfamiliar to you.

At this point, the prototype presents pathways for multiple permutations, but it is the intention for this to be simplified via an ‘interactive’ iteration that exposes just those pathways through it that are relevant to user answers to the questions it poses.

Lastly, please note the presence of elements associated with the planned Optional Jisc Licensing Service (orange border, with grey background) that would aim to assist those member institutions that have difficulty in answering the questions, or, those in need of particular support, perhaps due to the specific TNE or onshore provision scenario profile they are considering.
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Provision scenario

Offshore  Onshore

Are the students at the provision scenario reported by your institution to HESA, via the Aggregate Offshore Record (AOR)?

Y  N  ?

Are the students at the provision scenario reported by your institution to HESA, via the Student Record?

Y  N  ?

Which ‘Type of Activity’ code are the students at the provision scenario reported under, via the AOR?

1  2  3  4  5  Not known

‘Code 4 Filter’

Additional Authorised Users with no fee IF

Provision scenario is an overseas campus listed by C-BERT (or, one that meets the C-BERT Definition)

OR

Provision scenario scale is less than 1K students

In other cases, a fee may apply.

Jisc advice and guidance

Authorised Users in Jisc Agreements  Additional Authorised Users (AAUs) in Jisc Agreements (no fee)  Additional Authorised Users (AAUs) in Jisc Agreements (fee)

Subject to any publisher specific caveats following Jisc Agreement negotiations