

Under 18's Policy

Part 1: Admission and registration

- Students registering at SAE should normally have attained the age of 16 by the date of registration. We may exceptionally admit applicants under the age of 16. Applications from individuals who would be under the age of 16 at the date of registration will be considered by SAE on a case-by-case basis and determined on their own individual circumstances and merits and SAE may require that admission is subject to the application of specific entry criteria and/or conditions.
- It is important that individuals under the age of 18 and their parents/guardians understand that the SAE community and campus is predominantly an adult environment. SAE are not able to take on the rights and responsibilities of parents/guardians in relation to under 18s, and we do not act in loco parentis in relation to students who are under the age of 18, even if they are provided with our accommodation.
- Regardless of age, we expect all students to assume adult levels of responsibility, and to have the necessary skills to study and live independently, without supervision, and to conduct themselves at all times as responsible members of the community, to comply with the SAE's rules and to respect the rights of others. Whilst SAE provides extensive academic and pastoral support for students, we do not normally provide any special support or supervision for students under the age of 18 (save as referred to in paragraph 13 below).
- An applicant who is offered a place will, on acceptance of that offer, enter into a legal contract with SAE (the 'Acceptance Form') even where they are under the age of 18. Individuals under the age of 18 do not require the consent of their parents/guardians to enter into the contract.
- Where, however, an applicant is under the age of 18, SAE will require the applicant's parent/guardian to sign the declaration within their Acceptance Form as confirmation that they, the parent/guardian, have read and understood the nature of the obligations which SAE owe to its students under the age of 18 and the extent of the services and facilities which it provides to them. No applicant under the age of 18 will be admitted by SAE unless and until the declaration has been so signed and returned to us.
- The formation of the contract creates a direct legal relationship between the SAE and the student. The SAE will conduct its relationship directly with the student and not with his/her parents/guardians. SAE will not share information about students with their parents/guardians (even where a student is under the age of 18) without a valid consent from the student or other lawful justification for disclosure. This means that SAE is not able to give information to parents/guardians about a student's progress, results or any other personal circumstances in the absence of a valid consent or other justification.
- In the UK, an individual may give a valid consent to medical treatment, notwithstanding that they are under the age of 18, where they have sufficient understanding of the nature and implications of the treatment. As such, parental consent to treatment may not be required. Where, however, an individual under the age of 18 refuses treatment or cannot consent to treatment, there may be cases where a parent or someone with parental responsibility may be asked consent to treatment on behalf of the individual, or a Court order may be sought in that regard. Therefore situations may arise where a medical professional will look to someone with parental responsibility to give consent for the individual to receive treatment. Accordingly, it is important that any guardian appointed in the UK for an individual under the age of 18 is empowered by the individual's parents to be able to give a valid consent to medical treatment in appropriate cases, and that parents are capable of being contacted on a 24 hour basis (see further para 15 below). In the event of an emergency, SAE will act on medical advice and in the best interests of the student.
- All students (regardless of age) are responsible for their own academic progression and compliance with the SAE's rules, regulations, policies and procedures from time to time in force and/or updated.
- SAE recommends that individuals under the age of 18 and their parents/ guardians visit the Campus prior to application and/or acceptance of any offer of a place in order to familiarise themselves with and reassure themselves about the environment in which the individual would be living and studying were s/he to be admitted to their course.

Part 2: SAE's legal obligations

- Notwithstanding that SAE does not accept any responsibility to act in loco parentis for students under the age of 18, it is committed to seeking to take reasonable steps to ensure that all students, regardless of age, are provided with a safe and secure environment in which to study, learn and live. It similarly seeks to take reasonable steps to provide a safe and secure environment for its staff and for visitors who access its facilities and services.
- SAE remains mindful of its duty of care to all its students and its other legal obligations including those arising under the Equality Act 2010 and the Data Protection Act 1998, as well as other relevant legislation and regulatory requirements.
- In addition, SAE is committed to ensuring that it has arrangements in place, across the breadth of its activities, which allow it to carry out its functions in a manner which safeguards and promotes the welfare of children and vulnerable adults whether or not they are registered students at the SAE. These arrangements include processes for the safe recruitment and selection by SAE of individuals to work with children and vulnerable adults.

Part 3: Appointment of a legal guardian for international students

- Where the parents/guardians of a student under the age of 18 are not resident in the UK SAE requires, as a matter of good practice and in order to assist SAE to seek to safeguard the interests of the student, that a UK-based guardian for the student is appointed and the guardian's details are provided in writing to SAE as a condition of admission.

Part 4: Alcohol and tobacco

- Students aged 18 years or over are legally entitled to purchase and to consume alcohol in the public houses and bars in the locality of the campus. It is illegal for alcohol or tobacco to be sold or bought by individuals who are under the age of 18. Any incident involving the illegal purchase, possession or consumption of alcohol or tobacco by under 18s will result

in SAE taking appropriate action under its disciplinary regulations.

Part 5: International students

- In line with Home Office requirements, parents or guardians must ensure suitable care arrangements are in place for a child under the age of 18 who will study in the UK and be sponsored by SAE under its Tier 4 licence. These include arrangements for their:
 - travel
 - reception when they arrive in the UK
 - living arrangements while in the UK.
- A student aged 16 or 17 has the legal right to live independently in the UK and may make their own accommodation arrangements. However, when a 16 or 17 year old applies for a visa under Tier 4 (General), they must have their parents' or legal guardian's permission both to travel to the UK and to live independently.

- A failure to comply with the requirements at paragraphs 20 and 21 above could result in the University losing its ability to sponsor students under its Tier 4 licence. As such, prior to registering on their course, all students under 18 years of age who are sponsored under the University's Tier 4 licence must provide the University with the information required within the student's Acceptance Form.
- The student must also keep the College and University updated as to any change in their living arrangements in the UK e.g. change of address. If there is a failure to provide the above information, the College and University reserve the right to refuse to register on the student on their course and/or enable them to continue their studies if they are already registered.

Part 7: Holding office

- All students, including those under the age of 18, are encouraged to join the Student's Union and its clubs and societies. However, students under the age of 18 are not able to hold office until after their 18th birthday because some positions would require them to have legal responsibilities. Their participation in some activities may be limited.

Part 8: Enquiries

Any enquiries about the content of this Policy should be addressed in the first instance to the College.

This Policy is premised on English law.

References to "parents" and "guardians" in this Policy and the Acceptance Form include references to someone with parental responsibility for the relevant under 18 year old.