

Email 3 - Misconduct

Subject: GAMSAT March 2023 – Reminder Email 3

Dear GAMSAT Test taker,

Please read this email carefully as it contains important information for GAMSAT March 2023.

ACER and the GAMSAT consortium view any misconduct in respect to the GAMSAT seriously. Consequences of misconduct may have significant personal consequences for the individual involved. To be clear:

- as ACER is a service provider to the GAMSAT consortium in respect of its administration of the GAMSAT, ACER may seek the input of that consortium in respect to any misconduct and any consequence to be applied; and
- any misconduct and the consequences thereof may be referred to relevant educational institutions (not limited to the members of the GAMSAT consortium), professional bodies or other relevant third parties.

Misconduct (whether occurring prior to, during or after the GAMSAT test) means any unacceptable conduct or any conduct that might result in unfairness or inaccurate results such as, without limitation:

- breach of any of the security arrangements for the GAMSAT test;
- impersonation;
- a candidate reproducing, copying, plagiarising responses to GAMSAT from another person's work;
- attempting to remove scrap/note paper or part thereof, or any notes, from the testing room;
- failure to follow test supervisor's instructions at all times;
- giving or receiving assistance during the test;
- creating a disturbance;
- using prohibited aids (e.g. notes, calculator, mobile phone, audio/recording device etc.);
- writing on the Admission Ticket during the test;
- using the test questions, their content or information about them for purposes other than your sitting of the GAMSAT test is prohibited. This includes: publishing the GAMSAT questions or any of their content or information about them on the internet, any digital format or otherwise; and/or passing the GAMSAT questions, any of their content or information about them to third parties;
- the giving of false or misleading information at any stage in connection with your participation in the GAMSAT test;
- infringement of the "ACER" or "GAMSAT" trademarks. Trademark infringement includes performing any act which only a trademark owner or a person authorised by the trademark owner may do;
- infringement of copyright. Copyright infringement includes performing those rights or authorising the performance of those rights which are granted at law exclusively to

the copyright owner. These rights include the exclusive right to reproduce the copyright work in a material form and to communicate that work to the public;

- in any way breaching (as determined by ACER in its absolute discretion) any of the terms and conditions of (a) your registration to participate in the GAMSAT test; or (b) your purchase of any GAMSAT preparation materials;
- infringement of any rights (including but not limited to intellectual property rights) whatsoever relating to or subsisting in the GAMSAT test or any part or element of it, including but not limited to the concept, structure, administration or conduct of the GAMSAT test, the GAMSAT trademark and any GAMSAT preparation materials prepared or published by or on behalf of ACER or the Consortium of Graduate Medical Schools;
- any act or omission by You which ACER, in its absolute discretion, renders you to be unfit to participate in any GAMSAT test, whether or not you are registered to participate at the time of ACER's determination; and
- inappropriate, abusive or aggressive communication in any form with the GAMSAT office.

CONSEQUENCES for misconduct include:

- cancelling registration to sit the GAMSAT test without any refund;
- withholding of GAMSAT test results;
- disqualification from undertaking the GAMSAT:
 - for a period of time; or at all.

YOU ARE PUT ON NOTICE that, except as expressly provided at law, there is no right to challenge, appeal or seek review of any determination by ACER that misconduct has occurred or in relation to any consequences imposed by ACER for any misconduct. You should also be aware that your misconduct might also give rise to liability on your part to third parties, including but not limited to the members of the Consortium of Graduate Medical Schools. ACER and the GAMSAT Consortium reserve the right to take legal action and claim any remedies available to them at law in respect of any incident of misconduct or where Your conduct (whether or not it constitutes "misconduct") infringes any of their rights.

Regards,

The GAMSAT Team

ACER