



UNIVERSITY
OF WOLLONGONG
AUSTRALIA

CODE OF PRACTICE – RESPONSIBLE CONDUCT OF RESEARCH

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Supporting documents, procedures & forms of this policy:	Academic Integrity Policy Academic Misconduct (Coursework) Procedures Authorship Policy Autonomous Sanctions Procedure Conflict of Interest Policy Defence Trade Controls Guideline Higher Degree Research (HDR) Supervision and Resources Policy Higher Degree Research (HDR) Student Academic Complaints Policy IP Intellectual Property Policy Research Integrity and Conduct Policy: Breaches, Concerns and Complaints Research Integrity and Conduct Procedure: Breaches, Concerns and Complaints Research Data Management Policy Research Sponsorship and Collaboration Policy Workplace Health and Safety Policy		

<p>Relevant Legislation & External Documents:</p>	<p>Australian Autonomous Sanctions Regulations 2011</p> <p>Australian Code for the Care and Use of Animals for Scientific Purposes 8th Edition 2013</p> <p>Australia’s Foreign Relations (State and Territory Arrangements) Act 2020</p> <p>Autonomous Sanctions Act (2011)</p> <p>Biological Control Act 1984</p> <p>Biosecurity Act 2015</p> <p>Customs Act 1901</p> <p>Defence Trade Control Act 2012</p> <p>Defence Trade Controls Amendment Bill 2015</p> <p>Ethical conduct in research with Aboriginal and Torres Strait Islander Peoples and Communities</p> <p>Export Control Act 1982</p> <p>Foreign Influence Transparency Scheme Act 2018</p> <p>Gene Technology Act 2000</p> <p>Gene Technology Amendment Act 2015,</p> <p>Gene Technology Regulations 2001</p> <p>Guidelines for Ethical Research in Australian Indigenous Studies</p> <p>National Statement on Ethical Conduct in Human Research</p> <p>NHMRC Australian Code for the Care and Use of Animals for Scientific Purposes (8th Edition 2013)</p> <p>NHMRC National Statement on Ethical Conduct in Human Research (Updated 2018)</p> <p>Public Interest Disclosures Act, 1994 (NSW)</p> <p>Research Integrity and Research Misconduct Policy 2016</p> <p>Statement on Consumer and Community Involvement in Health and Medical Research 2016</p> <p>The Australian Code for Responsible Conduct of Research (2007)</p> <p>The Australian Code for the Responsible Conduct of Research (2018)</p> <p>Weapons of Mass Destruction (Prevention of Proliferation) Act 1995</p> <p>Weapons of Mass Destruction Regulations 1995</p>
<p>Audience:</p>	<p>Public</p>

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1. Purpose

1. This Code of Practice mandates the broad principles and behaviours that characterise the responsible conduct of research and an honest, ethical and conscientious research culture as defined by the *Australian Research Council / National Health and Medical Research Council's Australian Code for the Responsible Conduct of Research, The Australian Code for the Responsible Conduct of Research (2018)* (hereto referred to as “the Code”) and Australian Research Council *Research Integrity and Research Misconduct Policy 2016* (or subsequent revision).
2. Compliance with the Code is a requirement for the receipt of funding by the Australian Research Council (ARC) and the National Health and Medical Research Council (NHMRC).

2. Definitions

Word/Term	Definition
ARC	Australian Research Council
3Rs	Three principles that underpin a systematic framework to achieve the goal of humane experimental techniques. These are Replacement of animals with other methods, Reduction in the number of animals used; and Refinement of techniques used to minimise the adverse impact on animals.
Balance of Probabilities	The civil standard of proof, which requires that, on the weight of evidence, it is more probable than not that a breach has occurred.
Breach	Behaviour that fails to meet the principles or responsibilities of the Code, or fails to comply with relevant policies or legislation. May be used to refer to a single breach or multiple breaches.*
Conflict of Interest	Exists where there is a divergence between the individual interests of a researcher and his/her professional obligation to the University such that an independent observer might reasonably question whether the professional actions or decisions of that person are influenced by their own interests or are for their own benefit. This refers to a financial or non-financial interest which may be a perceived, potential or actual conflict of interest.
Foreign Arrangement	A foreign arrangement is a written agreement, contract, understanding or undertaking between an Australian State/Territory entity (including the University) and certain foreign entities (primarily foreign governments and agencies, including certain universities), whether or not there are any other parties to the arrangement and whether it is legally binding or not.
Foreign Influence	Foreign Influence occurs when Australian individuals or entities undertake certain registrable activities on behalf of a foreign principal (foreign governments, political parties and associated entities/persons) for the purpose of political or government influence.
NHMRC	National Health and Medical Research Council
Peer Review	The impartial and/or independent assessment of research or work by others working in the same or a related field.

Reputational Risks	<p>Research Activities that damage or have the potential to damage UOW’s good name or reputation, or give the impression that UOW’s research outcomes are not independent and objective, or have not otherwise been achieved in compliance with best practice standards for the responsible and ethical conduct of research.</p> <p>Examples include being associated with people, organisations or industries known to engage in activities that are fraudulent, misleading, unethical, deceptive, illegal or that cause health, population or significant environmental damage or that exploit disadvantaged or vulnerable members of the community (eg. impoverished communities, children, alcohol, tobacco etc).</p> <p>It also includes presenting, or agreeing to present a research outcome in a way that could reasonably be viewed as:</p> <p>(a) endorsing a third party product, service, opinion or organisation, without disclosing the underlying commercial or other relationship between the University and the third party;</p> <p>(b) being not objective, unbiased or independent; or</p> <p>(c) involving a real or perceived Conflict of Interest.</p>
Research	The creation of new knowledge and/or the use of existing knowledge in a new and creative way so as to generate new concepts, methodologies, inventions and understandings. This could include synthesis and analysis of previous research to the extent that it is new and creative.
Researcher	Staff member, occupational trainees, visiting student, visiting fellow, volunteer, industry fellow, honorary and adjunct title holders, Emeritus Professors, professional staff and all students registered for any course at the University who conducts, or assist with the conduct of, research at or on behalf of the University.
Research Misconduct	A serious breach of the Code which is also intentional or reckless or negligent.
Staff Member	All persons appointed as an academic or professional staff member of the University whether they hold full-time, part-time, casual, contract or conjoint appointments.
The Code	<i>The Australian Research Council / National Health and Medical Research Council’s Australian Code for the Responsible Conduct of Research and the ARC / NHRMC Code or The Code for short.</i>
The University	The University of Wollongong.
Visiting Fellow	Honorary and visiting fellows appointed by UOW to non-salaried, full-time or fractional positions titled “Associate Fellow”, “Fellow”, “Senior Fellow”, “Principal Fellow”, “Professorial Fellow”, “Visiting Fellow”, or “Research Fellow” who are not Visiting Students or Volunteers.
Visiting Student	A student who undertakes part of their research or training at UOW but who is not registered at UOW.
Volunteer	A person who is not a Fellow, Visiting Student, Staff Member or Student of UOW but is working on a UOW project in a voluntary capacity. An example of a Volunteer is someone who is undertaking unpaid work experience at UOW or is doing an

	internship at UOW. A collaborating colleague from another University or research institution is not a Volunteer.
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* As defined by the Code.

3. Application & Scope

1. This Code of Practice applies to all Researchers conducting, or assisting with the conduct, of any research activity under the auspices of the University.

4. Statement

1. The University is committed to the provision of support for all Researchers to promote a culture of responsible and ethical conduct of research.
2. Researchers should only participate in research activities which conform to accepted integrity, safety and environmental standards.
3. This Code of Practice and the Code, represent the core behaviours that characterise the responsible conduct of research and should be read in conjunction with the supporting documents and guides cited above.

5. Principles of Responsible Research Conduct

1. The following principles are the hallmarks of responsible research conduct:

1.1 Honesty

When researchers are developing, undertaking and reporting on their research they must ensure that all information is presented truthfully and accurately in proposing, conducting and reporting on research and that they can justify any claims or conclusions.

1.2 Rigour

When researchers are developing, undertaking and reporting on their research this must be underpinned with attention to detail and the application of a robust methodology, with strategies in place to avoid or acknowledge any bias.

1.3 Transparency

When declaring interests and reporting research methodology, data and findings researchers must disclose and manage any conflicts of interest and reputational risks. They must also share and openly communicate research methodology, findings and knowledge openly, responsibly and accurately.

1.4 Fairness

Researchers must treat fellow researchers and others involved in the research fairly and with respect. Researchers must apply appropriate references and citations when referring to the work of others and assign the appropriate credit and authorship to those who have contributed to the work.

1.5 Respect

Researchers must treat all human research participants, communities and animals with care and respect. Appropriate consideration must be given to the needs of minority groups or vulnerable people.

Any decisions and actions pertaining to the care and use of animals in research must be made with respect underpinning them and adverse effects on the environment as a result of research must be minimised.

1.6 Recognition

Researchers must recognise, value and respect the heritage, diversity, cultural property and knowledge of Aboriginal and Torres Strait Islander peoples or communities and their right to be engaged in research that affects or is of particular significance to them.

There must be engagement with Aboriginal and Torres Strait Islander peoples and/or communities so they are freely able to make decisions about their involvement. The outcomes should be reported to Aboriginal and Torres Strait Islander peoples and communities of research in which they have engaged.

1.7 Accountability

Researchers are responsible for ensuring the development, undertaking and reporting of research complies with all relevant legislation, internal and external policies and guidelines. They must ensure good stewardship of public resources used to conduct research and consider the reputational risks, consequences and outcomes of research prior to its communication.

1.8 Promotion

Researchers and institutions will promote the principles of responsible research practices and foster a culture and environment that supports the responsible conduct of research and ensures research trainees and early career researchers are mentored and supervised accordingly.

6. Roles & Responsibilities of the University

1. The University has an obligation to encourage and support responsible research conduct.
2. The University is accountable to funding organisations and the Australian community for how research is conducted.
3. The University must:
 - a. Establish good management practices and governance for responsible research conduct.
 - b. Identify and comply with relevant laws, regulations, guidelines and policies related to the responsible conduct of research.
 - c. Develop and maintain a suite of policies and procedures that are consistent with the principles and responsibilities of the Code.
 - d. Provide ongoing training and education for all Researchers and those that assist with research that promotes responsible research conduct.
 - e. Ensure Supervisors of research trainees have the appropriate skills, qualifications and resources to undertake this role in accordance with the Code and the University *Higher Degree Research (HDR) Supervision and Resources Policy*.
 - f. Identify and train Research Integrity Advisers (RIAs) who will assist in the promotion and fostering of the responsible conduct of research and provide advice to those with concerns about potential breaches of the Code.
 - g. Support the responsible dissemination of research findings and take action as required to correct records in a timely manner.
 - h. Provide access to systems and facilities for the safe and secure storage and management of data, records and primary materials, with appropriate access and reference.
 - i. Facilitate the prevention and detection of potential breaches of the Code and this Code of Practice.
 - j. Provide mechanisms to receive concerns or complaints about potential breaches of the Code and this Code of Practice. Investigate and resolve any matters raised.

- k. Ensure the procedures for managing and investigating concerns or complaints about potential breaches of the Code and this Code of Practice is timely, effective and in accordance with procedural fairness.
- l. Support the welfare of all parties involved in an investigation of a potential breach of the Code or this Code of Practice.
- m. Base any investigation findings on the balance of probabilities and ensure any actions are commensurate with the seriousness of the breach.

7. Roles & Responsibilities of the Researcher

1. Researchers must uphold the principles of the Code in all aspects of their research.
2. Researchers will:
 - a. Support the culture of responsible research conduct at the University and in their research field.
 - b. Provide guidance and mentorship to other researchers or research trainees under their supervision and monitor their conduct where appropriate.
 - c. Undertake and promote education and training in the responsible conduct of research.
 - d. Comply with relevant laws, regulations, disciplinary standards, ethics guidelines and institutional policies relating to responsible research conduct.
3. Ensure all appropriate approvals, notifications and registrations are in place prior to commencing their research and comply with any conditions specified in project permits, protocols and agreements during the course of their research. These include (but are not limited to) the following:
 - i) Research involving human participants requires written approval from a University Human Research Ethics Committee and compliance with the *National Statement on Ethical Conduct in Human Research* and all University Committee Standard Operating Procedures and Directives. Researchers must ensure the ethics principles of research merit and integrity, justice, beneficence and respect are applied to human research.
 - ii) Research involving Aboriginal and Torres Strait Islander peoples or communities must also be in accordance with *Ethical conduct in research with Aboriginal and Torres Strait Islander Peoples and Communities*, the *Guidelines for Ethical Research in Australian Indigenous Studies* and all other applicable regulations. Researchers must engage with Aboriginal and Torres Strait Islander peoples and respect their legal rights, local laws, customs and protocols.
 - iii) Consumer and community participation in research must be conducted in accordance with the *Statement on Consumer and Community Involvement in Health and Medical Research 2016*.
 - iv) Research involving animals requires written approval from the University Animal Ethics Committee and must comply with the *Australian Code for the Care and Use of Animals for Scientific Purposes 8th Edition 2013* and all Committee Standard Operating Procedures and Directives.

Researchers must consider the 3Rs (Replacement, Reduction and Refinement) during all stages of their research involving animals and commit to supporting the welfare and wellbeing of the animals used in research.
 - v) Research which involves genetically modified organisms (GMOs) requires written approval from the Gene Technology Review committee and must be conducted in compliance with the *Gene Technology Act 2000*, the *Gene Technology Regulations*

2001, all other amendments, any other applicable regulations, and University Committee Standard Operating Procedures and Directives.

- vi) ___ Research involving the use or application of biological materials must comply with the relevant legislation including the *Biological Control Act 1984*, the *Biosecurity Act 2015* and all other applicable legislation and regulations.
 - vii) Research involving and goods, technology or software subject to export controls requires a relevant export controls permit in accordance with the *Defence Trade Control Act 2012*, *Defence Trade Controls Amendment Bill 2015*, *Customs Act 1901*, *Weapons of Mass Destruction (Prevention of Proliferation) Act 1995*, *Export Control Act 1982*, *Weapons of Mass Destruction Regulations 1995* and the *University Defence Trade Controls Guideline*.
 - viii) Research which involves a Foreign Arrangement must be notified to the Minister for Foreign Affairs, in accordance with the *Australia's Foreign Relations (State and Territory Arrangements) Act 2020*. Such notifications are coordinated by the Global Strategy Division, and are required both at the stage of negotiating a Foreign Arrangement and when finalised.
 - ix) Research which involves a researcher or the University agreeing to act on behalf of a foreign government, political party or related entity/person for the purpose of influencing Australian political or government outcomes may require registration in accordance with the *Foreign Influence Transparency Scheme Act 2018*. Further information is available on UOW's Foreign Engagements website (<https://www.uow.edu.au/about/governance/legislation/foreign-engagements/>).
- e. Adopt methods appropriate to the aims of the research and ensure conclusions are justified by results.
 - f. Retain clear and complete records of their research and research findings, inclusive of data and primary materials, and maintain the confidentiality of research data, records and primary materials in accordance with the *University Research Data Management Policy*. Access and reference to these materials by interested parties should be allowed where possible.
 - g. Disseminate research findings responsibly, accurately and broadly, as appropriate, and when not subject to restrictions related to intellectual property, confidentiality or culturally sensitive data.
 - h. Disclose and manage actual, potential or perceived conflicts of interest in accordance with the *University Conflict of Interest Policy* and any reputational risks in accordance with the *Research Sponsorship and Collaboration Policy*.
 - i. Publish research findings according to the requirements of the University's *Authorship Policy* and ensure the work of others is acknowledged, correctly cited, and used with permission.
 - ii) All scholarly outputs must be recorded in the University Research Information System (RIS). This system is used for reporting research publications to the Government and for internal reporting purposes. Research publications in RIS are also made available online via Research Online, the University's institutional repository.
 - iii) Ensure any unintentional inaccuracy, or misleading statements or findings that are inadvertently released, are rectified as soon as possible.
 - j. Participate in peer review in a manner that is fair, rigorous and timely and maintains confidentiality of the content.
 - k. Take reasonable care for their personal health and safety and the health and safety of others. They must comply with all reasonable University instructions, policies and procedures including the *Workplace Health and Safety Policy*.

1. Report suspected breaches of the Code or this policy in accordance with the University *Research Integrity Policy: Breaches, Concerns and Complaints*.

8. Research Integrity Breaches, Concerns and Complaints

1. Researchers must comply with the Code and this Code of Practice. A failure to meet the principles and responsibilities detailed in these documents is regarded as a breach of the Code.
2. A breach of the Code occurs on a spectrum ranging from minor breaches to serious breaches.
3. Serious breaches are those carried out with intent or recklessness or negligence or are particularly egregious and may be referred to as “research misconduct”.
4. All members of the University have a responsibility to report any concerns or potential breaches of the Code in accordance with the University *Research Integrity Policy: Breaches, Concerns and Complaints*.
5. The *Research Integrity Procedure: Breaches, Concerns and Complaints* outlines the model used at the University to investigate and manage potential breaches and identify any corrective actions to ensure the integrity of the research is maintained.

9. Version Control and Change History

Version Control	Date Effective	Approved By	Amendment
1	12 October 2007	University Council	Major modifications to Code of Practice – Research in response to changes to the guidelines provided by the Australian Vice Chancellors’ Committee (AVCC) and the National Health and Medical Research Council (NHMRC), and compliance with Policy Template.
2	6 May 2009	Vice Principal (Administration)	Migrated to UOW Policy Template as per Policy Directory Refresh
3	8 October 2009	Deputy Vice-Chancellor (Research)	Review of policy with minor amendments including replacement of references to the PVC (Research) with reference to the Dean of Research
4	1 December 2010	Deputy Vice-Chancellor (Research)	Review of policy with minor amendments including reference to and definition of ‘Original Data’ and retention of original data.
5	23 March 2011	Snr Mgr, Policy & Governance	Links amended, reference to AVCC updated to Universities Australia (UA) and Academic Integrity & Plagiarism Policy.
6	3 February 2012	Vice-Principal (Administration)	Minor amendment to update references to Public Interest Disclosure legislation
7	30 Nov 2012	Vice-Principal (Administration)	Updated to reflect change from OHS to WHS.
8	Autumn Session 2015	University Council	Updated to reflect renaming of the Student Research Centre (SRC) to the Graduate Research School (GRS).

9	4 December 2015	University Council	Updated to reflect Academic Integrity Policy name change (formerly Academic Integrity & Plagiarism Policy).
10	18 August 2017	University Council	Updated to reflect more aptly the requirements of the NHMRC Australian Code for the Responsible Conduct of Research and the Draft Code provisions that expand the principles and roles and responsibilities of Institutions and Researchers.
11	January 2019	Vice-Chancellor	Updated to reflect the <i>Guide to Managing and Investigating Potential Breaches of the Australian Code for the Responsible Conduct of Research (2018)</i> .
12	15 December 2021	Vice-Chancellor	Update to include reference to the Australia's Foreign Relations (State and Territory Arrangements) Act 2020 and the Foreign Influence Transparency Scheme Act 2018.