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Engaging scientists : organising valorisation in the Netherlands

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5 Evaluation of research in context: an approach and two cases³¹

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Abstract

Science is increasingly heterogeneous, posing new questions for research evaluation. How can we evaluate the scientific and societal quality of research, taking into account differences between research fields and between research groups? In this paper we present the findings of two case studies in fields where societal and scholarly output of research are highly intertwined (architecture and law). We analyze the nature of the two fields in terms of research areas and specific aspects of knowledge dynamics. This results in an approach and indicators for contextual research evaluation.

5.1 Introduction

For a long time, societal and economic relevance of scientific research was taken for granted. In recent decades, however, changes in the societal role and position of science have ensured a more direct demand for relevant knowledge, which has been theorized in concepts such as mode-2 knowledge production, or the triple helix (Gibbons et al, 1994; Etzkowitz & Leydesdorff 1998; Hessels & Van Lente 2009). The audit society (Power 1997) and new public management (Lane 2000; Schubert 2009) do not take societal relevance of research for granted; it has to be shown in grant applications and in evaluation of research programs and institutes. However, measuring the scientific and societal impact of research requires appropriate concepts and indicators.

First, with respect to the scientific impact, the role of publications and citations in high-impact journals has become dominant, especially in the natural and life sciences. This resulted in an abundance of citation-based indicators (Moed 2005; Bornmann et al. 2009; Durieux & Gevenois 2010), which are heavily debated even in these fields (Ophof & Leydesdorff 2010; Van Raan et al. 2010; Bornmann & Mutz 2011; Leydesdorff & Bornmann in press; Waltman et al. 2011). Second, research evaluation has a methodological bias towards the natural sciences (Nature,

31 This chapter has been published as De Jong, S.P.L., Van Arensbergen, P., Daemen, F., Van der Meulen, B. and Van den Besselaar, P. 2011. Evaluation of research in context: an approach and two cases. *Research Evaluation* 20(1): 61-72

2010), but the same methods are increasingly applied to technical sciences, social sciences, humanities and creative arts (Donovan, 2007; Martin et al, 2010). However, research output here is much more varied than scientific journal articles only, and also consists of books, proceedings, computer programs, designs and prototypes, etc. In these fields, the usefulness of citation-based indicators is even more questioned (Butler 2007; Franceschet 2010; KNAW 2005; Nederhof 2006; Nederhof et al. 2010; Van Leeuwen 2006; TU Delft 2009).

Third, the emphasis on societal impact adds a new dimension to research evaluation (Goransson et al. 2009; Gregersej et al. 2009; Krucken et al. 2009; Pålsson et al. 2009; Ca 2009), which is still poorly addressed in evaluation practice (Nightingale & Scott 2007). Several indicators for societal relevance have been proposed recently (Danish Council 2006; Donovan 2008; Grant et al. 2009), generally focusing on economic impact (Health Economics Research Group et al. 2008) or health impact (Bensing et al. 2004).

Fourth, evaluating societal quality suffers from methodological problems, as it is difficult to attribute impact to specific inputs: The relation between knowledge and impact is complex and innovations are based on a variety of (knowledge) sources. Furthermore, it may take years before knowledge is applied and has impact. The mechanisms generating societal impact have hardly been studied (De Jong et al forthcoming), therefore we do not understand how societal relevance and impact are generated and should be measured.

Nevertheless, some progress is visible. Based on the laboratory activity profiles approach (Callon et al. 1992; Larédo & Mustar 2000), positioning indicators were proposed to relate performance of research groups³² to their mission (Lepori 2006; Lepori et al. 2008; Merckx & Van den Besselaar 2008). Research groups have an (explicit or implicit) mission, specifying what kind of research and research outcomes are aimed at, and for which audiences. This can be narrow, for example, frontier research with top publications for peers and PhDs in the field as the only two output categories. It can also be broad when a research group also aims at contributing to innovation, professional work, policy development and public debate. Output will be much more varied and may include publications for professionals, policy reports, patents, and newspaper articles. In other words, research groups can have different (combinations of) audiences: the scholarly community, professionals, policy, companies, and the general public. For these audiences different types of research output are produced and should be taken into account in research evaluation. The evaluation of the quality of this heterogeneous output should be done against criteria defined by the respective audiences. In the scholarly domain, peers define quality and relevance of research output, and citations may be one indicator. In a similar way, the various societal audiences should assess quality and we need indicators for this too.

Consequently, evaluating research in context focuses on the interactions, that is communication and collaboration, between researchers and their scholarly and societal audiences (Spaapen et al. 2007; ERiC 2010)³³. Research quality refers to all dimensions of this interaction and not only

32 Where we use 'research group', one may also read 'institute' or 'program'.

33 We focus on evaluation for organizational learning and not for (anyhow not useful for) ranking exercises.

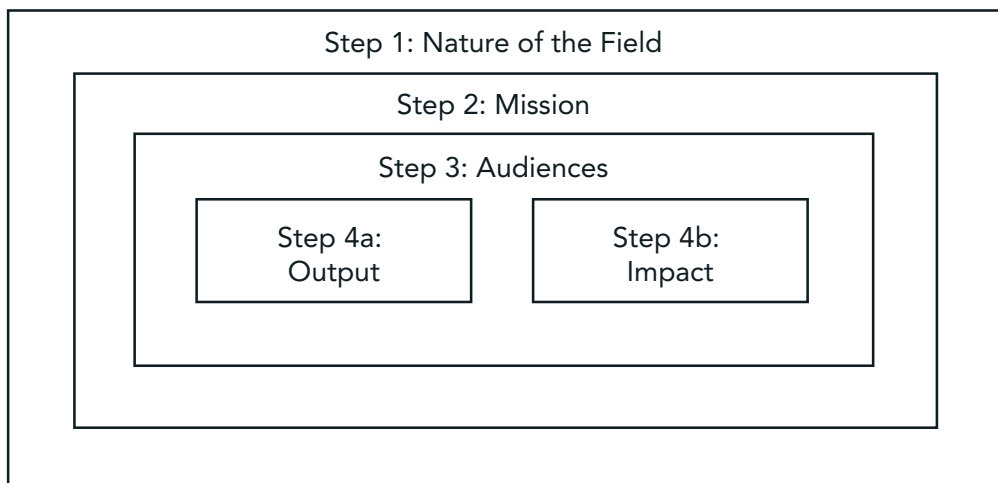
to ‘impact’ which may not yet be visible. Productive interactions also take place in agenda-setting, in collaborative research, in communication and disseminating of research outcomes, and in the use of knowledge. Productive interactions between researchers and the various audiences can be seen as ‘proxy’ for (future) impact³⁴.

In this paper we test an approach for evaluating research in context, using the framework of productive interactions. In two case studies, we analyse agenda-setting, research collaboration, knowledge dissemination, and knowledge use (impact) which are field-specific and group-specific. This leads to the identification of the intended audiences and types of output, and to a set of indicators for scholarly and societal output and quality. The four steps are visualized in Figure 5.1.

Research evaluations should not be based on indicators that a priori cover the entire science system, as this has become too heterogeneous to be served by a ‘one size fits all’ approach. In this paper we will show how a contextualized approach can be translated into indicators. More specifically, we will answer the following questions:

- What are the main characteristics of the research field under evaluation?
- What is the local context in which academic research groups are embedded, and how does this influence knowledge dynamics?
- What are the intended audiences and related types of output?
- What indicators for scholarly and societal output and impact can be derived from this?
- Finally, are the resulting evaluation approach and indicators useful?

Figure 5.1 Approach to evaluation of research in context



³⁴ Increasingly framed in terms of the role of user engagement in research collaboration and agenda setting (Donovan and Butler, 2007).

5.2 Data and methods

Two fields (architecture within engineering and law within the social sciences) were selected as they combine several of the problems discussed above:

1. Large heterogeneity;
2. Long-lasting and unsettled difficulties in determining indicators for scholarly output and quality (Van der Voordt 1999; De Jong & Van der Voordt 2000; Herweijer 2003; Stolker 2003; VSNU 2005, 2007; Buruma 2007; Franken 2008; QANU 2002, 2007);
3. Poor coverage in the Web of Science;
4. Strong orientation on societal relevance; and
5. A large overlap in scholarly output and societal output.

Moreover, both fields were to be evaluated soon, and our studies could be instrumental in the preparation of these evaluations. We aimed to include all subfields, as this would enable us to develop an approach that could be applied across the field. Based on these criteria, we selected one faculty of architecture (out of two) and seven faculties of law (out of nine). As the selected faculty of architecture is by far the largest, we have for both fields the majority of research included in this study.

Data were obtained from annual reports, websites, research proposals, self-assessment reports, evaluation reports, and studies reflecting on the specific knowledge dynamics in these fields. Data sources per case are summarized in Table 5.1.

Table 5.1 Data

	Architecture (1 faculty out of 2)	Law (7 faculties out of 9)
Annual Reports	√	√
External Evaluations	√	√
Self-evaluations	√	√
Research programme proposals	√	√
Websites of faculty and research groups	√	√
Interviews with tenured staff	15	23
Interviews with stakeholders	14	20
Workshops with researchers and stakeholders	2	2

Based on the findings of the document analysis, we conducted a first round of expert interviews with researchers and stakeholders to gain more insight into the nature and knowledge dynamics of the two fields. After the interviews, workshops with prominent researchers, faculty management and stakeholders were organized for both fields to present and test our findings about the nature of the field and the various types of audiences. In the workshops we started

the discussion about output and quality indicators, related to the typology of audiences. The results were summarized and reported back to the participants for validation. In a second round of expert interviews with research leaders the indicators were refined, and then tested again through feedback and comments from the specialists.

Finally, stakeholders of the research groups were interviewed to gain more in-depth knowledge about the use and impact of different types of research output, the collaboration between researchers, and to gather input for a further test of the indicators. Throughout the process, we regularly had informal meetings with research directors of the faculties to receive feedback.

5.3 The architecture case

5.3.1 Research field context

The first element of the research context is the heterogeneity of the field. The faculty of architecture distinguishes four main subject areas, related to different disciplines: the design of buildings related to art; social study of urban and regional processes and structures; building technologies; economics and management of building processes and the existing stock of real estate. These areas are rather heterogeneous themselves, as they deploy different research approaches. First, evaluation research, the empirical study of how buildings, cities and regions function. Second, research about the historical development of design ideas and practices. Third, conceptual (exploratory and experimental) research aiming at innovative and revolutionary concepts, manifestos, visions and materials for the architecture, urban planning and building. Finally design research for professional practice, collecting knowledge needed to find optimal solutions for a specific building assignment (Table 5.2).

Table 5.2 Research in architecture: two typologies

Typology 1: Research area based			
Architecture research	Urbanism	Building technology	Real estate and housing
Related to art studies concerning its research approach. It studies buildings and the built environment as well as the theory of architectural design. The creative component is most prominent in this type of research	Related to sociological research. It studies existing or determined objects, like spatial development patterns, urban areas, cities or building blocks, and the study of undetermined objects that regard future possibilities	Related to the natural and technical sciences. This research theme focuses on the technical details of buildings	Related to management studies. The theme focuses on the management aspects of the building process. This includes research into the 'product side' of real estate: the development and management of real estate. In addition, this theme pays attention to the process of initiation, preparation, development, design and construction of real estate, the so-called 'process side'

Typology 2: Research approach based			
Evaluative research	Historical research	Conceptual research	Practical design research
The empirical study of existing objects and processes. It analyses societal effects and consequences which become manifest once architectural objects or processes have been realized	The interpretation, understanding and explanation of the historical development of designs and designing, while paying attention to site characteristics	Exploratory and experimental research, aiming at innovative, revolutionary concepts, manifestos and visions on the built environment	Research done for educational purposes and for professional practices. It refers to the research architects need to do to find optimum solutions for a certain building assignment

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Second, much stronger than other technical sciences, artistic, cultural and normative perspectives play an important role in architecture, especially within conceptual research. These specific characteristics of architecture and building research are covered under the label 'research by design': research during and by designing, covering the four approaches distinguished above. It is often discussed whether 'research by design' meets a level of scientific rigor comparable to the natural sciences. In architecture, however, the concept of scientific rigor itself has to be balanced with specific contextual demands of a normative nature, such as reflection and creativity in the design process, and the normative appreciation of problems in the built environment. Consequently, a tension exists between traditional criteria used by funding agencies and in research evaluation, which seem not to grasp the necessary normativity of architecture research.

Third, architecture research has a strong relation with practice, since practices and practitioners are not only an important audience, but also the object of study. The object of research is man-made and in many instances even research-made. For example, the study of problems within an urban environment may result in theories influencing architectural and urban planning practices — which in turn can be studied. The object of research, and the way it is approached, change as a result of knowledge development. We can recognize the intertwining of research and practice in all the four types of research: studies derive objects and processes from practice and aim at contributing to improving practice.

Intertwining with practice is also reflected by a large number of full professors who are very actively involved in architectural practice. Top architects are offered part-time positions as professors. By doing so, knowledge flows from practice to science and vice versa through a single person. The faculty currently employs 26 part-time professors³⁵ who also hold positions at well-known national and international architectural offices (Van der Hoeven. 2010). The heterogeneous, normative and practice orientated nature of architectural research points at a variety of audiences of architectural research. Briefly, four types of audiences can be distinguished in this case: peers, professionals (architects, urban planners), companies (e.g. contractors and housing corporations) and government agencies (Table 5.3).

35 At the full-professor level.

Table 5.3 Stakeholders in architecture research

Evaluative Research	Historical Research	Conceptual Research	Practical Research
Peers (researchers) Professionals: - Architects - Urban Designers Companies - Spatial Planners - Contractors - Real estate developers Governments - Municipalities - Provinces - National Government	Peers (researchers) Professionals: - Architects - Urban Designers Companies - Spatial Planners - Contractors - Real estate developers Governments - Municipalities - Provinces - National Government	Peers (researchers)	Client who commissioned the work

5.3.2 Aspects of knowledge dynamics

What do these characteristics mean for the four dimensions of knowledge dynamics: agenda-setting, research collaboration, knowledge dissemination, and impact?

Agenda-setting

A tension exists between orientation on practice and academic freedom. Researchers emphasize that societal stakeholders (such as companies or government) may have specific interests, and therefore should not determine research agendas. Furthermore, problems from practice cannot always be translated into scholarly research and therefore should not always automatically be incorporated in research agendas. In other words, research and practice should interact but this does not imply that researchers are kept on a short leash by stakeholders.

Nevertheless, researchers do interact with stakeholders when establishing research agendas. So, given this tension, how is the research agenda determined? On the one hand, important issues and questions arising in practice (the object of research) influence the research agenda. Some researchers are inspired by societal concerns and take into account governmental policy and societal trends (such as sustainability) when formulating a research program. Others more directly involve their stakeholders when formulating the research agenda. This is often done through recruiting part-time professors who remain (or were in the past) actively involved in architectural and building practice. In other cases it is done through workshops, symposia or annual meetings with stakeholders to discuss the research agenda and keep in touch with what is considered topical and important by practice. It should be emphasized that researchers also seek to influence stakeholders' policy agenda. Many interviewees explicitly mentioned their role in shaping agendas of societal actors. The research groups consider it to be an important societal responsibility to make societal questions explicit, bring actors from society together to formulate agendas, and critically reflect on agendas of societal actors.

Research collaboration

We have identified three types of collaboration with stakeholders in architecture research. They differ in their degree of involvement and consequently in the degree to which knowledge is exchanged. In commissioned research, a research group aims at solving a problem posed by for instance a government agency or a housing corporation. The research question generally is jointly elaborated but during the research process, collaboration is limited. In the majority of cases, it is an exchange of knowledge for money. A second form of collaboration is the long-term funding of targeted research. A societal actor may acknowledge the long-term importance of a research theme and support it financially. Although the actor is interested in the content of the program, it is not involved in the research itself. Influence is exerted from a distance. The third most extensive form of collaboration is joint research. This type of collaboration is characterized by a two-way stream of knowledge between researchers and societal partners. The most common form is attracting professors from practice. Another form is a long-term partnership between a research group and a societal organization or company.

Knowledge dissemination

Dissemination of architecture research uses a large variety of output types for different audiences (see Table 5.4 for a summary). Our study indicates that texts are the main form of output. Publications in peer-reviewed journals as well as in professional magazines are considered important, as are policy reports and books. Most research groups prefer professional journals or books, because these types of output are more suited to reach their societal and scholarly audiences. This is confirmed by an analysis of architectural publications in WoS-indexed journals. Nine well-known departments³⁶ of architecture together have had 462 publications (78% articles) between 1987 and 2009, which is only six papers per year — although there has been a rise in recent years. Clearly, this kind of research output is only marginally important in the field of architecture. Our study also showed the role of non-textual output, such as software tools, drawings, computer animations, scale models, and prototypes of buildings as well as constructions. Visualizations in turn can be discussed in exhibitions, lectures, debates, colloquia, seminars and conferences. Some of these events do result in publications such as exhibition catalogues or conference proceedings. Last but not least is the dissemination of research results by people. As mentioned before, part-time professors serve as an important link between practice and science. They not only suggest relevant research subjects, but also communicate research results to practice. Furthermore, researchers' advisory and consultancy activities serve to disseminate knowledge to governments, companies, nongovernmental organizations and to society at large. As a consequence of the strong orientation on practice, communication with local stakeholders highly matters to research groups. Researchers therefore prefer national (Dutch language) professional journals to communicate with stakeholders, as stakeholders are not expected to read international scientific journals. Additionally, researchers feel that papers about local problems can hardly be published in international journals.

36 MIT, ETH Zurich, University of Cambridge; Technical University Delft; Technical University Eindhoven; University of Sheffield; University of Reading; Ghent University.

Table 5.4 Classes of output by types of architecture research

Evaluative Research	Historical Research	Conceptual Research	Practical Research
ISI Publications Professional publications Policy Reports Tools	Books Exhibitions (and catalogues)	Conference proceedings Exhibitions (and catalogues) Designs - Drawings - Computer Animations - Scale Models Prototypes - Buildings - Constructions	Exhibitions (& catalogues) Designs - Drawings - Computer Animations - Scale Models Prototypes - Buildings - Constructions

Impact

Based on the dominant role of societal audiences, one would expect to easily find examples of research output with impact in society. Interviewed researchers, however, could hardly give an overview of the impact of their research. And the direct (first order) stakeholders do not always provide feedback about the use of research results. In other cases, impact is generated through indirect (second- or third order) stakeholders, which makes keeping track of impact even more difficult. Nevertheless, stakeholders proved capable of informing us about the different forms of impact of architectural research. For instance, a housing corporation introduced a new management model that came out of a research project, changing its everyday managerial practice. Results of another research project were referred to in a letter to parliament by the Minister of Housing. A third example of impact is the use of new building typologies by a Dutch municipality for city expansion, which changed the way urban areas and buildings are designed and constructed.

5.3.3 Quality indicators

In Table 5.4, we listed types of research output that can be measured. What indicators for the quality of the output might be useful? As argued in the introduction to the paper, the audiences (stakeholders) play a crucial role in defining quality. In the interviews and workshops we therefore tried to find out what the various intended audiences of the research output consider as quality. And, quality indicators should not be restricted to impact, but should cover all phases of the knowledge production process. Table 5.5 summarizes the quality indicators that we found in this case. Some of them can be easily quantified, for others this is much more difficult and less appropriate. However, as we focus on positioning indicators that compare quantity and quality of the research with the mission of the evaluated research group, this is not a problem. The aim of our approach is research evaluation in context, and not a ranking of research groups or programs. As Section 5.3 will demonstrate, similar quality indicators could be formulated for the law case.

Table 5.5 Indicators for evaluating societal quality of architecture research

Agenda Setting	Collaboration	Dissemination	Impact
<ol style="list-style-type: none"> 1. Societal issues are explicitly addressed in research 2. Occasional/structural interaction with stakeholders to establish relevance 3. Relevant experience of researchers as practitioner in societal domain 4. Positive evaluations or external funding related to societal/commercial issues 	<ol style="list-style-type: none"> 1. Commissioned research by societal actors 2. Earmarked/structural funding related to societal theme 3. Actual collaboration in research, testing and evaluation with stakeholders 	<ol style="list-style-type: none"> 1. Scholarly and professional publications, including in local language 2. Technologies, artefacts, standards, designs, exhibitions 3. Advisory/consultancy roles 4. Popularization, contribution to societal debate 5. Education, training of professionals, graduates 	<ol style="list-style-type: none"> 1. Convincing examples of use of outcomes of research 2. Satisfaction/recognition of alumni and stakeholders 3. Substantial returns or economic value of outputs of research 4. Visibility in the public debate/media rankings

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5.4 The law case

5.4.1 Research field context

As in architecture, law is a heterogeneous research field, which results in a variety of field classifications. Textbooks distinguish four areas of law: private law, constitutional law, administrative law and criminal law (Janssen et al. 1999; Cliteur 2000). A closer look at the research programs of law faculties, however, shows that law research does not neatly fit into this classification. The organization of departments and research groups follows different logics. Moreover, the four areas of law do not cover the so-called ‘metajuridical’ studies in which law is being studied from the perspective of other fields, like sociology or philosophy. For classifying research programs, it is more useful to distinguish between private law; constitutional and administrative law; criminal law and criminology; international and European law; and meta-juridical studies.

Independently from this, two major types of research should be distinguished: doctrinal research and empirical research. Doctrinal (humanities oriented) research consists of descriptions and analyses of legal sources, and aims at uncovering the internal structure of law, such as the underlying (philosophical) assumptions, its internal coherence and the lack of it, and the way it is interpreted in jurisdiction. Empirical research, on the other hand, focuses on the way law and legal institutions function in society. This type of (social science) research is based on systematic empirical observations (Table 5.6).

Table 5.6 Research in law: two typologies

Typology 1. Research area-based				
Private law	Constitutional and administrative law	Criminal law and criminology	International and European law	Meta-juridical studies
Studies legal relations between individuals (e.g. contract law, property law, family law, commercial law, and inheritance law)	Studies relationships between the state and individuals, and between different branches of the state Studies agencies' roles and power	Studies criminal behaviour, its causes, prevention and sanctioning from a legal perspective (criminal law) and from a psychological or sociological perspective (criminology)	Studies the European and international aspects of law, including the legal relations between countries Also comparative study of national legal systems	Studies the legal system from a sociological, economic, and philosophical perspective
Doctrinal research		Empirical research		
Descriptions and analyses of legal sources (e.g. legislation, jurisprudence) from the perspective of the legal system. The aim is to structure law, indicate inconsistencies, and to add, adjust and improve where needed.		Empirical studies of the functioning of the legal system. The focus is on societal dynamics, functioning and effects of law and legal institutions.		

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Second, doctrinal law research has a strong normative character. The researcher's opinions often resonate in the research, which aims at normative judgments. In jurisprudence the primary question is: 'Should it be like this?' instead of: 'Is it really like this?' (Stolker 2003; Kwakman 2005). Consequently, many scholars tend to be more concerned with 'ought' than with 'is', more with improving law than with explanation. Improvement is pursued mainly by ordering, comparing and interpreting current law and legislation.

Third, the object of legal research is law and the legal system. The object is 'man-made' and subject to change caused by human action: 'Law is what people agreed on to be law.' It is not a static or secluded research object; law is studied and practiced simultaneously. This reflects a main characteristic of law research, which some people consider as strength, others as pitfall: the strong intertwining with legal practice (e.g. Stolker 2003). The legal system and its legal norms and rules constitute the primary research object. These are ordered, described, compared, interpreted and commented upon, in order to ensure better jurisdiction. According to many researchers, the most important task of academic law research is to inform (and improve) practice. This strong orientation towards practice is reflected in the large number of professional publications compared to scientific publications. The first mainly aim at explaining and clarifying for legal practice, while the latter particularly focus on communicating new insights. However, a lot of professionals also use scientific publications.

Another indication of the strong intertwining of research and practice is that a large share of the researchers in law schools, particularly professors, occupies positions in the legal practice, next to their position at the university, which is considered necessary within the field of law research.

In order to conduct relevant good-quality research, researchers need to maintain feeling with practice. For example, besides being a professor they hold a position as a lawyer, deputy judge or legal counsellor. This is similar to architecture research, but in sharp contrast to many other fields, where this is regarded as undesirable. Because of this strong interdependence, it is often difficult and even considered irrelevant to distinguish between scientific and professional research output and stakeholders. It is hard to disentangle the different domains and evaluate the scholarly part of research output independently from its societal quality.

Fourth, and also similar to architecture, legal research has a rather strong national orientation — a worldwide phenomenon. For legal scholars in the Netherlands, Dutch jurisprudence and legislation constitute the key context in which they conduct research. International and comparative law research constitutes only a small part of the discipline. The Dutch legal professionals make up the main audience, resulting in Dutch as the main language of publication. Although the importance of publishing in English is generally acknowledged, it is claimed that an important part of Dutch legal research can simply not be published in English, as the Dutch language has its own specific legal concepts which would lose their meaning when translated (VSNU 2007). Furthermore, international publications would require much more contextual information (about the Dutch legal system) to make a publication understandable.

Finally, despite the typical Dutch inclination towards programming of research, the study of law is, and has traditionally been, a field in which mainly individual and small-scale research is conducted. As no expensive instruments or laboratories are required for this type of research, researchers are not forced to cooperate — mutual dependency is low (Whitley 2000). In contrast to architecture, law research is highly disciplinary, reinforcing its individualistic character. Although multidisciplinary research is increasingly considered to be valuable, it only evolves slowly. Legal scholars mainly stay within their own (sub)field and therein they all have their own specialism.

This analysis leads to a distinction between the domains or audiences in which law research is relevant (Table 5.7). Within the field, three domains are distinguished: the (inter)national scientific domain (peers); the domain of the public and private legal practice (professionals); and the political and societal domain (policy-makers and the general public).

Table 5.7 Stakeholders in law research

(Inter)national Science	(Public & Private) Legal professionals	Politics & Society
Peers (also scientists from non-legal disciplines) Students	Investigation services (e.g. police) Advocacy Public prosecutor Jurisdiction Council of State (Part of) public administration Notaries Insurers Mediators	Government Ministries Policy-makers Governmental advisory bodies (e.g. Council of State) European Committee N-government organizations Non-governmental advisory bodies

5.4.2 Aspects of knowledge dynamics law research

Agenda-setting

Academic researchers determine the research agenda. However, because many researchers are also involved in legal practice, the relation between research and practice is strong. Researchers are perfectly aware of what is taking place in practice, where the knowledge gaps are, and which important issues need to be investigated. Research questions often involve problems professionals encounter in their daily work, for instance when they are asked to provide legal advice in new or uncommon situations, where existing legal rules cannot directly be applied. Current societal problems also play an important role in research programs. Mission statements of the different law research programs describe the importance of studying societal problems and they reflect the high value ascribed to societal relevance. Furthermore, to some extent research questions are influenced by external parties (from the political and business world) through commissioned research. According to our interviewees, external parties' impact on the research agenda remains small, as researchers generally have the freedom to elaborate research questions to make them better relate to existing research programs.

Research collaboration

Although the actual conducting of research lies primarily in the hands of researchers, important stakeholders are involved in law research. For example, stakeholders may provide input for setting up the research project, and for the formulation of research questions, for example whenever the Ministry of Justice requires an analysis of legislation. The most important form of research practice collaboration is researchers often conducting research 'in the field'. Many researchers not only study law; they work with it at the same time. As in architecture, this means individuals carry knowledge flows from research to practice and vice versa. A second form of collaboration is at the institutional level: research centres based on partnerships between universities and private parties such as law firms, notary offices, pension funds, legal departments of large enterprises and financial institutions. These private partners enable scholars to conduct research in the companies' practices. These companies also offer internships to students, which enables them to observe legal knowledge in practice. In return private partners have the opportunity to 'scout' future juridical talent and access relevant and useful scientific knowledge. To elaborate on this last point, there seems to be a need for more scientific of legal practice. For example, jurisdiction established several chairs at Dutch universities in order to fulfil the need for scientific deepening of jurisdiction.

Knowledge dissemination

Legal research focuses on different audiences such as peers, professionals, politicians and the public (Table 5.7). Researchers do interact with these audiences in terms of a varied research output (Table 5.8). The large variety of types, audiences and functions of publications requires a subdivision. The most important part consists of scientific and professional publications. We take them together as it is often difficult to differentiate between these two types. The majority of the (Dutch language) law journals are being read by both the scientific and professional community. Other categories of publications are monographs (highly valued within law research), dissertations (mainly in the form of a monograph, rarely as a compilation of articles), conference proceedings, preliminary advices, inaugural lectures, (advisory and policy) reports and popular-

izing articles. The boundary between scholarly and professional publications is fuzzy and disputed. For example, the annotation is a concise commentary on a judicial verdict and is directed to both legal professionals and researchers. Although they are regarded as very valuable output by legal practitioners, annotations are not always considered scholarly output. Another form of textual output are tools, manuals and codes of conduct, which can be utilized in legal practice and elsewhere in society. Examples of these types of output are guidelines for the impartiality of judges and the code of conduct for the treatment of injury claims. Many of these tools are published on the internet, making them accessible to a wide audience. Furthermore, contributions to national and international conferences, symposia, lectures and expert meetings are also considered to be important types of research output. The audiences may vary: scholars, policy-makers and members of parliament, professional lawyers, or the general public. Another important way to disseminate research results is via the mobility of people. Part-time researchers can directly disseminate and implement academic knowledge into practice. Therefore, sidelines in legal practice are considered research output as well. Dissemination can also be realized via membership of (inter)national scientific committees, networks and editorial staff of journals and membership of political and societal advisory and policy committees. The latter affiliation enables academic knowledge to flow directly into professional practice and society. Finally, post-academic education is an important way of disseminating academic knowledge via people. Researchers provide postgraduate education for jurists in favor of their legal practice. By organizing interactive seminars, researchers are both disseminating academic knowledge and being informed by practice.

Table 5.8 Classes of output categories in law research by audience

(Inter)national Science	(Public & Private) Legal professionals	Politics & Society
Scientific & professional publications Membership of scientific committees, networks & editorial staff Contribution to conferences & symposia	Scientific & professional publications, reports, manuals External function in legal practice, advisory body Membership of editorial staff Contribution to conferences & symposia Post academic education	Professional & popularizing publications Membership of political & societal committees Contribution to conferences & symposia

Impact

The variety of research output described above can be considered as the instruments used by researchers and research groups to translate their mission into scholarly and societal impact. As in architecture, legal researchers too found it difficult to indicate the impact of their research and link signs of impact to specific research projects despite the fact that legal research and practice are strongly intertwined, and impact may be realized rather directly. Nevertheless, researchers are sometimes aware of the practical use and influence of their research. Research regularly leads to parliamentary questions, and to changes in rules and legislation. For instance the Council of State biweekly discusses the latest journal papers and annotations, and determines whether this coincides with the current jurisprudence or whether adjustments have to be made. However, use is also often unnoticed, as legal pleas and judgments lack references.

Nonetheless, many researchers are actively involved in legal practice and in advisory committees, where they can implement knowledge and directly observe impact.

5.4.3 Quality indicators

In a similar way as for architecture, output indicators were developed. Based on the interviews and workshops with researchers and societal stakeholders, we determined what different audiences consider to be 'quality'. These quality criteria relate to the several phases of the knowledge production process, and not only to impact. It is relevant to emphasize that the bibliometric databases do not play a role in law, for instance because the WoS is heavily biased towards US law journals and US research, and therefore cannot be used in research evaluations of law research elsewhere (Moed 2005). The indicators are listed in Table 5.9. Again, some indicators can be easily quantified, while other indicators are qualitative.

Table 5.9 Indicators for evaluating societal quality of law research

Agenda Setting	Collaboration	Dissemination	Impact
<ol style="list-style-type: none"> 1. Societal concerns and issues explicitly addressed in research 2. Occasional/structural interaction with stakeholders to establish relevance, 3. Relevant recent experience of researchers as a practitioner in societal domain 	<ol style="list-style-type: none"> 1. Commissioned research by societal actors 2. Partnerships between universities and external parties/stakeholders 3. Academic researchers enabled to conduct research 'in the field' by working in practice concurrently 	<ol style="list-style-type: none"> 1. Scholarly and professional publications, including local language 2. Books, monographs, preadvices, annotations 3. Guidelines, tools, manuals, codes of conduct 4. Contributions to national conferences/symposia/ expert meetings 5. Advisory and consultancy roles 6. Training of professionals 	<ol style="list-style-type: none"> 1. Convincing examples of use of outcomes of research 2. 2nd Editions of books 3. Pre-advices 4. Commissioned research 5. Visibility in the public debate / public media

5.5 Evaluation research in context: conclusion and discussion

In this paper we introduced an approach for evaluating research groups in their disciplinary and local context. Frame of reference is the mission of the research group, as this defines what the group is expected to accomplish. First, the different scholarly and societal audiences (or stakeholders) of a research group are identified.

Second, in interaction with researchers and their audiences, the specific types of output for these audiences, and the interactions between researchers and audiences are identified.

Third, indicators for research output, quality, and impact were developed.

Fourth, in contrast to what is done usually, we do not restrict quality to visible impact. A more general quality concept was introduced that takes into account the quality of communication and collaboration between researchers and their audiences: productive interactions that may result in impact at some future moment.

Finally, stakeholders are needed to assess societal impacts, comparable to scientific peers who are able to evaluate scientific impact. Carefully selected local stakeholders can be valuable in determining societal impact. Stakeholders were able to indicate in what way research is relevant for them, how they productively communicate with researchers, and how they use the results in their daily work — even if this cannot always be measured through formal and explicit references to research output.

In order to develop the approach, we started with two practice-oriented research fields, architecture and law, as these have very heterogeneous audiences and research output. Our two case studies showed the practical usability. Although the information required was not always easily available, the cases illustrate that it can be collected³⁷. And this does not lead to huge amounts of paperwork and excessive workload, as is sometimes suggested (Grant et al 2009). The main result, however, was in the architecture case. There, the recent formal research evaluation report was based on the approach presented in this article (Avermaete et al 2010). The same holds for recent proposals for evaluating engineering research (KNAW 2010).

Interactions with non-academic stakeholders are an important way of circulating knowledge between science and society. The intensity of the collaboration informs us about the type and amount of knowledge that is circulated. On top of that, collaborations are an indication of societal quality. In both fields, collaboration with stakeholders can be considered a significant way to circulate knowledge between the different domains of science, professional practice, politics and society. Although stakeholders do not play a substantial role in research practice itself, they do enable researchers to conduct research 'in the field' and remain in close contact with practice.

In the two case studies, researchers are at the same time practitioners, and research is often individual and small-scale. These characteristics influence the nature of the researchers–stakeholder interactions, the dynamics of agenda-setting, collaboration, and use of knowledge. The concept of productive interactions needs to be studied more systematically. We are currently studying other fields, where research is large scale and more integrated. This leads to different types of interaction, often more indirect and 'networked'. Consequently, other quality and impact indicators will be required for these fields.

We end with two general issues. First, evaluation is often aiming at the ranking of research groups. In contrast, the proposed approach is meant for the evaluation of the performance of a research group against its own mission. As missions differ, the result of evaluations may not be easy to compare. Only where missions and research fields are sufficiently similar is comparison meaningful. However, given the large number of goals, audiences, and types of output, every reduction of performance to a single figure would be meaningless. Researchers themselves play a significant role in the dissemination of their output. Since many of them are practitioners at the same time, new knowledge can immediately be applied in practice. Additionally, researchers

37 Evaluation requires skills and guidelines alongside the evaluated researchers. To support learning, a guideline was developed to be used in the regular research evaluation (ERIC, 2010).

are often members of scientific, professional, societal, and policy advisory committees and they provide post-academic education. This also creates the possibility of implementing research results directly into the different domains.

Second, our study has shown a large variety of stakeholders, types of collaboration, and forms of dissemination within both architecture and law, illustrating the complexity and heterogeneity of the contemporary science system. Classifications of research into two 'modes' (Gibbons et al 1994), or into four 'quadrants' (Stokes 1997), seems too general for analysing the dynamics of the science system and particularly for research evaluation. The frequently discussed change of 'the relations between science and society' has resulted in a large variety of types and contexts of scholarly research, and appropriate evaluation approaches are needed that reflect this heterogeneity. This paper is an empirical contribution. Current (and future) work focuses on refinement of the approach and on testing it in other contexts and disciplines.

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