

*The Ministry of Education, Youth and Sports registered, pursuant to Section 36(2) of Act No. 111/1998 Sb., on Higher Education Institutions and on Amendments to Certain Acts (the Higher Education Act), as amended, under Ref. No. MSMT-29882/2025-2, the **Rules for Contributing Monetary and Non-Monetary Contributions to Legal Entities by the University of Pardubice** as at the date of signing of the registration.*

*Mgr. Vojtěch Tomášek  
Head of the Higher Education Division*

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**RULES FOR CONTRIBUTING  
MONETARY AND NON-MONETARY CONTRIBUTIONS TO LEGAL  
ENTITIES  
BY THE UNIVERSITY OF PARDUBICE  
OF 1 JANUARY 2026**

**Article 1**

**Introductory Provisions**

- (1) The Rules for Contributing Monetary and Non-Monetary Contributions to Legal Entities by the University of Pardubice (hereinafter the “Rules”) lay down the principles governing the consideration of proposals for the establishment of legal entities or for monetary and non-monetary contributions to such and other legal entities by the bodies of the University of Pardubice (hereinafter the “University”), in accordance with specific legal regulations and the internal regulations and internal norms of the University.
- (2) The Rules are issued pursuant to Section 20(3) of Act No. 111/1998 Sb., on Higher Education Institutions and on Amendments to Certain Acts (the Higher Education Act), as amended (hereinafter the “Higher Education Act”).
- (3) The Rules shall apply to faculties and other constituent parts of the University.
- (4) The University shall not undertake legal acts leading to the establishment of legal entities or to monetary or non-monetary contributions to such or other legal entities if the University’s financial management would be burdened by a loss arising from the operation of such legal entities or from the University’s participation in such legal entities.

**Article 2**

**Proposal for the Establishment of a Legal Entity or for Acquiring an Interest in a Legal Entity**

- (1) The University may become a partner or a member of a legal entity established and incorporated pursuant to a specific act, whose subject of activity is related to the educational, scholarly, research, development and innovation, artistic and other creative activities of the University. In particularly justified cases, this may also involve a legal entity whose subject of activity serves to ensure more effective use of the University’s human resources and assets.

- (2) Legal entities which the University may establish independently or participate in establishing as one of several founders, or which the University may join, shall include in particular:
  - a) a commercial company or a cooperative<sup>1</sup>;
  - b) a public benefit corporation;
  - c) an association.<sup>2</sup>
- (3) The University shall not be entitled to become a partner in a general partnership or a general partner in a limited partnership.
- (4) A proposal for the establishment of a legal entity shall be submitted to the Rector by Vice-Rectors, the Bursar, Deans, or may be initiated by the Rector.
- (5) A proposal for the establishment of a legal entity shall include in particular:
  - a) specification of the reason, purpose and objectives of establishing the legal entity;
  - b) a business plan, the subject of the main activity and a draft opening balance sheet;
  - c) a proposal for the staffing of the statutory body and other bodies ensuring the representation and promotion of the University's interests;
  - d) specification of the material and financial conditions of existence of the legal entity and their expected fulfilment;
  - e) definition of additional benefits for the University;
  - f) specification of the monetary and non-monetary contribution, including the method of financing;
  - g) a proposal for the modality by which the University will participate in the activities of the legal entity;
  - h) verification of integrity and potential conflicts of interest of partners or participants in the legal entity;
  - i) a draft memorandum of association or deed of incorporation, or a draft statutes, as applicable.
- (6) The Rector shall submit the proposal for the establishment of a legal entity to the Academic Senate of the University for its opinion pursuant to Section 9(2)(c) of the Higher Education Act (hereinafter the "Academic Senate").
- (7) The Rector shall submit the proposal together with the opinion of the Academic Senate to the Board of Trustees of the University, requesting the issuance of prior written consent to the legal acts pursuant to Section 15(1)(d) of the Higher Education Act.
- (8) A decision on the establishment of a legal entity and on a monetary or non-monetary contribution to such legal entity shall be taken by the Rector, following the prior opinion of the Academic Senate, the issuance of prior written consent by the Board of Trustees of the University, and notification of this fact to the Ministry of Education, Youth and Sports pursuant to Section 15(6) of the Higher Education Act by submitting the resolution of the Board of Trustees of the University.
- (9) The provisions of paragraphs 5 to 8 shall apply mutatis mutandis where the University intends to become a partner or a member of an existing legal entity; in such case, the proposal shall additionally include documentation relating to the ownership structure, assets and financial

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<sup>1</sup> Act No. 90/2012 Sb., on Commercial Companies and Cooperatives (the Business Corporations Act), as amended.

<sup>2</sup> Sections 214 et seq. of Act No. 89/2012 Sb., the Civil Code, as amended.

management of the legal entity and its statutes. Verification of the legal entity against sanctions lists shall also be provided.

### **Article 3**

#### **Contributions to Legal Entities**

- (1) A contribution shall mean the aggregate of monetary and non-monetary contributions which the University undertakes to contribute upon the establishment of a legal entity or, as the case may be, upon joining an existing legal entity.
- (2) A non-monetary contribution shall mean an aggregate of items that are assessable in monetary terms in the legal sense<sup>3</sup>, which the University undertakes to contribute to a legal entity for the purpose of establishing such legal entity. A non-monetary contribution must be valued by an expert.<sup>4</sup>
- (3) Contributions to legal entities shall be governed by specific legal regulations.
- (4) Monetary contributions shall not include financial resources received by the University as an institutional contribution pursuant to Section 18(3) of the Higher Education Act or as a subsidy pursuant to Section 18(5) of the Higher Education Act.
- (5) Non-monetary contributions to a commercial company or a cooperative shall not include immovable property which the University acquired into its ownership from state ownership. Such immovable property may neither be transferred nor encumbered (establishment of an easement, pledge, etc.) in connection with a non-monetary contribution.

### **Article 4**

#### **Persons Acting on Behalf of the University in the Bodies of Legal Entities**

- (1) In exercising the rights and obligations arising for the University from its participation in a legal entity, the Rector shall be the person authorised to act on behalf of the University. The Rector may authorise another person or persons to act on behalf of the University by means of a written authorisation specifying the scope of such authorisation (hereinafter the “Authorised Person”).
- (2) In selecting Authorised Persons, the Rector shall take into account their professional expertise with regard to the subject of the main activity of the legal entity to whose bodies they are proposed, as well as compliance with the conditions laid down in specific legal regulations.<sup>5</sup>
- (3) The University shall publish its participation and membership in legal entities annually in its Annual Report on Activities.
- (4) In the performance of their duties, an Authorised Person shall be obliged to protect the rights, legitimate interests and good reputation of the University.
- (5) If, in a legal entity in which the University holds a participation, a proposal is submitted for a transformation of the legal entity by way of merger, transfer of assets to a partner, division, or change of legal form, for an increase or decrease of registered capital, or for other decisions

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<sup>3</sup> Sections 489 et seq. of Act No. 89/2012 Sb., the Civil Code, as amended.

<sup>4</sup> Section 251 of Act No. 90/2012 Sb., on Commercial Companies and Cooperatives (the Business Corporations Act), as amended.

<sup>5</sup> Section 46 of Act No. 90/2012 Sb., on Commercial Companies and Cooperatives (the Business Corporations Act), as amended.

that would affect the position of the University, the persons acting on behalf of the University in the bodies of such legal entity shall be obliged to inform the Rector without delay.

- (6) At least once a year, the Rector shall submit to the Board of Trustees of the University a consolidated report on the activities and financial management of the legal entities in which the University holds a participation.

## **Article 5**

### **Final Provisions**

- (1) The Rules for Contributing Monetary and Non-Monetary Contributions to Legal Entities by the University of Pardubice registered by the Ministry of Education, Youth and Sports on 29 October 2014 under Ref. No. MSMT-39007/2014 are hereby repealed.
- (2) These Rules were approved pursuant to Section 9(1)(b), point 3, of the Higher Education Act by the Academic Senate of the University on 25 November 2025.
- (3) These Rules shall enter into force pursuant to Section 36(4) of the Higher Education Act on the date of registration by the Ministry of Education, Youth and Sports (*Date of Entry into Force*).
- (4) These Rules shall take effect on 1 January 2026 (*Effective Date*).

prof. Ing. Libor Čapek, Ph.D.  
Rector