

Pursuant to Section 36, Paragraphs 2 and 5 of Act No. 111/1998 Sb., On Higher Education Institutions and on Amendments to Other Acts (Act on Higher Education Institutions), the Ministry of Education, Youth and Sports registered on 1 July 2005 under No. 23410/2005-30 Disciplinary Code for Students of the University of Pardubice.

Amendments to the Disciplinary Code for Students of the University of Pardubice were registered by the Ministry of Education, Youth and Sports pursuant to Section 36, Paragraphs 2 and 5 of the Act on Higher Education Institutions on 6 March 2006 under Ref. No. 5792/2006-30.

I
FULL WORDING
OF THE DISCIPLINARY CODE FOR STUDENTS
OF THE UNIVERSITY OF PARDUBICE
OF MARCH 6, 2006

Article 1

Introductory provisions

(1) The Disciplinary Code for Students of the University of Pardubice ("Disciplinary Code") is issued in accordance with Act No. 111/1998 Sb., on Higher Education Institutions and on Amendments to Other Acts (Act on Higher Education Institutions), as amended, (the "Act").

(2) The Disciplinary Code applies to disciplinary proceedings concerning the hearing of disciplinary offenses of students who are not registered in any of the faculties of the University of Pardubice (the "University").

Article 2

Disciplinary Offense

(1) A disciplinary offense is the culpable conduct of a student by which he/she intentionally or negligently violated the obligations stipulated by legal regulations or internal regulations of the University or parts thereof.

(2) For a disciplinary offense, only the sanctions specified in Section 65, Paragraph 1 of the Act may be imposed on the student. Section 65 of the Act applies to determining the type of sanction and imposing it.

(3) Only one sanction can be imposed for one disciplinary offense. A disciplinary offense cannot be dealt with if a period of one year has elapsed since it was committed or a final sentence was passed in a criminal case. The period when one person is not a student is not included in the period of one year.

Article 3

Sessions of the Disciplinary Board

(1) Members of the Disciplinary Board of the university ("Disciplinary Board") are appointed by the Rector after approval by the Academic Senate of the University. The Rector appoints a chairperson from among the members of the Disciplinary Board. The term of office of the Disciplinary Board is two years.

(2) The Disciplinary Board shall have a minimum of six members. The Disciplinary Board shall always have an even number of members, half of whom shall be students.

(3) The Disciplinary Board is competent to act if an absolute majority of members are present, of which at least one is a student. The proceedings of the Disciplinary Board are chaired by the chairperson or a member authorized by him/her, who is an academic staff member. The sessions of the Disciplinary Board shall not be public.

(4) The Disciplinary Board initiates disciplinary offense proceedings at the proposal of the Rector. The written proposal shall be delivered in duplicate to the chairperson of the Disciplinary Board and shall contain the requisites stipulated by § 69 of the Act. One copy of the proposal shall be delivered by the Disciplinary Board to the student concerned by the disciplinary offense in question, together with an invitation to an oral hearing on the disciplinary offense before the Disciplinary Board.

(5) The disciplinary proceedings are initiated by acquainting the student with the proposal, which is considered to be done with the delivery of one copy of the proposal to the student. After or during the commencement of the disciplinary proceedings, the student has the right to inspect written materials, make

notes, propose witness hearings and present evidence.

(6) An oral hearing on the disciplinary offense is held in the presence of the complainant and the student. The Rector may entrust the hearing before the Disciplinary Board to an academic staff member of the part of the University where the student is enrolled in the study. In the absence of the student, an oral hearing may be held only if he/she does not appear without an apology, even though he/she has been duly invited.

(7) The chairman is obliged to prepare the documents for the meeting of the Disciplinary Board and to direct the proceedings so that it usually ends during one session. After the start of the proceedings of the Disciplinary Board, the complainant shall present a brief content of the motion. The student has the right to comment on the motion, the submitted evidence and the course of the proceedings before the decision of the Disciplinary Board on the disciplinary offense. The student has the right to be defended during the meeting in his/her presence by a member of the University's Academic Community chosen by him/her.

(8) The Disciplinary Board decides on the motion to impose a sanction after consultation by an absolute majority of the members present, and all members are obliged to vote. In the event of a tie, the chairman shall have the casting vote. No one other than the members of the Disciplinary Board shall be present at the meeting.

(9) The Disciplinary Board shall always decide on the motion to impose a sanction. In its motion, it shall state which sanction it proposes for the disciplinary offense. If it turns out that it is not a disciplinary offense, or if it is not possible to prove that the disciplinary offense was committed by the student, the Disciplinary Board shall stop the disciplinary proceedings.

(10) The Disciplinary Board is obliged to make a written record of its proceedings, which is verified by the member who chaired the proceedings. The record of voting must be shown separately and must not be published. All written materials relating to the disciplinary offenses under discussion shall be archived for a period of three years after the end of the term of office of the Disciplinary Board.

(11) The chairman shall submit the result of the session of the Disciplinary Board and the motion for the imposition of a sanction with a justification to the Rector within 5 days after the end of the session.

Article 4 Decision to Impose a Sanction

(1) Decision to impose a sanction must be issued within 30 days from the date on which the disciplinary offense proceedings were initiated.

(2) Based on the course and result of the proceedings of the Disciplinary Board, the Rector may impose the proposed sanction or, in accordance with Section 65, Paragraph 3 of the Act, mitigate the proposed sanction. The Rector may waive the imposition of a sanction if the discussion of the disciplinary offense itself leads to a remedy. The Rector cannot impose a stricter sanction than that proposed by the Disciplinary Board.

(3) Sections 68 and 69 of the Act apply to decisions in matters of disciplinary offenses.

(4) The decision to impose a sanction must be made in writing, must contain a statement of the decision specifying the sanction, justification and instructions on the possibility of submitting a request for review, and must be delivered to the student in person. If the sanction imposed is conditional expulsion from studies, the decision must set a time limit and conditions for the certificate.

Article 5 Request for a Decision Review

(1) A request for review of the decision is submitted to the Rector. The Rector shall amend or revoke a decision that has been issued in violation of law or an internal regulation of the University. The Rector shall revoke the decision even if additional facts have come to light which would justify the termination of the proceedings.

(2) A request for review of a decision always has a suspensive effect.

Article 6 Final Provisions

(1) The Disciplinary Code of Students of the University of Pardubice registered by the Ministry of Education, Youth and Sports on 18 May 1999 under file no. 21 623 / 99-30 is hereby repealed.

(2) This Disciplinary Code was approved according to Section 9, Subsection 1, Clause b) of the Act by the Academic Senate of the University on 14 June 2005.

(3) This Disciplinary Code comes into force pursuant to Section 36, Subsection 4 of the Act on the day of registration by the Ministry of Education, Youth and Sports.

Amendments to the Disciplinary Code for Students of the University of Pardubice were approved pursuant to Section 9, Subsection 1, Clause b) of Act No. 111/1998 Sb., on Higher Education Institutions and on Amendments to Other Acts (Act on Higher Education Institutions), by the Academic Senate of the University of Pardubice on 21 February 2006.

Amendments to the Disciplinary Code for Students of the University of Pardubice shall enter into force pursuant to Section 36, Subsection 4 of the Act on Higher Education Institutions on the day of registration by the Ministry of Education, Youth and Sports.

prof. Ing. Jiří Málek, DrSc.

Rector