



EUROPEAN RESEARCH  
**UNIVERSITY**

**DISCIPLINARY PROCEDURE**

of the European Research University

*mente aperta et corde libero clementia atque intelligentia indicantur*



# EUROPEAN RESEARCH UNIVERSITY

## DISCIPLINARY PROCEDURE OF THE EUROPEAN RESEARCH UNIVERSITY

### Section One

#### Introductory provisions

##### Art. 1

1. The Disciplinary Procedure of the European Research University is governed by Act No. 111/1998 Coll., on higher education institutions and on amending and supplementing other acts ('Higher Education Act'), as amended, (hereinafter referred to as the 'Higher Education Act') and is an internal rule of the European Research University (hereinafter referred to as 'ERUNI').
2. The Disciplinary Procedure applies to the students in accredited study programmes and proportionally to the participants in lifelong learning programmes of the ERUNI.

##### Art. 2

#### Disciplinary offence and sanction

1. In compliance with Art. 64 of the Higher Education Act, a disciplinary offence is specified as a culpable failure to fulfil one's obligations set by legal regulations or internal regulations and other internal standards of the ERUNI.
2. In compliance with the provisions of Art. 65 (1) of the Higher Education Act, a disciplinary offence may be punishable by one of the following penalties:
  - a) reprimand
  - b) conditional expulsion from studies and setting a deadline and conditions for proving oneself
  - c) expulsion from studies



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3. When imposing a sanction, the following is taken into consideration:
  - a) nature of the disciplinary offence
  - b) circumstances and the student's motives that led to committing the disciplinary offence
  - c) consequences and the extent of fault of the disciplinary offence
  - d) student's previous conduct and study results
  - e) student's expressed regret and efforts to remedy the consequences of the disciplinary offence
4. If the actual proceedings of the disciplinary offence lead to a remedy, the sanction may be withdrawn.
5. A student who has been admitted to studies as a result of their illegal action will be excluded from studies under Art. 67 of the Higher Education Act.

### **Art. 3**

#### **Disciplinary Committee**

1. In accordance with Article 10 of the Statutes of the European Research University, the Members of the Disciplinary Committee are appointed and dismissed by the Rector of ERUNI. The Chairman of the Disciplinary Committee is appointed and dismissed by the Members of the Disciplinary Committee. The term of office of a Member of the Disciplinary Committee is three years. The same person can be a Member of the Disciplinary Committee repeatedly.
2. The Disciplinary Committee is composed of four members, a half of which are students of the ERUNI.
3. The Disciplinary Committee submits its resolution on the discussed disciplinary offence to



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the Rector. The resolution is voted on by a majority of all Members.

4. All Members of the Disciplinary Committee sign the minutes of the Disciplinary Committee's meeting.

## **Art. 4**

### **Disciplinary action**

1. A disciplinary action is initiated by the Disciplinary Committee, acting on the proposal of the Rector of ERUNI.
2. The Rector's proposal includes:
  - a) description of the act and any proposed evidence
  - b) justification for considering the disciplinary offence within the relevant act
  - c) identification of the student(s) who allegedly committed the act.
3. The disciplinary action is considered initiated when the student is acquainted with the proposal as per Paragraph 2.
4. The disciplinary action is terminated if:
  - a) it is proved that the act does not meet the criteria for a disciplinary offence,
  - b) the gathered evidence does not prove clearly that the student has committed the disciplinary offence,
  - c) the person with whom the disciplinary action has been conducted has ceased to be a student of the ERUNI.



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## **Art. 5**

### **Oral proceedings**

1. The Disciplinary Committee conducts oral proceedings on the disciplinary offence in the student's presence. The oral proceedings may be conducted without the student's presence only if the student has been duly invited but does not appear due to serious reasons or without excuse. The seriousness of the student's excuse is assessed by the Chairman of the Disciplinary Committee.
2. The student is properly invited to the oral proceedings by sending them a written notification of oral proceedings into their own hands at their address listed in their personal file, usually five working days before the date on which the oral proceedings are held.
3. The voting of the Committee proceeds without the student's presence.
4. All the present Members of the Disciplinary Committee must sign the minutes of the oral proceedings and the Disciplinary Committee's voting.

## **Art. 6**

### **Decision on the disciplinary offence**

1. The decision on the disciplinary action is made by the Rector of ERUNI, based on the Disciplinary Committee's proposal. The Rector cannot impose a more severe sanction than the one proposed by the Disciplinary Committee.
2. Before issuing a decision, the ERUNI is obliged to inform the student about the possibility to comment on the documents on the decision as well as about the right to see the file.
3. The decision on the disciplinary offence must include a verdict with the result of the disciplinary action, reasons for the verdict and information about the possibility of filing an



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appeal. The decision is delivered to the student's hands only. If the decision fails to be delivered, the ERUNI proceeds in compliance with Art. 69a (2) of the Higher Education Act.

## **Art. 7**

### **Review of the decision**

1. The student is entitled to file an appeal within 30 days from the date on which the decision was delivered. The body of appeal is the Rector of ERUNI. The Rector reviews the decision in compliance with Art. 68 of the Higher Education Act.
2. The appeal against the decision on the disciplinary offence always has suspensive effect.
3. The Rector's decision is final.

## **Art. 8**

### **Final provisions**

1. This Disciplinary Procedure was approved by the Board of Directors on 22 September 2023.
2. This Disciplinary Procedure supersedes the Disciplinary Procedure of the PRIGO University registered by the Ministry of Education, Youth and Sports on 31 August 2021 under File No. MSMT -21630/2021-9.
3. In compliance with Art. 36 (4) and Art. 41 (2) of the Higher Education Act, this Disciplinary Procedure comes into force on the day of registration by the Ministry of Education, Youth and Sports and into effect on the day following the day of registration.

On behalf of the Board of Directors on 22 September 2023

JUDr. Pavel Petr, Ph.D., LL.M.