

**University of Presov**

**DISCIPLINARY REGULATIONS**  
**of the University of Presov for Students**



**2022**

# **Disciplinary Regulations of the University of Presov for Students**

Pursuant to § 15 section 1, letter l) of Act No. 131/2002 Coll. on Higher Education and on Amendments and Additions to Certain Acts, as amended and after approval by the Academic Senate of the University of Presov, I hereby issue the following

## **D i s c i p l i n a r y   R e g u l a t i o n s**

### **Art. 1**

#### **Introductory provisions**

1. Disciplinary Regulations of the University of Presov for Students (hereinafter referred to as "Disciplinary Regulations") shall regulate the status and competence of the Disciplinary Committee of the University of Presov (hereinafter referred to as "the University"), as a body of academic self-government for the hearing of disciplinary offences of those students who are not enrolled in any study programme carried out at the faculty. The Disciplinary Regulations also regulate the procedure for imposing disciplinary measures.
2. Disciplinary Regulations shall also be binding for the faculties of the University which establish disciplinary committees to hear disciplinary offences committed by students enrolled in a study programme carried out at the faculty.
3. If a faculty decides that it needs to modify Disciplinary Regulations in more detail on its own terms, it shall issue the Faculty Disciplinary Regulations for Students (hereinafter referred to as the "Faculty Disciplinary Regulations") as its internal regulation. The Faculty Regulations shall not conflict with these Disciplinary Regulations.

### **Art. 2**

#### **Disciplinary Committee**

1. The Disciplinary Committee shall have four members, half of whom shall be students.
2. The chairman and members of the Disciplinary Committee shall be appointed by the Rector from among the members of the academic community of the University, no later than 14 days after approval by the Academic Senate of the University. At the faculty, the dean shall appoint the chairman and members of the faculty disciplinary committee, after approval by the Academic Senate of the Faculty.
3. The date of appointment of the members of the Disciplinary Committee shall be the end of the term of office of the Disciplinary Committee operating under the existing regulations.

The appointment, withdrawal and termination of the term of their office shall be notified to the members of the Disciplinary Committee in writing.

4. The term of office of the Disciplinary Committee shall be four years. During the term of office, the Rector (Dean) may, in justified cases, release or withdraw a member of the committee or cancel the membership in the committee and appoint new members. The Rector (Dean) shall notify the members of the committee of the termination of their membership in writing, stating the reason.
5. Membership in the Disciplinary Committee shall cease:
  - a) at the end of the term of office,
  - b) by resignation,
  - c) by withdrawal by the Rector with the prior consent of the AS UP,
  - d) by termination of membership in the UP academic community.

### **Art. 3 Disciplinary offence**

1. A disciplinary offence is a culpable violation of legal regulations or internal regulations of the University or its units, or public order.
2. A student may be subject to some of the following disciplinary measures for a disciplinary offence:
  - a) reprimand
  - b) conditional exclusion from studies specifying the time limit and conditions under which the exclusion will be cancelled
  - c) exclusion from studies
3. A disciplinary offence is time-barred if more than one year has elapsed since its commission. The limitation period shall not run during the disciplinary offence proceedings or during the interruption of studies.

### **Art. 4 Disciplinary offence proceedings**

1. Proceedings on a disciplinary offence before the Disciplinary Committee shall be held on the proposal of the Rector (Dean), who shall submit the proposal to the Chairman of the Disciplinary Committee. Any member of the academic community of the university (faculty) may submit a proposal to the rector (dean) for disciplinary offence proceedings.
2. The Disciplinary Committee is obliged to initiate disciplinary proceedings within 14 days of receiving the proposal.
3. The Disciplinary Committee shall be convened by its Chairman.
4. The Disciplinary Committee has a quorum if a majority of the members are present.
5. A supermajority of the votes of the present members is required to approve the decision of the Disciplinary Committee.

6. The Disciplinary Committee is entitled to invite any university employee or university student to attend the hearing, in order to properly investigate the facts of a disciplinary offence.
7. The proceedings on a disciplinary offence before the Disciplinary Committee shall be closed and oral in the presence of the student who has committed the disciplinary offence. If the student fails to appear without proper excuse, the hearing may be held without his/her presence.
8. If the student who has committed the disciplinary offence has submitted a written apology by the date of the committee meeting, the Chairman of the Disciplinary Committee shall set a new date for the meeting of the committee. A student may apologise only once. The apology must be delivered to the Chairman of the Disciplinary Committee no later than on the day of the committee meeting.
9. The Chairman of the Committee, its members and invited persons are obliged to maintain confidentiality of the facts they learned about in the disciplinary proceedings in connection with the case under discussion. The parties to the proceedings shall be so informed by the Chairman of the Committee.
10. The Disciplinary Committee shall submit a proposal to impose a disciplinary measure to the Rector (Dean) with a written justification of the proposal.

#### **Art. 5**

##### **Decision on the imposition of a disciplinary measure**

1. Disciplinary measures shall be imposed by the Rector; students enrolled in study programmes carried out at the faculty shall be subject to disciplinary measures by the Dean. Neither the Rector nor the Dean may impose a more severe disciplinary measure than the one proposed by the Disciplinary Committee.
2. The decision on the imposition of a disciplinary measure shall be issued by the Rector (Dean) no later than two months from the date on which he/she was informed about the disciplinary offence.
3. The decision to impose a disciplinary measure shall be issued by the Rector (Dean) in writing. The decision must contain a justification and an instruction on the possibility of submitting a request for its review.
4. The decision to impose a disciplinary measure must be delivered to a student must be delivered to the student by registered mail or by hand, in return for an acknowledgement of receipt.

#### **Art. 6**

##### **Review of a decision**

1. The request for a review of the decision shall be submitted to the Rector (Dean) who issued the decision within a period of eight days from the date of its delivery.

2. If the decision was made by the Dean, he/she may himself/herself grant the request and change or cancel the decision. If he/she does not comply with the request, he/she shall refer it to the Rector.
3. The Rector shall refer the Dean's decision to the HR and Legal Unit of the university for a review to ensure that the decision is not contrary to the law, internal regulations of the university or its units. Based on the statement of the HR and Legal Unit, the Rector shall either confirm, change or cancel the Dean's decision.
4. The Rector shall issue a written decision, which shall be final and not subject to appeal, no later than 30 days after receiving the request for a review of the Dean's decision.
5. The Rector's decision must be delivered to a student by registered mail or by hand, in return for an acknowledgement of receipt.

#### **Art. 7** **Transitional provisions**

1. The activities of the Disciplinary Committee shall be governed by the Rules of Procedure of the Disciplinary Committee of the University of Presov, which shall be approved by the Academic Senate of the University of Presov.
2. The activities of the Disciplinary Committee of the Faculty shall be governed by the Rules of Procedure of the Disciplinary Committee of the Faculty, which shall be approved by the Academic Senate of the Faculty.

#### **Art. 8** **Final provisions**

1. These Disciplinary Regulations were approved by the Academic Senate of the University of Presov on 10 October 2022.
2. Disciplinary Regulations shall enter into force on the date of their approval by the Academic Senate of the University of Presov and they shall take effect on the date of their issue by the Rector of the University of Presov.

In Prešov, October 10, 2022

PaedDr. Mgr. Helena Galdunová, PhD.  
Chair of the Academic Senate

Dr. h. c. prof. PhDr. Peter Kónya, PhD.  
Rector