



DISCIPLINARY CODE FOR STUDENTS OF THE
ACADEMY OF FINE ARTS, PRAGUE

7 APRIL 2017

On 7 April 2017, the Disciplinary Code for Students of the Academy of Fine Arts, Prague was registered with the Ministry of Education, Youth and Sports (reference number MSMT-8975/2017) in accordance with Section 36(2) of Act No. 111/1998 on institutions of higher education and amending and supplementing other acts (the Higher Education Act).

*Mgr. Karolína Gondková
Director of the Department of Institutions of Higher Education*



DISCIPLINARY CODE FOR STUDENTS OF THE ACADEMY OF FINE ARTS, PRAGUE

Article 1

General Provisions

1. Pursuant to Act No. 111/1998 Coll., on Higher Education and on Amendments and Additions to Other Acts (the "Higher Education Act"), as amended (hereinafter referred to as the "Act"), the Disciplinary Code for Students of the Academy of Fine Arts, Prague (hereinafter referred to as the "Disciplinary Code") is an internal regulation of the Academy of Fine Arts, Prague (hereinafter referred to as the "AVU") and is binding for all students of the Academy of Fine Arts, Prague.
2. The Disciplinary Code shall be governed by the provisions of Sec. 64 to 69a of the Act.

Article 2

Disciplinary Offence

1. A disciplinary offence is a culpable violation of the obligations laid down by law or the internal regulations of AVU.

2. A member of the academic community or an employee of the AVU shall be entitled to file a petition to initiate disciplinary proceedings to the Rector. The Rector shall decide whether to convene the Disciplinary Committee or reject the petition.
3. Any of the following sanctions may be imposed for a disciplinary offence:
 - a) admonition,
 - b) suspension from studies with a time limit and conditions to fulfil,
 - c) expulsion from studies.
4. The imposition of a sanction may be waived if the hearing of the disciplinary offence itself leads to a remedy.
5. The level of the sanction shall be proposed to the Rector by the Disciplinary Committee based on the disciplinary proceedings.
6. A student who has been admitted to study as a result of their fraudulent behaviour will be expelled.
7. A disciplinary offence cannot be dealt with if a period of one year has elapsed since the offence was committed or since the final conviction in a criminal case. The time when the person is not a student is not included in the one-year time limit (Sec. 66 of the Act).
8. The method of appeal against the decision of the Disciplinary Board and the procedure for the Rector's decision in these matters are regulated by Sec. 68 to 69a of the Act and Act No.150/2004 Coll., the Administrative Code, as amended.

Article 3

Disciplinary Committee and Disciplinary Proceedings

1. A student's disciplinary offence shall be heard by the Disciplinary Committee.
2. The Disciplinary Committee has six members. Half of the members are students. Pursuant to Sec. 31(2) of the Act, the term of office of its members shall be two years.
3. Pursuant to Sec. 13(1) of the Act, the members of the Disciplinary Committee shall be appointed and removed by the Rector from among the members of the academic community after prior approval of the appointment and removal by the Academic Senate of AVU (Sec. 9(1)(f) of the Act). The Disciplinary Committee shall elect and dismiss its chairperson.
4. The Disciplinary Committee shall have a quorum if at least three quarters of its members are present. In the absence of the Chairperson, the Committee shall elect a presiding member.
5. A member of the Disciplinary Committee who is subject to reasonable doubt as to his or her impartiality because of his or her relationship to the case under consideration and to the parties to the proceedings shall be excluded from the deliberations and decisions of the Disciplinary Committee.

6. The exclusion of a member of the Disciplinary Committee shall be decided immediately by the Chairperson of the Disciplinary Committee on the initiative of a member of the Disciplinary Committee or on the objection of a participant; the Rector shall decide on the bias of the Chairperson of the Disciplinary Committee.
7. Meetings of the Disciplinary Committee shall be convened in writing by its Chairperson at the Rector's initiative.
8. The student whose disciplinary offence is to be heard must be served with the summons by hand or by recorded delivery with at least two weeks in advance. The summons is to be delivered to the student only, no other person shall be allowed to receive it on their behalf. The summons shall be deemed to have been served on the date of its receipt, on the date of refusal to accept the delivery or on the expiry of three days from its deposit at the post office. If the summons cannot be delivered, it shall be posted on the AVU's official bulletin board. The date of such posting shall be the date of its delivery.
9. The hearing shall be open to the public, except where the Disciplinary Committee decides for compelling reasons that it should not be public, and shall be chaired by the Chairperson. The student whose disciplinary offence is to be heard must be informed of the proposal for hearing the disciplinary offence, i.e. the description of the act, the proposed evidence on which it is based, if any, and the reasons why the act is considered a disciplinary offence. An oral hearing shall be held on the disciplinary offence in the presence of the student. In the absence of a student, an oral hearing may be held only if they fail to appear without excuse, although duly invited.
10. A majority vote is required for a valid decision of the Disciplinary Committee. In the event of a tie, the vote of the Chairperson of the Disciplinary Committee shall prevail.
11. A record shall be kept of the proceedings of the Disciplinary Committee, in which the facts relevant to the decision on the proposed sanction are recorded. The student present shall have the right to comment on them.
12. The Disciplinary Committee shall decide on the proposed sanction by vote. A motion shall be adopted if it receives a majority vote of all members of the Disciplinary Committee. In the event of a tie, the vote of the Chairperson of the Disciplinary Committee shall prevail. If a member requests a secret ballot, the request shall be granted.
13. The Rector's decision must be in writing, must contain a statement of reasons and an indication of the possibility of appeal, and must be delivered to the student only in a manner similar to the summons.
14. The sanction imposed shall be published on the AVU's official bulletin board.

Article 4

Final Provisions

1. Administrative work related to disciplinary proceedings shall be arranged by the AVU Study Department.
2. The Disciplinary Code for AVU students registered by the Ministry of Education, Youth and Sports on 1 December 1999 under No. 33 677/99-30 shall hereby be repealed.
3. This Disciplinary Code was approved by the Academic Senate of AVU on 5 April 2017 in accordance with Sec. 9(1)(b).
4. Pursuant to Sec. 36(4) of the Act, the Disciplinary Code shall come into force on the date of registration by the Ministry of Education, Youth and Sports.

doc. MgA. Tomáš Vaněk, mppria
Rector