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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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**This version is an English translation of the Regulation published in Hebrew at TAU's web-site. In the event of contradiction between this English version of the Regulation and the Hebrew version, the latter will prevail**

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## **Chapter One: Definitions and Preamble**

1. In these Regulations the following terms shall have the meaning set forth alongside each term:  
(December 3, 2014)  
(January 17, 2018)
  - 1.1 The “**University**” – Tel Aviv University, including its corporations and external institutes within the meaning in the procedure on Inter-university Institutes – Academic, Administrative and Financial Control (5774).
  - 1.2 The “**Dean**” – the Dean of the Faculty concerned, including the head of a School and including the head of any other independent teaching unit not constituting part of a Faculty.
  - 1.3 “**Teacher**” – anyone fulfilling a teaching, instruction or research position at the University.
  - 1.4 “**Employee**” – anyone employed by or in the service of the University and not a Teacher.
  - 1.5 “**Pupil**” – any of the following:
    - 1.5.1 Anyone registered for studies at the University – including anyone registered for studies in a division for special studies – and accepted by it as a Pupil, from the time of his registration and for as long as he is registered as a Pupil, including in vacations from studies.
    - 1.5.2 Anyone who submitted his candidacy for acceptance as a Pupil and his application was rejected, from the time of his registration until receipt of a rejection notice.
    - 1.5.3 Anyone who completed his studies but has not yet received a certificate.
    - 1.5.4 Anyone whose studies were terminated for any reason whatsoever and notwithstanding the termination he received permission to sit an examination and/or submit an assignment.
    - 1.5.5 Anyone who was a Pupil, within the meaning of this term in one of the above sub-paragraphs and whose candidacy was rejected or he terminated or completed his studies, shall continue to be deemed a Pupil for the purpose of these Regulations (and will continue to be subject to the

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authority of the aforesaid Adjudicating Authorities) in connection with acts he committed at the time he was a candidate for acceptance to the University or a Pupil there.

- 1.6    **“Disciplinary Offense”** – one of the offenses set forth in sections 29 and 73.17 of these Regulations and an offense against disciplinary rules to be determined – from time to time – by the Senate (and to be published in the customary manner at the University), including any attempt, solicitation or aiding and abetting the commission of such an offense.
- 1.7    **“Disqualification of Course, Examination or Assignment”** – means failing a course, examination or assignment and replacement of the grade given by a zero grade.
- 1.8    The **“Commissioner”** – the Disciplinary Commissioner stated in these Regulations.
- 1.9    The **“Adjudicating Authorities”** - the Commissioner, his deputies and the Tribunal, the Faculty Investigation System.
- 1.10   The **“Accuser”** – the Accuser stated in these Regulations.
- 1.11   **“Grievance”** – a document in which an Accuser argues that a Pupil committed a disciplinary offense.
- 1.12   The **“Student Union”** – the New Student Union of Tel Aviv University.

## **Chapter Two: Adjudicating Authorities**

### **Article A:    Preamble**

#### **2.    Structure** (January 17, 2018)

The Adjudicating Authorities are the following:

- 2.1    The Disciplinary Commissioner and his deputy or deputies.
- 2.2    The Disciplinary Appeal Tribunal
- 2.3    The Faculty Disciplinary Officer and his substitute.

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**3.       Appointment and Functions**

The Rector will select candidates for the position of Commissioner and his deputies and for the position of members of the Tribunal. Appointment of candidates to these positions requires the approval of the coordinating committee.

**Article B:       The Disciplinary Commissioner**

**4.       Selection**

The Commissioner and his deputies will be jurists.

**5.       Term of Office**

5.1     The Commissioner and his deputies will be selected for a term of office of two years and may be selected for two consecutive terms of office.

5.2     Anyone who has served in office as Commissioner or his deputy for two consecutive terms of office may be reselected to one of these positions only after an interval of at least two years.

**6.       Filling a Position That Has Become Vacant**

(December 3, 2014)

Where the post of Commissioner or his deputies has become vacant due to death, resignation, retirement from the University or for any other reason, the coordinating committee may select from among the candidates stated in the list mentioned in section 3 a Commissioner or deputy to serve in office for the remaining term of office of the Commissioner or deputy whose post has become vacant as aforesaid.

**7.       Powers (Commissioner)**

7.1     The Commissioner will hear and decide – as a single arbiter – any Grievance submitted by an Accuser against a Pupil.

7.2     In a Grievance concerning sexual harassment or bullying of a similar kind, the Commissioner will deliberate together with his deputy/deputies, incidentally to according representation for the accused's gender and for the victim's gender. If the Commissioner and all his deputies are of the same gender, the Rector will appoint, with the approval of the coordinating committee, a member of staff of a different gender to serve as an additional judge in the Grievance.

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7.3 (December 3, 2014)

A Grievance against a Pupil will not be heard before anyone who is a member of staff in the Faculty in which the Pupil is studying; in the event the Commissioner and all his deputies are members of staff in the same Faculty in which the Pupil is studying, the Rector, with the approval of the coordinating committee, will appoint another member of staff to serve as judge in the Grievance, provided however that he has a legal education.

The provisions of this section will not apply to a proceeding being conducted under section 29A of these Regulations.

8. **Powers (Deputies):**

Any power granted to the Commissioner under these Regulations – with the exception of his powers under section 9 below – are also granted to his deputies. A decision or judgment of a deputy Commissioner is akin to a decision or judgment of the Commissioner for all intents and purposes.

9. **Working Arrangements:**

Assignment of cases between the Commissioner and his deputies and the determination of hearing dates will be carried out according to general guidelines to be determined by the Commissioner from time to time, or according to his determination with respect to a specific matter or matters.

10. **Delegation of Powers:**

The Commissioner may delegate his powers under section 9 above to his deputy or deputies.

11. **Continuity of Powers:**

Where the term of office of the Commissioner and his deputies has ended, they will have authority to continue to conclude the hearing on any matter pending before them and to commence a hearing on new matters until another Commissioner and deputies are appointed in their place. The Commissioner and his deputies also have authority to conclude the matters pending before them after other Commissioners and deputies are appointed in their place.

**Article C: Disciplinary Appeal Tribunal**



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**12. Selected Members of the Tribunal:**

**Selection:**

12.1 (December 3, 2014)

The Rector, with the approval of the coordinating committee, will select six members of the academic staff, at least two of whom are jurists, to serve in office as members of the Tribunal. Two women will also be appointed among the aforesaid six members of academic staff.

12.2 **Term of Office:**

The selected members of the Tribunal will be selected for a term of office of two years and each of them may be selected for two consecutive terms of office.

Anyone who serves as a selected member in the Tribunal for two consecutive terms of office may be reselected for this position after an interval of at least two years.

12.3 **Filling a Position That Has Become Vacant**

Where the position of a selected member of the Tribunal has become vacant due to death, resignation, retirement from the University or for any other reason, the Rector may, with the approval of the coordinating committee, select a member of the Tribunal to serve in office for the remainder of the term of office of the member whose position has become vacant as aforesaid, provided however that the principle stated in section 12.1 above is preserved.

**13. Appointed Members of the Tribunal:**

13.1 **Appointment:**

The Rector will appoint three students (Pupils of different faculties) to serve in office as members of the Tribunal.

The three will be appointed from a list of ten students proposed to the Rector by the Dean of Students upon the recommendation of the representatives of the Student Union.

If the representatives of the Student Union fail to transfer the list within two months of the date on which they were requested to do so, a list will be prepared by the Dean of Students.

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**13.2 Term of Office:**

The appointed members of the Tribunal will be appointed for a term of office of two years and may serve as members of the Tribunal for only one term of office.

**13.3 Filling a Position That Has Become Vacant:**

Where the position of an appointed member of the Tribunal has become vacant due to death, resignation, withdrawal from or completion of studies at the University, or for any other reason, the Rector may appoint from among the candidates stated in the list mentioned in section 13.1 above, a member of the Tribunal to serve in office for the remainder of the term of office of such member whose position became vacant.

**14. President of the Tribunal and his Permanent Substitute:**

14.1 The Senate will appoint one of the selected members of the Tribunal to serve in office as President of the Tribunal and another selected member to serve in office as his permanent substitute.

14.2 President of the Tribunal – and in his absence his permanent substitute – will be responsible for managing the ongoing activity of the Tribunal, and including the determination of the composition of the panel before which each and every case will be heard.

**15. The Tribunal's Powers:**

The Tribunal will hear and decide on appeals of decisions of the Commissioner or his deputies to be submitted in accordance with the provisions of these Regulations.

**16. Panels:**

**(Composition)**

The hearings of the Tribunal will take place before a panel to be appointed by the President of the Tribunal. Three members of the Tribunal will serve on each panel. The appointment of members of each panel will be carried out while upholding the following rules:

16.1 Two members of each panel will be from the selected members of the Tribunal and one will be an appointed member.

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16.2    At least one jurist will serve on each panel.

16.3    The President of the Tribunal or his permanent substitute will serve as panel chair and if both of them are not included in the composition of the panel, a selected member of the Tribunal to be determined by the President of the Tribunal.

16.4    On an appeal concerning sexual harassment or bullying, as defined in the Tel Aviv University procedure on the prevention of sexual harassment, representation among the members of the panel shall be accorded to the genders of the accused and the victim.

**17.   Panels (Filling a Position That has Become Vacant):**

Where the position of a member of the Tribunal serving on a panel has become vacant due to death, resignation, retirement from the University, withdrawal from or completion of studies at the University, or for any other reason, the President of the Tribunal will add to the panel another member and the hearing will continue from the same stage reached at the time such position became vacant, unless the chair of the Panel decides otherwise for reasons to be recorded.

**18.   Continuity of Powers:**

Where the term of office of members of the Tribunal has ended, the members of each panel will have authority to continue and complete any matter pending before them.

**Article D: Adjudicating Authorities' Administration**

**19.   Secretary of Adjudicating Authorities:**

19.1    The Academic Secretary will appoint an Employee to serve as Secretary of the Adjudicating Authorities.

19.2    The same person will not be appointed to serve as Accuser and Secretary of the Adjudicating Authorities at one and the same time.

**20.   Subordination:**

The Secretary of the Adjudicating Authorities, in his role as Secretary of the Adjudicating Authorities, will act according to the instructions given to him – either general instructions or instructions with respect to a specific matter, by the Commissioner and the President of the Tribunal.

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**21. Administration Services:**

The Academic Secretariat will provide the Adjudicating Authorities with the administrative services it requires.

**Chapter Three: Accuser, Defense Counsel and Observers**

**22. Permanent Accuser:**

The Academic Secretary, or anyone appointed by him, will serve as Accuser in hearings taking place before the Commissioner and as appellant or respondent in hearings taking place before the Tribunal.

**23. Special Accuser:**

The fact that the Academic Secretary appoints a Permanent Accuser will not:

23.1 Prevent the Academic Secretary himself from serving as Accuser in a specific matter.

- or -

23.2 Prevent the Academic Secretary from appointing another Accuser for a specific matter.

**24. Legal Counsel:**

Anyone to be appointed as a Permanent Accuser and any Special Accuser may use the assistance of legal counsel and be represented – either at a hearing before the Commissioner or at a hearing in the Tribunal – by an attorney.

**25. Defense:**

(January 17, 2018)

A Pupil may, either at a hearing before the Commissioner or at a hearing in the Tribunal (with the exception of hearings under Chapter Seven of the Regulations) –

25.1 Use the assistance of another Pupil or a person close to him to serve as his defense counsel.

25.2 Be represented by an attorney.

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25.3 Without derogating from the foregoing, the Pupil will be entitled to be represented by a defense counsel provided for him by the Student Union, who is a Pupil of Tel Aviv University or an attorney.

**26. Authorized Observers:**

The Student Union may send an authorized observer on its behalf, who is a Pupil of Tel Aviv University, to any disciplinary hearing, unless the defendant requested to hold the hearing without the presence of an observer. The list of authorized observers on behalf of the Union will be sent at the beginning of each academic year to the Secretary of the Adjudicating Authorities. If a Pupil included in the list is unable to continue serving as an observer in the same academic year, the Student Union will notify of his replacement by another to the Secretariat of the Adjudicating Authority. A Pupil who has been convicted in a disciplinary case that took place at Tel Aviv University, including a disciplinary case that took place in the format of a Faculty Disciplinary Investigation will not be able to serve as an authorized observer.

**27. Summons of Observers to Hearing:**

27.1 A notice will be sent to the following persons on any disciplinary hearing to be held before the Commissioner (or his deputies), who will be entitled to be present at the hearing:

27.1.1 Dean of Students, or his representative.

27.1.2 The Dean of the faculty in which the defendant Pupil is included within the student body, or his representative.

27.1.3 A student appointed as an authorized observer.

27.1.4 The person submitting the complaint.

27.1.5 The Academic Secretary.

27.2 The summonses to the observers will be sent by the Secretary of the Adjudicating Authorities who will determine the order of summons of the students serving as authorized observers.

**28. Non-Attendance of Summoned Observers:**

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The non-attendance of all or any of the observers will not disqualify the hearing and will not derogate in any manner whatsoever from its validity, provided however that they were summoned to attend.

## **Chapter Seven: Offenses and Penalties**

### **Article A: Offenses**

29. A disciplinary offense is one of the following offenses committed by a Pupil:

29.1 Non-compliance with the instructions of the University authorities, its Teachers or Employees, given by them in fulfillment of their lawful function.

29.2 Knowingly passing on false information to the University, its authorities, Teachers or Employees, or knowingly concealing information or committing a fraudulent act to obtain rights at the University or in connection with studies at the University, including sending another person to be examined instead of the Pupil, impersonating another Pupil in an examination or a request from another Pupil to sit an examination instead of the person obligated to do so.

29.3 (December 3, 2014)

Fraud in an examination, homework assignment, seminar paper, final paper or other assignment imposed on the Pupil in connection with his studies.

Regarding this section, fraud includes the following:

29.3.1 Reviewing or an attempt to review the examination notebook of another Pupil.

29.3.2 Transfer of information or an attempt to transfer information between examinees or between examinees and any external entity at the time of an examination, either in writing or verbally or by any other means, including and without derogating from the foregoing, also keeping within reach a mobile device or other electronic device enabling communication.

29.3.3 Use, possession, receipt or delivery of prohibited reference material in the ordinary course of an examination.

29.3.4 The addition, removal or insertion of any amendment whatsoever to an examination or assignment not in the ordinary course of writing them.

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29.3.5 The submission of a paper written entirely or partially by someone else: writing a paper or part of a paper for the purpose of submission by someone else or its transfer to him for this purpose.

29.3.6 Copying, translating or rewriting sections from another paper or from any other source without mentioning their source.

29.3.7 Fabricating data or use of data from other research, including research of the Pupil himself, without disclosing this fact.

The specification of cases in the subsections above will not prevent the classification of additional cases of fraud as fraud, if the circumstances of the case justify such a classification.

29.4 (December 3, 2014)

Breach of the provisions relating to an examination, homework assignment, seminar paper, final paper or other assignment imposed on a Pupil in connection with his studies, including provisions concerning conduct in the course of a written or oral examination.

29.5 Breach of regulations or instructions on use of the University facilities, including the halls, laboratories, libraries, student housing and dormitories, offices, sports facilities, parking lots and open space.

29.6 Interference with teaching, research or work at the University, or interference with any other activity approved by the University authorities.

29.7 Intentionally or negligently damaging University property or other property used for its purposes.

29.8 Conduct that amounts to harming the dignity, person or property of Teachers, Employees or Pupils of the University, if made in consequence of or in connection with their status as Teachers, Employees or Pupils, or if committed within the confines of the University.

29.9 Unruly conduct, starting an uproar and riot, participating in a skirmish, violent conduct, all the aforesaid, whether committed within the confines of or adjacent to the University campus, or committed against the University, its Employees, Teachers and Pupils, or against third parties.

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- 29.10 Conduct unbecoming the dignity of the University or the status of a Pupil, whether committed within the confines of the University or outside and whether committed in consequence or in connection with the status of a Pupil or activity on campus, either directly or indirectly.

For the purpose of this section, incitement to racism against University Employees, Teachers and Pupils will also be deemed conduct unbecoming the dignity of the University or the status of a Pupil.

- 29.11 Sexual harassment or bullying, as defined in the Tel Aviv University procedure on the prevention of sexual harassment [Guideline 01-015].

- 29.12 (December 3, 2014)

Improper conduct against patients or other persons the Pupil is supposed to take care of in the course of his studies, or disclosure of a medical secret, or conduct contrary to professional ethics.

### **Hearing Offenses Relating to Professional Ethics**

#### **Canceled**

#### **Article B: Penalties**

30. **List of Penalties:**

If a Pupil is found guilty of a disciplinary offense, one or several of the following penalties will be imposed on him:

- 30.1 Reprimand.

- 30.2 (December 3, 2014)

Disqualification of course or examination in which the Pupil was examined.

- 30.3 Disqualification of homework assignment, seminar paper, final paper or other assignment imposed on the Pupil in connection with his studies.

- 30.4 Prohibition on sitting an examination or examinations on a specific date or specific dates.

- 30.5 Postponement of grant of certificate or grant of certificate attesting to the Pupil's studies for a term to be determined.



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- 30.6 Cancellation of discount on fees, or cancellation of a study prize or grant or cancellation of right to receive the aforesaid for a term to be determined.
- 30.7 Monetary fine in an amount not exceeding half the fees paid by a regular Pupil.
- 30.8 Preventing use of the University facilities, including the libraries, student housing and dormitories, sports facilities and parking lots, or any part thereof, for a term to be determined.
- 30.9 Removal from part of a study course for a term to be determined.
- 30.10 Removal from the University for a term to be determined (in semesters).
- 30.11 Permanent removal from the University.
- 30.12 Cancellation of rights or achievements in studies, including denial of right to receive a certificate or a certificate attesting to these studies, where these are rights or achievements attained in consequence of the offense for which the Pupil was convicted; the Commissioner will order such cancellation of rights or achievements in the sentence.
- 30A. Where a Pupil has been convicted of the offense of fraud, his penalty will be actual removal from the University for at least one academic year. Notwithstanding the foregoing, the Commissioner may deviate from this in special cases and for special reasons to be recorded.
31. **Record of Penalty on Academic Transcript:**  
(January 17, 2018)
- 31.1 Where the penalty of permanent removal from the University has been imposed on a Pupil under section 30.11 above, this penalty will be recorded on his academic transcript permanently, unless the Rector decides otherwise, after the expiration of ten years.
- 31.2 Where the penalty of removal from the University for a term of at least a year has been imposed on a Pupil, the penalty will be recorded on his academic transcript at least until the end of his studies at the University. At the end of this period the Pupil will be able to request from the Academic Secretary that the note is removed from his transcript.

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31.3   Where any other penalty from those stated in section 30 has been imposed on a Pupil, the Commissioner and the Tribunal will have authority to order, at their discretion, that the penalty is recorded on his academic transcript.

**32.   Mandatory Disqualification:**

In the event of a conviction for fraud in an examination, homework assignment, seminar paper, final paper or other assignment imposed on a Pupil in connection with his studies, the Commissioner or the Tribunal must disqualify the examination or assignment forming the subject of the fraud.

Such disqualification will be carried out irrespective of any penalty imposed on the Pupil following his conviction for fraud.

Where a Pupil sat an examination on a later date instead of the examination forming the subject of the fraud in the same course and in the same academic year, the Commissioner or the Tribunal will disqualify the grade received for such examination.

**33.   Suspended Penalty:**

33.1   The Commissioner or the Tribunal may order that a penalty under paragraphs 30.7 to 30.12 (inclusive) shall be – wholly or partially – a suspended penalty.

33.2   A Pupil sentenced to a suspended penalty will not serve the penalty unless he committed during the period to be determined in the decision of the Commissioner or the Tribunal – a period of not less than one year and not exceeding three years (hereinafter, the “**Suspension Period**”) – a disciplinary offense from those set forth in the decision and he was convicted for such an offense either in the Suspension Period or thereafter.

33.3   Unless determined otherwise in the decision of the Commissioner or the Tribunal, the Suspension Period will commence on the date of handing down the decision.

33.4   The Commissioner or the Tribunal who convicted a Pupil for an additional offense and did not impose on him for such offense the penalty of removal may, despite the provisions of this section, and instead of ordering the operation of the penalty of suspended removal, order, for reasons to be recorded an extension of the Suspension Period or its renewal for an additional period not exceeding two years. The Commissioner or the Tribunal shall not exercise its power under this section except with respect to a first conviction of the Pupil for an additional offense.

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**34.    Compensation:**

Where a Pupil has been found guilty of a disciplinary offense and in consequence of the offense the University incurred material damage, the Commissioner or the Tribunal may obligate him – in addition to or in lieu of any penalty imposed on him – to pay the University financial compensation in an amount not exceeding the direct damage incurred in consequence of the offense.

Where a Pupil has been found guilty of a disciplinary offense that caused damage to the complainant, the Commissioner or the Tribunal may obligate him – in addition to or in lieu of any penalty imposed on him – to pay the complainant financial compensation in the amount of the direct material damage he incurred and/or non-material damage he incurred, but no more than NIS 1,000 in total, and for special reasons to be recorded.

**35.    Linkage of Fines and Compensation:**

Any monetary fine imposed on a Pupil and any amount of compensation he is charged will be linked to the consumer price index from the expiration of thirty days after the date of their imposition until the date of actual payment thereof.

**36.    Remedies for Non-Payment of Fine or Compensation:**

A Pupil on whom a fine was imposed or who was ordered to pay compensation will not receive a degree certificate or certificate attesting to his studies and his registration for continued studies at the University will not be accepted until he has paid the fine imposed on him or the amount of compensation he was charged, together with any linkage differentials on account thereof.

**36A.   Where the Commissioner or Tribunal has sentenced a Pupil to the penalty of actual removal, he may decide to convert it to community service in special cases.**

The Commissioner or the Tribunal will not decide as aforesaid, except after the Pupil has expressed his consent to this, and after the Dean of Students or his representative has notified in which community service the Pupil will be able to work. The Commissioner or the Tribunal will determine the conditions for the community service.

The Dean of Students may decide that the community service imposed on a Pupil will be terminated if he saw that he was absent from work without permission or was negligent in the performance of his work or was in breach of any of the conditions of the community service.

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In this case, the Commissioner will order the removal of the Pupil from studies pursuant to the penalty of removal imposed on him, taking into account the proportionate part of the community service already performed.

## **Chapter Five: Interim Decisions and Saving of Powers**

### **37. Interim Decisions: Power to Grant Them:**

37.1 After commencement of disciplinary proceedings the Commissioner may grant – either at his own initiative or at the request of the Accuser – interim decisions, such as denial of checking an examination, termination of studies, a prohibition on using the University facilities (except for the removal of a Pupil from the dormitories) and such like.

#### **37.2 Hearing the Pupil:**

If possible, another interim decision will be granted that the Commissioner will provide the Pupil with an opportunity to state his case.

#### **37.3 Further Hearing:**

Where the Commissioner has given an interim decision in the absence of the Pupil, the Pupil may request that the Commissioner hold a further hearing on the decision in his presence. Where the Pupil has requested a further hearing, such a hearing will be heard no later than within one week of the date of the request.

#### **37.4 Duration of Validity:**

An interim decision of the Commissioner shall remain in effect until a judgment has been handed down in the Grievance or until an earlier date to be determined by the Commissioner in his decision.

#### **37.5 Modifications or Cancellation:**

The Commissioner has authority to cancel or modify, at any time, an interim decision granted, either at his initiative or at the initiative of the Pupil or the Accuser.

#### **37.6 Appeal Only With Leave:**

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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An interim decision is not appealable before the Tribunal unless leave has been granted for this by the President of the Tribunal, and in his absence – by his permanent substitute.

A request for leave to appeal will be submitted to the Secretary of the Adjudicating Authorities within five days of handing down an interim decision, and if a further hearing took place as stated in section 37.3 – within seven days of handing down his decision on the further hearing.

If the proceeding has not been concluded within three months, the complainee may appeal the interim decision concerning the denial of his rights.

**37.7 Service:**

The Secretary of the Adjudicating Authorities will send copies of each interim decision to the Pupil defendant, the Accuser, The Dean of the faculty in which the defendant Pupil is included within the student body, the Dean of Students, the Student Union and the student who is supposed to participate as an authorized observer in the hearing.

**38. Saving of Powers:**

38.1 The Commissioner's power to hear and adjudicate disciplinary offenses does not negate the power of a Teacher or Employee to give instructions or take action – within their power – to prevent disturbances on the part of the Pupil in the regular course of studies, examinations or other activities in the University.

38.2 Nothing in the provisions of these Regulations will prejudice the powers granted to a Teacher or an Employee under other regulations – University or Faculty – including the power to deny the checking of an examination or assignment, postpone the giving of a grade or removal of a Pupil from a classroom in the event of a disturbance.

38A. The power of the Commissioner to hear and adjudicate disciplinary offenses does not negate the power of the Faculty to hold a Faculty Disciplinary Investigation according to the Student Disciplinary Regulations – Faculty Disciplinary Investigation, provided however that a Pupil is not tried twice for the same offense.

**39. Disciplinary Proceedings and Criminal Proceedings:**

39.1 The power to hold disciplinary proceedings under these Regulations is not negated by the option of holding criminal proceedings in court against the Pupil

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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defendant, or by holding these proceedings, or by any judgment whatsoever in these proceedings.

- 39.2 Where the Commissioner or the Tribunal is of the belief that the Grievance raises *prima facie* concern that a criminal offense was committed within this meaning of section 268 of the Penal Law, 5737-1977, he will instruct the Academic Secretary to give notice thereof to the Attorney General or his legal representative.

The Commissioner or the Tribunal will not continue proceedings against the Pupil defendant until such notice is sent.

## **Chapter Six: Proceedings**

### **Article A: Complaint**

#### **40. Submission of Complaint**

##### **40.1 Complainant:**

Any Teacher, any Employee or any Pupil may submit a complaint under these Regulations. An Employee of the University will be obligated to submit a complaint in case of reasonable suspicion of fraud or grave damage to property, the person or human dignity, including sexual harassment or an expression of racism.

##### **40.2 Recipient of Complaint:**

A complaint will be submitted to the Academic Secretary.

##### **40.3 Complaint Document:**

A complaint will be submitted in writing, will specify the acts or omissions attributed to the Pupil forming the subject of the complaint and supporting documents will be attached thereto, if the complainant is in possession of such documents.

#### **41. Investigation of Complaint:**

- 41.1 The Academic Secretary will review the complaint submitted to him as soon as possible after receipt thereof, will receive possession of any written material relating to the complaint (such as an examination, written assignment, etc.) and he may request supplementary material and clarifications from the complainant.

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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41.2 The Academic Secretary may approach the Pupil forming the subject of the complaint and request from him comments or explanations. In such request and before obtaining any information from the Pupil, the Academic Secretary will clarify that the Pupil is not obligated to pass on information to him (although any failure to pass on information will be accorded weight), that information passed on may also serve as evidence against him, and that he is entitled to receive legal advice, including free legal advice on behalf of the Student Union.

**42. Suspension of Complaint:**

Where the Academic Secretary reaches the conclusion that disciplinary proceedings should not be commenced in consequence of a complaint submitted to him, he will suspend the complaint and notify the complainant, the Dean of the faculty in which the Pupil forming the subject of the complaint is included within the student body and the Dean of Students thereof.

**43. Appeal on Suspension of Complaint:**

Where the Dean of the Faculty to which the Pupil forming the subject of the complaint belongs or the Dean of Students believes that the decision of the Academic Secretary to suspend the complaint is unjustified, he may appeal this decision before the Rector, whose decision on this matter will be final.

**44. Assistance with Investigation of Complaint:**

The Academic Secretary may delegate his powers under this Article – with the exception of the power stated in section 42 – to a permanent Accuser and/or a special Accuser.

**Article B: Commencement of Proceedings – Grievance**

**45. Rector's Instruction:**

The Rector may instruct the Academic Secretary – in any event, whether or not a complaint has been filed – to commence disciplinary proceedings.

**46. Academic Secretary's Initiative:**

The Academic Secretary may commence disciplinary proceedings at his own initiative if he believes that a disciplinary offense was committed and no complaint was submitted on the matter, or that a complaint was submitted to him on this matter and the complainant withdrew such complaint.

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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**47.    Transfer of Complaint to Accuser:**

Where the Academic Secretary has decided – either at his own initiative or according to a complaint submitted to him – that there is reason to commence disciplinary proceedings against the Pupil, or he received an instruction to do so from the Rector, he will transfer the complaint and any material collected in the course of the investigation, to the Accuser.

**48.    Grievance:**

On the basis of the complaint and any additional material to be passed on to the Accuser by the Academic Secretary or collected by the Accuser himself, the Accuser will prepare a Grievance to include the following details:

48.1   Details and description of complainant.

48.2   Details of the acts or omissions attributed to the Pupil defendant (hereinafter, the “**Defendant**”).

48.3   Details of the disciplinary offenses attributed to the Defendant.

48.4   List of documents the Accuser wishes to submit in the course of the hearing.

48.5   List of witnesses the Accuser wishes to be heard in the course of the hearing.

**49.    Submission:**

A Grievance will be signed by the Accuser and submitted to the Secretary of the Adjudicating Authorities.

**50.    Service:**

(January 17, 2018)

50.1   The Secretary of the Adjudicating Authorities will serve copies of the Grievance to the following:

50.1.1 The Commissioner.

50.1.2 The Defendant, together with a notice on the option available to him to obtain legal advice, including free legal advice on behalf of the Student Union.



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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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50.1.3 The Dean of the faculty in which the defendant is included within the student body.

50.1.4 The head of the department in which the plaintiff is included within the student body.

50.1.5 The Dean of Students.

50.1.6 The student who is to serve as an authorized observer at the hearing.

The Accuser will inform the person submitting the complaint about the submission of a Grievance.

50.2 A copy of these Regulations will be attached to a copy of the Grievance sent to the Defendant.

50.3 The Grievance statement as well as any notice or documents sent to the Defendant will be sent by electronic mail according to the addresses in the University system and performance and receipt thereof will be verified with the Defendant. If it is not possible to perform electronic delivery, the documents will be sent by registered mail to the Defendant according to his address in the Registration Center or his address in his department of study, and will be deemed delivered to the Defendant seven days after having been dispatched.

**Article C: Hearing Procedures Before the Commissioner**

**51. Date of Hearing:**  
(January 17, 2018)

51.1 The date of hearing the Grievance will be determined by the Secretary of the Adjudicating Authorities upon coordination with the Commissioner.

51.2 The date to be determined for the hearing will not be earlier than seven days or later than thirty days after the date on which the Grievance was served on the Defendant.

51.3 The provisions of paragraph 51.2 will not apply to hearings of requests for interim decisions and they may be held within a shorter period of time than that stated therein.

**52. Summons to Hearing:**

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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The Secretary of the Adjudicating Authorities will summon for the date determined for the hearing of the Grievance the Accuser, the Defendant, the complainant, the observers stated in section 27 of these Regulations, the Accuser's witnesses set forth in the Grievance and at the request of the Defendant his witnesses.

**53. Postponement of Hearing:**

The Commissioner has authority – if requested to do so by the Accuser or the Defendant – to postpone the date of the hearing on special grounds to be recorded.

**54. Hearing in Absence of Defendant:**

54.1 The hearing of the Grievance may take place in the absence of the Defendant if he fails to appear on the date determined – notwithstanding having been duly summoned – without indicating any special reason for the postponement of the date of the hearing.

54.2 If a hearing takes place not in the presence of the Defendant, in circumstances as described in paragraph 54.1 above, the Commissioner may hand down any decision or judgment also not in the presence of the Defendant.

54.3 Where a decision has been handed down not in the presence of the Defendant, the Secretary of the Adjudicating Authorities will furnish him with a copy thereof and the Defendant may petition for its cancelation within fourteen days of the date on which he received a copy of the decision.

The petition will be examined before the Commissioner who will have authority to cancel or modify his decision on special grounds to be recorded.

**55. Reading of Charges:**

55.1 At the opening of the hearing the Commissioner will read out the Grievance before the Defendant and explain to him – if requested to do so – what is stated therein.

55.2 After reading out the Grievance the Commissioner will ask the Defendant if he admits or does not admit the Grievance.

**56. Admission:**

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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Where the Defendant admits the Grievance, the Commissioner may find him liable under law upon his admission and sentence him, although the Commissioner may, notwithstanding the admission, demand that the Accuser submit evidence to prove the Grievance.

**56A. Witnesses**

56A.1 The witnesses summoned to testify will be warned to state the truth, and that if they do not do so this is likely to lead to disciplinary prosecution and a penalty in its wake.

56A.2 The Commissioner will protect the witnesses from harassment and bullying during their examination.

**57. Procedure and Evidence:**

57.1 The Commissioner will conduct the hearing and will obtain evidence in a manner he sees just and efficient.

57.2 Where the Defendant has not admitted the Grievance, the Accuser will submit evidence and bring his witnesses to testify and the Defendant or his defense counsel may examine these witnesses. Thereafter the Defendant will submit his evidence and bring his witnesses to testify and the Accuser may examine these witnesses. Both the Accuser and the Defendant may cross examine his witnesses.

57.3 No evidence will be submitted on behalf of the Accuser that was not passed on to the Defendant a reasonable time before the hearing, unless the Commissioner permits this in exceptional cases and on special grounds to be recorded.

57.4 The Commissioner will convict the Defendant only if the basis of evidence before him supports his conviction. In cases where the Defendant is accused of an offense whose conviction requires moral turpitude, the Commissioner will convict the Defendant only if proof of the Defendant's guilt is beyond a reasonable doubt. For the purpose of this section, an offense involving moral turpitude shall be any offense of fraud, an offense involving grave damage to property, the person or human dignity, including sexual harassment or an expression of racism, and also any other offense involving moral turpitude in the circumstances in which it was committed.

57.5 Proof of intention or knowledge can be based on the circumstances of commission of the offense.

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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57A. Decisions on matters of procedure and evidence will not be appealable prior to the handing down of the judgment or sentence, as the case may be, except with special leave from the President of the Appeal Tribunal that will only be granted on special grounds to be recorded.

58.    **Record:**

During the hearing the Secretary of the Adjudicating Authorities or the Commissioner will write a record to be signed by the Commissioner.

59.    **Judgment:**

59.1   **Date of Handing Down Judgment:**

As close as possible to completing the collection of evidence and hearing the arguments of the parties, the Commissioner will hand down a written and reasoned judgment (composed of the verdict and if the Defendant is found liable under law, also the sentence). Where the Defendant has been convicted, the hearing of the sentencing will take place on the date of handing down the judgment or on a date that is close to this as instructed by the Commissioner. During the hearing of the sentence the arguments of the Accuser and the Defendant will be heard and their witnesses on this matter will be heard.

59.2   **Service of Judgment:**

The Secretary of the Adjudicating Authorities will serve copies of the judgment to the Defendant, the Accuser, the complainant, the Dean of the faculty in which the Defendant is included within the student body, the Dean of Students, the Student Union and the student who served as a legally authorized observer.

59.3   **Commencement of Validity:**

The judgment of the Commissioner will enter into effect on the date it is handed down, unless the Commissioner decides, at the request or at the initiative of the Defendant that it will enter into effect on another date. In the case of actual removal from all or part of the studies – the penalty will apply from the end of the semester in which the sentence was handed down, unless ordered otherwise by the Commissioner. Actual removal from all or part of the studies does not prevent sitting examinations or submitting assignments to complete the obligations of the courses in which the Pupil studied prior to the period of removal, unless ordered otherwise by the Commissioner.

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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**Article D:    Submission of Appeal**

**60.    Right of Appeal:**  
(January 17, 2018)

Judgments of the Commissioner and the Faculty Disciplinary Officer are appealable before the Tribunal, either by the Accuser or by the Defendant or Faculty.

**61.    Date of Submission of Appeal**  
(January 17, 2018)

The appeal will be submitted within fifteen days of the date on which the Commissioner or the Faculty Disciplinary Officer handed down the judgment forming the subject of the appeal (if handed down before the appellant) or within fifteen days of the date the judgment was served on the appellant (if handed down not in the appellant's presence).

**62.    Appeal Statement:**

The appeal will be submitted in writing to the Secretary of the Adjudicating Authorities and will set forth the appellant's arguments and allegations.

**63.    Service:**

The Secretary of the Adjudicating Authorities will serve copies of the appeal to the following:

63.1    The President of the Tribunal.

63.2    The respondent (the Accuser or the Defendant, as the case may be).

63.3    The Dean of the Faculty and the head of the department in which the appellant or respondent is included within the student body.

63.4    The Dean of Students.

The Dean of the Faculty and/or the Dean of Students may request that the Secretary of the Adjudicating Authorities summon them to a hearing of the appeal. The Accuser will notify the person submitting the complaint about the submission of the appeal.

**64.    Appeal Does not Delay Judgment:**

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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The submission of an appeal will not delay the performance of the judgment unless the Tribunal decides otherwise, at the appellant's request.

**Article E:       Hearing Procedures in Tribunal**

**65.   Determination of Panel:**

Upon receipt of an appeal statement the President of the Tribunal will determine (taking into account the guidelines stated in section 16 above) the composition of the panel before which the appeal will be heard and if he himself or his permanent substitute is not included in this panel, also the panel chair.

**66.   Scope of Appeal:**

The appeal will be limited to an examination of the findings and conclusions of the Commissioner and the appellant or respondent will have no authority to present evidence on appeal, unless new evidence comes to light that was unknown to them, and they could not have known about it at the time of the hearing before the Commissioner, or the Tribunal believes that there are special reasons which for the sake of doing justice require that such evidence is presented.

**67.   Written Arguments:**

67.1   The Tribunal will give an order with respect to the manner of hearing the arguments, including their being heard orally or in writing, the procedure on service to the other party and instructions on the response dates, provided however that a right to be heard orally is given to a defendant who is unrepresented in the appeal proceeding.

67.2   Where the appellant did not submit his arguments on the date and in the manner set forth in the notice from the panel chair, the appeal will be dismissed.

67.3   Where the respondent did not submit his arguments on the date and in the manner set forth in the notice from the panel chair, the Tribunal will hear the appeal according to the appellant's arguments only.

**68.   Date of Hearing:**

68.1   Where the panel chair has decided on oral arguments, the Secretary of the Adjudicating Authorities will determine, upon coordination with the panel chair, the date for hearing the appeal.

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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68.2    The date will be determined close to the submission of the appeal statement, but not before fourteen days have elapsed. A notice on the date of the appeal will be delivered to the parties, and also to anyone who received a notice on the appeal under section 63 of the Regulations, at least seven days prior to the date determined.

69.    **Hearing the Appeal:**

On the date determined for hearing the appeal the appellant will first state his case and thereafter the respondent may reply to the appellant's arguments.

70.    **Judgment:**

As close as possible to hearing the arguments of the parties, or – in the case of written arguments – as close as possible after obtaining the parties' written arguments, the Tribunal will hand down a written reasoned judgment.

The Secretary of the Adjudicating Authorities will serve copies of the judgment to the defendant, the Accuser, the complainant, the Dean of the faculty in which the defendant is included within the student body, the Dean of Students, the Student Union and the student who served as legally authorized observer, all subject to the decision of the Tribunal on publication of the defendant's details.

**Article F:       Closed Hearings and Publication of Judgments**

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71.1   ***In Camera* Hearing:**

The hearings before the Adjudicating Authorities will be conducted *in camera*, unless the Commissioner or the panel hearing the appeal decide – at the request of one of the parties – in a reasoned decision, to hold a public hearing, or to permit the presence of certain persons in the room of the hearings.

71.2   **Public Hearing:**

Where it has been decided to hold a public hearing, the Commissioner or the panel may determine limitations on entry of the public into the room of the hearings, remove persons making a disturbance from the room or order the continuation of *in camera* hearings.

72.    **Publication of Judgments:**

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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In each judgment the Commissioner or the panel will explicitly determine as follows:

- 72.1 Whether to publish the judgment on the University notice board.
  - 72.2 Whether those judgments that according to the decision should be published, will be published with a mention of the defendant's name or without a mention of his name.
- 72A. All judgments and decisions of the Commissioner or the panel will be published on the University website without mentioning the defendant's name, except in those cases where the Commissioner or the panel ordered not to publish the judgment or the decision on special grounds to be recorded.

### **Chapter Seven: Faculty Disciplinary Investigation**

(January 17, 2018)

**73. Faculty Disciplinary Investigation**  
(November 28, 2018)

- 73.1 Each faculty will establish a disciplinary investigation system for Pupils studying within the faculty.  
Establishment of the system, its functions, powers and its method of action will be as set forth in this Chapter.
- 73.2 The Dean of the Faculty will appoint, with the approval of the Faculty Council, a faculty disciplinary officer (hereinafter, the "Officer") and a substitute officer (hereinafter, the "Substitute").
- 73.3 The Officer and the Substitute will be tenured members of the academic staff and will be appointed for a term of three (3) years and at the end of the first year of office they may be reappointed for one additional term of office. The Officer and Substitute will receive a deed of appointment signed by the Dean, together with these Regulations.
- 73.4 The Officer, and in his absence or according to his instructions, the Substitute, will have authority to hear Pupils studying in the faculty who are accused of commission of the offenses set forth in section 73.17 of this Chapter, and to impose on anyone convicted the penalty or penalties set forth in section 73.18 of this Chapter.
- 73.5 A complaint under section 73 will be submitted to the head of administration (hereinafter, the "Head of Administration") where the Pupil studies.



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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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- 73.6 Any complaint submitted under this Chapter will be transferred by the Head of Administration, prior to commencement of handling, to the Academic Secretariat that will determine whether there is cause to continue the faculty disciplinary investigation process or to transfer the complaint for a disciplinary investigation before the University Disciplinary Committee. The decision of the Academic Secretary and/or his representative, as set forth in Article D of Chapter Three of these Regulations will be given no later than 14 working days after receipt of the complaint from the Faculty. The decision of the Academic Secretary and/or his representative will be given in writing and will be final.
- 73.7 Where the Academic Secretary has decided on a faculty disciplinary investigation and the Pupil studies in two faculties, the place of investigation of the complaint will be determined by the Academic Secretary.
- 73.8 The Head of Administration will be responsible for preparation and submission of a complaint and delivery of a copy to the Pupil and for all the administrative arrangements relating to holding the disciplinary investigation before the Officer or the Substitute, and writing the record of the hearing as set forth in section 73.10. It will be noted in the summons to the hearing that the Pupil is entitled to review all the evidentiary material against him prior to the hearing.
- 73.9 The Pupil may refuse to be heard before the Officer or his Substitute. In such case, the complaint will be transferred for investigation before the University Disciplinary Committee.
- 73.10 At each hearing to take place before the Officer or the Substitute, a full written record will be recorded by the Head of Administration or anyone on his behalf, and it will be signed by the Officer or the Substitute and a copy thereof will be delivered to the Pupil.
- 73.11 The hearing of the complaint will take place in the manner regarded by the Officer (or the Substitute) as effective and beneficial, provided however that the rules of natural justice are observed. The Officer or the Substitute may order the summons of anyone they deem to be appropriate for the purpose of investigating the complaint.
- 73.12 At the hearing to be held before the Officer or the Substitute, the Pupil will not be represented by an attorney or by any other person. All the provisions of section 26 of the Regulations (summoning observers) will apply to the provisions of this Chapter, *mutatis mutandis*. The non-attendance of all or any of the observers will not disqualify the hearing and will not derogate in any manner whatsoever from

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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its validity, provided however that they were summoned to attend. Likewise, the observer cannot be a Pupil in the faculty where the disciplinary proceeding is being conducted.

- 73.13 In addition to that specified above, the Head of Administration is responsible for giving the Student Union a notice on the hearing at least 48 hours in advance.
- 73.14 The hearings before the Officer or the Substitute will be conducted *in camera*.
- 73.15 Anyone convicted twice during his period of studies of any offenses from those specified in section 73.18 below cannot be tried by a faculty hearing and any further complaint against him will be heard before the University Disciplinary Committee.
- 73.16 Decisions of the Officer or his Substitute are appealable before the Appeal Tribunal according to the procedure determined in Chapter Six, Articles D and E of these Regulations, either by the Faculty or by the Pupil, *mutatis mutandis*.
- 73.17 A copy of the decision will be passed on to the Academic Secretary who will ensure that an abstract of the decision is published on the Academic Secretariat's website, without the Pupil's name.
- 73.18 List of offenses:
- A. Conduct not befitting the status of a Pupil.
  - B. Insolence.
  - C. Breach of instructions relating to use of laboratories and rooms.
  - D. Breach of instructions relating to an examination/test/assignment or any other task.
  - E. Interference with the ordinary course of an examination, including talking and disturbance at the time of an examination.
  - F. Damage to University property.
  - G. Failing to return equipment on time or transfer of equipment to a third party without permission.
  - H. Removal of equipment from its place without permission.
  - I. Use of equipment without permission or contrary to instructions.
  - J. Non-compliance with the instructions of an invigilator and/or member of the academic staff and/or member of the administrative staff and/or a security officer.
  - K. Smoking in a place prohibited by law.

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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73.19 Where a Pupil is convicted of one of the offenses set forth in section 73.18 above, one or more of the penalties specified below may be imposed on him:

- A. Reprimand.
- B. Monetary fine not exceeding 10% of the annual fees at the University.
- C. Monetary compensation not exceeding the direct damage incurred in consequence of the offense.
- D. Disqualification of examination.
- E. Cancellation of course.

73.20 It will be the Faculty's responsibility to enter a suitable note in the Pupil Administration System and specify the penalty imposed on the Pupil.

### **Chapter Eight: Offenses – Fine Option**

74. **Definitions:**  
(January 17, 2018)

In this Chapter:

- 74.1 **“Parking Offense”** Any of the offenses against the procedure on parking a vehicle on campus set forth in Appendix A attached to these Regulations and constituting an integral part hereof and any offense added to Appendix A according to a decision of the Parking Committee stated in the aforesaid procedure.
- 74.2 **“Use of Mobile Phone in Library Areas”** An offense under the Regulations for Users of University Library Services [Guideline 13-001].
- 74.3 **“Eating and Drinking in Places Where Expressly Prohibited”** Eating and drinking in all halls where signs are placed prohibiting bringing in any food or beverages.
- 74.4 **“Fine Amount”** The fine amount for each offense stipulated in Appendix A.
- 74.5 **“Inspector”** Anyone authorized by the University authorities to supervise performance of the procedural guidelines on parking a vehicle on campus.

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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- 74.6    **“Library Director”**       Any of the library directors or anyone authorized by him for this purpose in writing.
- 74.7    **“Janitor”**                    A University employee responsible for a building or group of buildings or a team of janitors authorized by him in writing.
- 74A.    A notice may be delivered to a Pupil on a fine option instead of prosecuting him in a disciplinary hearing, under the provisions of this Chapter. These provisions do not derogate from the power to submit a Grievance for an offense which is a fine option, in cases where the circumstances of commission of the offense are grave and significantly violate discipline.
75.    **Notice on Fine Option:**
- 75.1    If the Inspector has cause to assume that a Pupil committed a parking offense he may deliver to the Pupil or attach to his car a notice in which the Pupil is accused of such offense and he will be given an option to pay the Fine Amount (befitting such an offense) instead of prosecution before the Commissioner.
- 75.2    If the Library Director has reasonable cause to assume that a Pupil used a mobile phone (speech or ring) in the library area, he may deliver to the Pupil a notice in which the Pupil is accused of such an offense and he will be given the option of paying the Fine Amount determined for such offense, instead of prosecution before the Commissioner.
- 75.3    If the Janitor or Library Director has reasonable cause to assume that a Pupil ate and/or drank in places where it is prohibited to do so, he may deliver to the Pupil a notice in which the Pupil is accused of such an offense and he will be given the option of paying the Fine Amount determined for such an offense, instead of prosecution before the Commissioner.
- 75.4    A copy of the notice stated in subsection 74.1 – 74.3 will be sent to the Secretary of the Adjudicating Authorities.
76.    **Payment of Fine:**
- 76.1    Anyone who has received a notice as stated in section 74 may, within thirty days of the date of the notice, pay to the account stated therein the fine amount stipulated therein.

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**Guideline name: Disciplinary Regulations – Students (2008)**

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76.2 Where a Pupil has paid a fine as stated in section 75.1, he shall be deemed to have admitted guilt before the Commissioner, been convicted and served his penalty.

**77. Non-Payment of Fine:**

Where a Pupil does not pay the fine by the date stipulated in section 75 above, the notice stated in section 74 will be deemed a Grievance submitted against him under the provisions of these Regulations, the Secretary of the Adjudicating Authorities will summon him to a hearing before the Commissioner and such a hearing will be identical to a hearing in any other Grievance.

**78. Repeat Offenses:**

The Accuser may, with a Pupil who within one academic year is convicted twice of the same fine option offense (either by way of payment of the fine option or by way of holding a hearing before the Commissioner) and received on a third occasion a notice as stated in section 74 for the same offense, submit a Grievance against him notwithstanding payment of the fine stipulated in the third notice and the Commissioner may impose on him – in addition to the fine paid by him or in its place – any other or additional penalty.

**79. Canceled**  
(January 17, 2018)

### **Chapter Nine: Pardon**

**80. ---**

80.1 Where a Pupil is convicted of a disciplinary offense and he has a final judgment, he may approach the Rector with a request, in writing, for a pardon.

80.2 The Rector may, at his discretion, pardon the Pupil who was convicted of a disciplinary offense, or mitigate the penalty or convert the penalty to another penalty.

### **Chapter Ten: Commencement of Validity and Transitional Provisions**

**81. Commencement of Validity:**

These Regulations enter into effect on the date of their approval by the Senate (November 28, 2007) and on this date the validity of the Student Disciplinary Regulations (5743) will lapse.

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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**82.    Transitional Provisions:**

The provisions of the Disciplinary Regulations - 5743 will apply to offenses committed prior to the entry of these Regulations into effect, however, on procedural matters the provisions of these Regulations will apply.

If any disagreements arise between the Accuser and the Defendant, whether the specific matter is a procedural or substantive matter, the Commissioner will decide these disagreements in the course of hearing the Grievance.

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**Guideline name:                   Disciplinary Regulations – Students (2008)**

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### **Appendix A – Offenses**

#### **Parking:**

<b>The Offense</b>	<b>Fine Option Amount</b>
<b>1.     Parking in a restricted parking lot – parking a vehicle in a parking lot in which such vehicle may not be parked (in light of the category of parking sticker on it)</b>	<b>NIS 60</b>
<b>2.     Prohibited Parking</b>	<b>NIS 70</b>
2.1 In reserved parking spaces.	
2.2 In passageways in parking lots.	
2.3 In entranceways to buildings.	
2.4 In places designated for loading and unloading.	
2.5 In places marked by a “ <b>no parking</b> ” sign.	
2.6 On granulite paved areas, garden areas and sidewalks.	
2.7 Occupying two marked parking spaces.	
2.8 Parking in a place or in a manner causing an interference to the passage of vehicles and/or pedestrians.	
<b>3.     Prohibited Parking in Aggravated Circumstances</b>	<b>NIS 100</b>
For the purpose of this section, “prohibited parking in aggravated circumstances” means the following:	
3.1 Parking blocking a lawfully parked vehicle.	
3.2 Parking blocking a passageway to another parking space.	
3.3 Parking in places reserved for handicapped parking.	
3.4 Parking blocking an emergency passageway.	
3.5 Parking blocking a passageway on the campus gates.	
<b>4.     Use of Mobile Phones in the Libraries</b>	<b>NIS 100</b>
<b>5.     Food &amp; Drink</b>	<b>NIS 100</b>