



THE OMBUDSMAN FOR ACADEMIC ETHICS AND PROCEDURES OF THE REPUBLIC OF LITHUANIA

DECISION REGARDING COMPLAINT OF JONAS MOCKEVIČIUS OF 29 JANUARY 2015

26 June 2015 No. SP-17

Vilnius

The Ombudsman for Academic Ethics and Procedures of the Republic of Lithuania (hereinafter – Ombudsman), <...> examined the complaint of Jonas Mockevičius (hereinafter – applicant), received in the Office of Ombudsman for Academic Ethics and Procedures of the Republic of Lithuania (hereinafter – Office of Ombudsman) on 2 February 2015, the material submitted by Kaunas University of Technology (hereinafter – KTU), and **determined that:**

The applicant submits a complaint against the actions of the Dean of the Department of Transport Engineering (hereinafter – Dean).

The applicant in his complaint states that “on 10 11 2004 I addressed the Dean <...> for clarification of circumstances <...> so that the department lead by him would conduct an investigation, establish and inform me if Šaukliai street in Kaunas is an uphill or a slight elevation of the road only <...>, however, I have not received any response from the Dean of the Department <...> up to now <...>”.

<...>

In its letter No. DV-10-496 of 12 March 2015 the University explained that “the indicated letter of Jonas Mockevičius is not related to the research and study activity conducted by the University, therefore the University is not obliged to respond to such enquiries <...> Your letter of 12 February 2015 and the letter of 28 February 2015 in their content are not related to your functions ensuring that research and study institutions should comply with the academic ethics and procedures, therefore <...> we do not have possibilities to provide you with the information”.

<...>

Assessing legal regulation and the aforementioned information, submitted to the Office of Ombudsman by the University, it should be noted that the University does not have a duty to provide the service requested by the applicant, however, provision of information (response to the request of the applicant) to a person (applicant) on reasonable absence of possibility to provide service should be related to responsibility, openness and respect of human rights by the academic community and the staff of the University, in the examined case, ensurance of the right of a person to get information, embedded in the Constitution.

<...>

In its letter No. DV-10-706-1 “Regarding Provision of Information” of 10 April 2015 the University indicated that “such investigations as indicated by J. Mockevičius in his letter of 10 November 2014 are not conducted at Kaunas University of Technology”. In its letter No. DV10-1206 “Regarding Provision of Information” of 3 June 2015 the University confirmed that “the letter of Jonas Mockevičius of 14 November 2014 was not registered in the Document Management

Department at Kaunas University of Technology. As there was not any letter of Jonas Mockevičius registered, Kaunas University of Technology does not provide responses to unregistered letters <...> such investigations, as indicated by J. Mockevičius, are not conducted at Kaunas University of Technology in general as they are related to trasology issues in solution of which Kaunas University of Technology does not specialise”.

With regard to the aforementioned, the circumstances of the complaint and the information submitted by the University, it should be stated that violations of academic ethics and / or procedures of failure to provide the answer of the Dean to the applicant have not been established.

The Ombudsman decided:

To declare the applicant`s complaint unfounded.
