



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

DECISION REGARDING VIOLATIONS OF ACADEMIC ETHICS COMMITTED BY DARIUS MAZINTAS

02 February 2015 No. SP-2

Vilnius

The **Ombudsman for Academic Ethics and Procedures of the Republic of Lithuania** (hereinafter – Ombudsman), <...> completed the investigation regarding violations of academic ethics and procedures committed by Darius Mazintas on the ground of the report of the member of Seimas of the Republic of Lithuania of 21 September 2014, examined material submitted by the Ministry of Culture of the Republic of Lithuania, Ministry of Education and Science of the Republic of Lithuania, Prosecutor’s Office of Vilnius County, Centre for Quality Assessment in Higher Education, and Lithuanian Academy of Music and Theatre (hereinafter – LMTA), and **determined that:**

<...>

Following the clause 1 of article 3 of the Law on Higher Education of the Republic of Lithuania (edition of 25/01/2001), clause 10 of the Statute of the Lithuanian Academy of Music, clause 2 of chapter VI of the Regulations of Studies of the Lithuanian Academy of Music of 23 April 1997, and resolution of the Prosecutor’s Office of Vilnius County of 03 October 2014 to refuse to start the pre-trial investigation for the determined falsification of Secondary School Diploma, and with regard to the fact that no other material about secondary education of D. Mazintas has been submitted to the Office of Ombudsman, the conclusion can be made that D. Mazintas did not have a right to endeavour at higher education, thus he violated the clause 1 of article 3 of the Law on Higher Education of the Republic of Lithuania (edition of 25/01/2001), the duty of the students to act in compliance with ethical provisions consolidated in the clause 2 of chapter VI of the Regulations of Studies of the Lithuanian Academy of Music of 23 April 1997, and the provision of freedom of conscience guaranteed to the students by the clause 10 of the Statute of the Lithuanian Academy of Music, when he presented fake Secondary School Diploma during admission procedure for undergraduate studies and concealed the fact that he had no right to gain higher education during these studies.

<...>

Following the clause 1 of article 3 of the Law on Higher Education of the Republic of Lithuania (editions of 22/04/2003 and 22/03/2008), subparagraph 6 of paragraph 6 of the LMTA Statute (“II. Fundamental Provisions. 6. The norms of ethics and morality shall be observed in the Academy <...> 6) <...>”), and subparagraph 2 of paragraph 64 (“64. Duties of the students: <...> 2) to observe the norms of ethics and morality;”) and with regard to the fact that D. Mazintas concealed that he had no right to gain higher education during the admission to graduate and postgraduate training programme in art and during these studies, the conclusion should be made that

D. Mazintas has violated the clause subparagraph 6 of paragraph 6 and subparagraph 2 of paragraph 64 of the LMTA Statute.

The Ombudsman decided:

1. To inform the Lithuanian Academy of Music and Theatre and the Ministry of Education and Science about the Ombudsman's decision.

2. To make the encountered cases of violation of academic ethics public, i.e. to inform the Centre for Quality Assessment in Higher Education, Office of the Chief Archivist of Lithuania, and the State Data Protection Inspectorate about the Ombudsman's decision.
