



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

DECISION REGARDING COMPLAINT OF TRADE UNION OF THE EMPLOYEES OF PANEVEZYS COLLEGE OF 01 JUNE 2014

29 August 2014 No. SP-9
Vilnius

The **Ombudsman for Academic Ethics and Procedures of the Republic of Lithuania** (hereinafter – Ombudsman), <...> examined the complaint of the trade union of the employees of Panevezys College (hereinafter – applicant) regarding possible violations of academic ethics and procedures committed by the director of Panevezys College with regard to Dr. Rasa Glinskiene received in the Office of Ombudsman for Academic Ethics and Procedures of the Republic of Lithuania on 03 June 2014 and the material submitted by the trade union of the employees of Panevezys College and by Panevezys College, and **determined that:**

It is stated in the clause 43 of the Statute of Panevezys College that “the Academic Council shall be formed from 19 members for 5 years <...>”.

Dr. Rasa Glinskiene, Professor of the Department of Management and Business, Senior lecturer of the Department of Economics and Business of Kaunas University of Technology, was elected the member of the Academic Council during the meeting of the Department of Management and Business of Panevezys College on 15 April 2014.

<...>

Following the Order No. V1-159 of the Director of Panevezys College of 19 May 2014 “Regarding postponement of verification of the member of Academic Council of Panevezys College” of 19 May 2014, the verification of the membership of Dr. Rasa Glinskiene in the Council was postponed “until the work dispute regarding her further employment in Panevezys College is settled”. Following the Order No. V1-158 of the Director of Panevezys College of 19 May 2014 “Regarding verification of the Academic Council of Panevezys College”, whereby the composition of the Academic Council was approved, and the membership of Dr. Rasa Glinskiene in the Academic Council was not verified.

It is stated in the clause 44 of the College’s Statute and clause 18 of the Description that the Council’s composition and modifications shall be approved by the order and made public by the director.

<...>

The applicant asks:

“1. To analyze whether the College’s director has not exceeded his official functions and has not violated the rights of democratic representation guaranteed in the named legal acts, as well as election procedures of the Academic Council, when he made the unilateral decision not to verify the person who was lawfully elected in the meeting of the academic unit to the Academic Council and

thus possibly violated the provisions of the clause 44 of the Statute of Panevezys College <...> and Description of election procedure to the Academic Council of Panevezys College <...> .

2. To oblige the College's director Egidijus Zukauskas to verify immediately the representative of the Department of Management and Business, who was lawfully elected and delegated by of Panevezys College to the Academic Council as specified in the clause 44 of the Statute of Panevezys College”.

<...>

The Ombudsman decided:

1. To recommend to the director of Panevezys College to revoke the decision to postpone the verification of Dr. Rasa Glinskiene as the member of the Academic Council.

2. To inform Panevezys College and the Ministry of Education and Science about the violations determined by the Ombudsman.
