

National University of Kaohsiung Regulations for Processing the Perjury and Cheating in PhD Dissertations and MA Theses

Passed in the 124th Administration Meeting on Jun. 15, 2002
Passed in the 25th School Affairs Meeting on Jun. 22, 2002

Article 1. To preserve the education quality and the academic ethics, prevent any perjury or cheating in PhD dissertations and MA theses, and follow the principles of impartiality, justice and objectivity, National University of Kaohsiung establishes these regulations in accordance with the second paragraph of Article 7 of Degree Conferral Regulations and Article 11 of Enforcement Rules of Graduate Students' Degree Examination. For details not regulated in these regulations, the processing should be in accordance with the relevant regulations by Ministry of Education and National University of Kaohsiung.

Article 2. Any accusation of the perjury or cheating which is reported to the Division of Academic Affairs with concrete evidence should be processed in accordance with the regulated procedure of these regulations here; the accusations transferred from Ministry of Education are processed in the same way.

The regulated procedure should be processed confidentially so that the identities of both the accusing and the accused will not be revealed.

Article 3. After a case is accepted, Division of Academic Affairs should apply to the president for assigning a convener to deal with it, to whom the relevant documents to the accusation will be delivered by a confidential mail. The convener is supposed to organize a commission within fourteen days after receiving the case. Based on the principles of impartiality, justice and objectivity, the commission is supposed to investigate the case and make a resolution. If there is a need to extend the investigation, the extension can only be applied once.

The commission consists of five to seven scholars or experts who are of a specific profession and of justice. The convener is the chairperson of the meeting, and the commissioners, whose identities are kept confidential, are recommended by the convener and then asked to accept the honorary position by the president.

Those who are or used to be the accused side's teachers, students, oral defense advisors, first-to-fourth degree of kinship, first-third degree of in-laws, academic co-workers or profit-related people can not assume the position of commissioners.

The commission should recommend as the reviewers at least three non-NUK scholars or experts who are of a specific profession and of justice. These reviewers, whose identities should be kept confidential, should not be those who are profit-related with the accusing and the accused.

The reviewers should complete the investigation of the case within one month and submit the investigation report to the commission as the basis of the coming up procedure. The commission should respect the result of the review's investigation based on their expertise.

To convene a meeting, at least two thirds of the commissioners should be present; and the resolution can not be made without the consent of one half of the participating commissioners

Commissioners should attend the meeting by themselves. Any authorized representative shall not be accepted.

Article 4. Commissioners should inform the accused or profit-related people by mail of issuing written explanations or stating their own opinions on scene within the regulated dates. If the accused do not do this within ten days since the mail was received, they will be considered giving up the opportunity.

Commissioners can invite the advisor of the accused or anyone related with the case if there is a need. The confirmation of the case of perjury or cheating is determined by the professional investigation of the commissioners in accordance with the fourth paragraph of Article 3.

Article 5. After the resolution is made, it should be compiled into a document of disciplinary action, which will then be delivered to the accused. The document of disciplinary action should consist of the main body of the verdict, the facts, the reasons, and the appeal channels. In the part of appeal channels, it should be stated clearly that if the accused do not accept the result, an appeal document should be submitted to the original disciplinary unit which then delivers the appeal document to Ministry of Education within thirty days since the document of disciplinary action was delivered, or an administrative accusation is issued to the High Administration Court within twenty days since the document of disciplinary action was delivered.

Article 6. If it is confirmed by the commission that there is any perjury or cheating in the theses, dissertations, creations, displays, written reports or technical reports, by which the accused have obtained the degrees, and the accused do not issue an appeal by the deadline, NUK is authorized to revoke their diplomas, publicize the revoke and make void the issued certificates of degree, notify other universities and related institutes of the case, and then dispatch a letter to National Library and NUK Library to withdraw the theses/dissertations and the electronic file. Matters which are related with the violation of other laws shall be dealt with in accordance with relevant laws. If the accused haven't obtained the diploma, their candidacy will be revoked and they will be expelled from NUK.

Article 7. The regulations are passed in the Administration Meeting and the School Affairs Meeting, reported to the president of NUK, and then announced to carry into execution. When there is a need to make amendments, the procedure is the same as the aforementioned.