



## RECTOR'S ORDER

No. 5/2022

### **Guidelines for accepting students from the Russian Federation and Belarus and the rules for further study of students from the Russian Federation and Belarus and implementation of the ban to provide technical assistance and other measures in connection with the war situation in Ukraine**

#### **Part I**

#### **Guidelines for accepting students from the Russian Federation and Belarus**

- (1) Due to the invasion of Ukraine by the army of the Russian Federation (hereinafter also referred to as "Russia"), with participation of Belarus, a regime set out in this Order will be used for accepting students from the two countries which ensures compliance with restrictive measures imposed by the bodies of the European Union which ban, among other things, provision of technical assistance to the Russian Federation and Belarus<sup>1</sup>; the Council Regulations can be used directly in all EU member states without the need for implementation into national law.
- (2) CTU shall prevent provision of any direct or indirect technical assistance, which in this respect includes also provision of instructions, consultancy, courses, consultations or passing of knowledge and competences in all forms (also orally) in the areas specified below, in teaching as well as in applied research. Based on the recommendations of the Interdepartmental Coordination Group for Implementation of International Sanctions in the Czech Republic of 23 March 2022, it must be ensured that such technical assistance is not provided to **natural persons**, legal persons, bodies and entities **from Russia or Belarus** (including also in Russia and Belarus).
- (3) Constituent parts will individually assess each case of study applicants from Russia and Belarus applying to study at CTU. It must always be assessed whether in each individual

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<sup>1</sup> Council Regulation (EU) No 833/2014 of 31 July 2014 concerning restrictive measures in view of Russia's actions destabilising the situation in Ukraine, Council Regulation (EU) No 692/2014 of 23 June 2014 concerning restrictions on the import into the Union of goods originating in Crimea or Sevastopol, in response to the illegal annexation of Crimea and Sevastopol, Council Regulation (EU) 2022/263 of 23 February 2022 concerning restrictive measures in response to the recognition of the non-government controlled areas of the Donetsk and Luhansk oblasts of Ukraine and the ordering of Russian armed forces into those areas, Council Regulation (EC) No 765/2006 of 18 May 2006 concerning restrictive measures in view of the situation in Belarus and the involvement of Belarus in the Russian aggression against Ukraine.

case of a person with Russian or Belarusian citizenship, the ban on technical assistance shall be implemented in the form of rejecting the application.

- (4) The ban on direct or indirect provision of technical assistance does not apply to basic research whose results are published as open access. However, as part of basic research, results must not be created that will be given patent protection or can be used commercially. A responsible approach must be taken in assessing whether a study applicant might get involved with such results also in the framework of basic research.
- (5) Also advanced methods, tools and processes in research that students get acquainted with must not have potential to be used in areas of banned technical assistance under sanctions.
- (6) The decisive factor for assessment of whether technical assistance shall be prevented by rejecting a study application is in particular the connection to one of the following areas:
  - a) dual-use goods and technology
  - b) goods or technologies that might contribute to Russia's military or technological enhancement or the development of its defence and security sector
  - c) goods and technology suited for use in aviation or the space industry
  - d) transportation
  - e) telecommunications
  - f) energy sector (conventional and nuclear)
  - g) finding, exploration, extraction and production of oil, natural gas and other mineral resources
  - h) further detailed list of areas is given in the relevant EU Council Regulations<sup>2</sup>.
- (7) Given the breadth of the above areas and the cutting-edge technological education and research implemented at CTU, it is obvious that the majority of information that is provided to students during instruction and related research may overlap with the above listed areas.
- (8) This concerns primarily **critical study programmes** in the following **strategic areas**: *artificial intelligence, IT technologies, cyber-security, quantum technologies, nuclear and energy technologies, aviation and space industry, advanced materials, biomedicine, telecommunications* etc. All these and many other areas have big potential for dual use and determination of areas of banned technical assistance. The connections with the restrictions must be analyzed in detail, taking into account the interconnection of the study fields and research.

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<sup>2</sup> Council Regulations (EU) No 2022/263, No 692/2014, No 833/2014 and No 765/2006

Areas of potential effect of sanctions	Areas of sanctions - ban on technical assistance								
	dual-use goods and technology	technological enhancement of Russia	military enhancement of Russia	development of defence and security sector	technology for aviation and space industry	transportation	telecommunications	energy sector	finding, exploration, extraction and production of mineral resources, oil and natural gas
<b>Faculties and institutes</b>									
Faculty of Civil Engineering		x		x				x	x
Faculty of Mechanical Engineering	x	x	x	x	x	x		x	x
Faculty of Electrical Engineering	x	x	x	x	x	x	x	x	
Faculty of Nuclear Sciences and Physical Engineering	x	x	x	x	x			x	x
Faculty of Architecture	x	x		x					
Faculty of Transportation Sciences		x			x	x			
Faculty of Biomedical Engineering	x	x	x	x					
Faculty of Information Technology	x	x	x	x					
Masaryk Institute		x							
Klokner Institute	x	x				x		x	

**Table 1.** The table provides a list of areas in which it can be assumed that the activity of faculties and institutes concerns sanctions related to the ban on technical assistance in the abovementioned areas under sanctions.

- (9) The final decision will be taken by deans of the relevant faculties and heads of institutes that teach students (hereinafter referred to as “deans”), while also permeability of study across CTU must be taken into consideration; for this purpose individual constituent parts will provide each other with all necessary assistance.
- (10) The Department for Education and Student Affairs of the CTU Rector’s Office (hereinafter referred to as “DESA”) will keep the register of the critical study programmes.
- (11) Faculties and constituent parts of CTU will pass the list of critical study programmes, including the evidence for specific reasons, to the Vice-Rector for Bachelor and Master Studies within 10 days after this Order comes into force. The justification must clearly demonstrate why a study programme should be deemed critical.
- (12) DESA will send the list of critical study programmes to the **Financial Analytical Office**.
- (13) In case a study applicant applies to study in a critical programme where an obvious possibility to provide technical assistance exists, they will not be accepted to study, will not be invited to participate in the entrance examination and the admissions procedure will be terminated<sup>3</sup>. In case a student has already been accepted before this Order came into force, they will not be enrolled in study<sup>4</sup>.
- (14) In justified cases, deans may ask the rector through DESA to grant an exemption and provide justification of this exemption based on information on the applicant and a cover letter that the applicant presents to the dean. The admissions procedure will be suspended until an exemption is granted. DESA can ask FAO for assistance.
- (15) In case of any ambiguity, persons who head constituent parts can contact the **Financial Analytical Office**, which will help decide disputed cases.

<sup>3</sup> By issuing a resolution on termination of the admissions procedure.

<sup>4</sup> The decision to accept to study will be cancelled in a review procedure as unlawful.

- (16) In case a study applicant applies to a programme that is not critical, it is advisable to inform them that the Czech Republic currently does not issue new visas to citizens of Russia and Belarus.
- (17) If deans decide to accept a study applicant from Russia and Belarus to a study programme that does not provide banned technical assistance, they have to ensure that the student only attends classes in the given programme and the student has to confirm this restriction in writing; this is without prejudice to the duty of faculties and institutes to ensure that no technical assistance is provided to them in any other way in connection with the study programme that does not provide banned technical assistance; in case this restriction is violated, it will be considered as reason for termination of studies as it represents a security risk and puts sensitive information at risk.
- (18) In order to enrol in study, applicants from Russia and Belarus must present a valid study visa; if they are not granted a visa, they can apply for interruption of studies. If they do not apply for interruption of studies and do not attend classes, the relevant procedure is to terminate their study in accordance with Section 56, Para 1 (b) of the Higher Education Act.

## Part II

### Rules for further study of students from the Russian Federation and Belarus

- (1) In view of the fact that students from Russia and Belarus that already study at CTU and live in the Czech Republic and share with us the way of academic life and functioning of society together with the **belief that we share common human and democratic values that are currently being denied in their home countries, with respect to European humanistic ideals and in the hope to spread them by example to Russia and Belarus in the future, the rules for further study of students from Russia and Belarus are stipulated as follows:**
  - a) In case students study in study programmes that fully or partly cover strategic areas (**critical study programmes**) that fall under sanctions concerning the ban on technical assistance, an individual study plan approved by the dean may be set, provided this will not reduce the amount of knowledge that is necessary to achieve a graduate profile defined in the accreditation of the study programme.
  - b) In justified cases, deans may ask the rector through DESA to grant an exemption and provide justification of this exemption based on information on the student and a cover letter that the student presents to the dean; DESA can ask FAO for assistance. The student can continue their studies until a decision on the exemption is taken.
  - c) Every student from Russia or Belarus (regardless of whether they study in a critical study programme or in a programme that is not considered critical) must **apply in writing by 19 August 2022** for continuation of study to the relevant dean or head of constituent part; the application must include a cover letter that should include the student's motivation for further study at CTU and stay in the Czech Republic.

This letter can (but does not have to) include student's potential activities in helping Ukraine, in anti-war stances or other activities that might put them at risk in case they return to their homeland. It can also include other material facts such as permanent residence in the Czech Republic, family relationships to the Czech Republic, a submitted application for asylum in the Czech Republic, or support given by, for example, the department, the thesis supervisor, a student organisation, etc. The cover letter will be treated as confidential personal material and will not be provided to third persons, with the exception of FAO for the purpose of assessment of an exemption to study in critical study programmes. In other cases, cover letters can be used as a source of information that will allow CTU to support the student, for example when applying for a visa. The student's application can be supported by a statement of an employee at the faculty/institute where the student studies and who knows the student personally and can confirm the provided facts, or a representative of a student organization or a member of an academic body.

- d) **If it is not possible to allow a student to continue their studies** (not even by setting, for example, an individual study plan, etc.), **the studies will be interrupted.**
- e) The absence of a cover letter is not a reason to interrupt the studies; however, if this is the case, CTU will not be able to assist the student in dealing with the state authorities.
- f) When the reasons for sanctions shall cease to exist and the war situation goes back to normal and academic relationships with Russia and Belarus are normalized, CTU will do its best to allow students to complete their studies.
- g) When a student is transitioning to a follow-up level of study, they will be accepted to further studies at CTU provided they have also complied with all the requirements of the admissions procedure (this is without prejudice to the potential interruption of studies, if necessary).

### **Part III Final provisions**

- (1) When applying sanctions, in accordance with the guidelines recommended by state authorities, a blanket approach must not be applied to study applicants and students from high-risk countries in the application of the given measures; each case must be assessed individually.
- (2) The information on the contents of this Order will be communicated to the students from Russia and Belarus in an appropriate manner (e.g., on a publically accessible website of CTU or in the information system KOS – study component, etc.).
- (3) The rules stipulated in Part I shall apply to all levels of study and will be applied starting with the admissions procedure for the 2022/2022 academic year.

- (4) The rules stipulated in Part II shall apply to all levels of study and will be applied starting with the 2022/2022 academic year; transitions between study programmes must be addressed in advance during the spring and summer of 2022.
- (5) This Order comes into effect on 23 May 2022.

doc. RNDr. Vojtěch Petráček, CSc., m. p.  
Rector