General house rules for the maintenance of public order at Maastricht University (Article 7.57h WHW)

Regulations on the use of university buildings, grounds and other facilities

The Executive Board of Maastricht University (UM) is, pursuant to Article 7.57h of the Dutch Higher Education and Research Act (WHW), authorised to establish rules and disciplinary measures relating to the maintenance of public order in UM buildings and on university grounds.

These regulations do not affect the authority of the Executive Board or the head of the administrative unit responsible for certain buildings or grounds (or a staff member designated by the head of the unit) to establish specific rules and measures for those buildings or grounds.

Definitions

Dean the chair of a UM Faculty Board and head of the faculty administrative unit as referred to in Article 6.3 of the UM Administration and Management Regulations (BBRUM);

Third party a natural person who is neither a UM student nor a UM employee. In the context of these regulations, third parties include endowed professors, interns, exchange students, external PhD candidates and other persons who have received a UM registration in order to make use of UM facilities;

Director the head of a UM service centre or the Maastricht University Office, these being centralised administrative units as referred to in Article 6.7 of the BBRUM;

Employee a natural person who holds a permanent or temporary employment contract at UM;

Student a current, prospective or former student enrolled at UM; a current, prospective or former external student at UM, or a current, prospective or former non-degree-seeking student at UM.

Article 1 Usage

1. All persons who are present in the buildings or grounds of UM and/or who use other UM facilities must use them in accordance with their intended purpose, and in doing so must comply with the applicable rules and regulations, as well as with any instructions issued by or on behalf of the Executive Board. They may not:
   a) cause any direct or indirect loss or nuisance to UM or to its employees, students or third parties who use UM’s buildings, grounds or other facilities;
   b) contravene any rights of UM or its employees, students or third parties who use UM’s buildings, grounds or other facilities;
   c) contravene any rules of law or come into conflict with generally accepted unwritten rules.

2. The rules, regulations and instructions as referred to in the first paragraph can be laid down on behalf of the Executive Board by the dean, the director or an employee designated by the dean/director.
Article 2 Instructions

1. Any person who uses UM’s buildings, grounds or other facilities must comply immediately with any instruction issued by or on behalf of the Executive Board related to the provisions in Article 1.

2. An instruction as referred to in the first paragraph may be issued on behalf of the Executive Board by the dean, the director or an employee designated by the dean/director.

Article 3 Measures relating to students

1. If a student acts in contravention of the provisions of Article 1 or fails to immediately comply with an instruction as referred to in Article 2, the dean or the director may issue the student with a warning. If the warning is issued in writing, a copy shall be kept in the student’s file.

2. a. The dean or the director may on behalf of the Executive Board refuse a student access to UM’s buildings, grounds or facilities in whole or in part for a period of up to 1 year. If a measure lasting longer than 6 months is being considered, the Executive Board must be consulted beforehand.

   b. The Executive Board may terminate the student’s enrolment during this period if he/she, in spite of a verbal or written order, acts or continues to act in contravention of the provisions of Article 1 or fails to immediately comply with the instructions as referred to in Article 2. The dean or the director may ask the Executive Board to take this step.

3. If a student, in contravening the rules referred to in Article 1, causes serious nuisance within the buildings or grounds of UM and does not cease this nuisance even after being ordered to do so by or on behalf of the Executive Board, then the Executive Board (at the request of the dean/the director or otherwise) may, pursuant to Article 7.57h WHW, definitively refuse the student access to UM or terminate his/her enrolment.

4. A decision as referred to in paragraphs 1 to 3 inclusive will be communicated in writing to the student and added to the student’s file.

5. A decision as referred to paragraphs 1 to 3 inclusive will not be taken until the student in question has been given the opportunity to be heard.

6. If the student’s conduct disrupts the public order in the buildings or grounds of UM in such a way that action must be taken before the student is heard, a temporary measure may be imposed. The maximum duration of this temporary measure is 14 days.

7. If, in taking a measure as referred to in paragraphs 1 to 3 inclusive, the urgent nature of the situation meant that the student could not be heard before the measure was imposed, the dean or the director shall on behalf of the Executive Board give the student the opportunity to be heard as soon as possible after the measure is imposed, but in any case within two weeks.

Article 4 Measures relating to employees

If an employee acts in contravention of the provisions of Article 1 or fails to immediately comply with an instruction as referred to in Article 2, a disciplinary measure may, pursuant to Section 6 paragraph 2 of the Collective Labour Agreement of Dutch Universities (CAO-NU), be imposed on the employee.
**Article 5 Measures relating to third parties**

1. The dean, the director or the building manager designated by the dean/director may, on behalf of the Executive Board, refuse access by a third party to UM's buildings, grounds or facilities in whole or in part if this third party, in spite of a warning, acts or continues to act in contravention of the provisions of Article 1 or fails to immediately comply with the instructions as referred to in Article 2. Depending on the severity of the act, the measure taken may apply for a fixed or indefinite period.

2. A decision as referred to in paragraph 1 will be communicated in writing to the third party in question.

3. A decision as referred to in paragraph 1 will not be taken until the third party in question has been given the opportunity to be heard.

4. If the third party's conduct disrupts the public order in the buildings or grounds of UM in such a way that action must be taken before the person involved is heard, a temporary measure may be imposed. The maximum duration of this temporary measure is 14 days.

5. If, in taking a measure as referred to in paragraph 1, the urgent nature of the situation meant that the person in question could not be heard before the measure was imposed, the dean or the director shall on behalf of the Executive Board give the person the opportunity to be heard as soon as possible after the measure is imposed, but in any case within two weeks.

**Article 6 Decisions and objections**

1. The decisions referred to Articles 3, 4 and 5 shall be accompanied by the rationale on which the decision was based.

2. The decisions referred to in Articles 3, 4 and 5 shall draw attention to the option of filing an objection with the Executive Board.

**Article 7 Date of commencement**

These regulations shall come into force the day after they are adopted by the Executive Board, thereby superseding the general rules for the maintenance of public order at Maastricht University adopted on 17 April 2018.

Adopted by the UM Executive Board on 1 July 2019.

Maastricht, 21 June 2019
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