

Inofficial Translation. Not legally binding! For purpose of understanding only.

Doctoral Regulations (Dr. iur.) of the Faculty of Economics and Business Administration of Chemnitz University of Technology dated March 22, 2011

Based on § 40 sec. 2 in conjunction with § 88 sec. 1 sentence 2 of the law governing the universities in the Free State of Saxony (Saxon Universities Act - SächsHSG) in the version published on December 10, 2008 (SächsGVBl. (Saxony Law Gazette) page 900), last amended by article 21 of the Act of December 15, 2010 (SächsGVBl. p. 387, 400), the Board of the Faculty of Economics and Business Administration at Chemnitz University of Technology has issued the following Doctoral Regulations:

Table of contents

I. In general

- § 1 Entitlement for the award of Doctoral degrees
- § 2 Doctorate
- § 3 Requirements
- § 4 Doctoral Performances
- § 5 Doctoral Committee

II. Admission to Doctorate

- § 6 Application
- § 7 Opening of a Doctoral Procedure
- § 8 Examiners

III. Doctoral Thesis

- § 9 In general
- § 10 Assessment of Doctoral Thesis
- § 11 Approval of Doctoral Thesis

IV. Oral Examination

- § 12 Scientific presentation and debate (Disputatio), Doctoral Viva (Rigorousum)
- § 13 Assessment of oral examination

V. Overall assessment of Doctoral Performances

- § 14 Assessment of the Doctorate

VI. Completion of Doctoral Procedure

- § 15 Publication of Doctoral Thesis
- § 16 Issue of Certificate, Entitlement for use of Doctoral degree
- § 17 Access to file of the Doctorate

VII. Invalidity and Legal Remedies

- § 18 Invalidity of Doctoral Performances
- § 19 Withdrawal of Doctoral degree
- § 20 Legal Remedies

VIII. Final provisions

§ 21 Coming into force

In the following, the generic masculine will generally be used for reasons of better legibility. All personal designations apply naturally to all genders.

I. In general

§ 1

Entitlement for the award of Doctoral degrees

The Faculty of Economics and Business Administration awards on behalf of Chemnitz University of Technology based on a Doctoral Procedure the academic degree doctor iuris (Dr. iur.).

§ 2

Doctorate

- (1) The Doctoral Procedure consists on a written scientific work and an oral examination (§ 5 sec. 1 sentence 1).
- (2) Based on a successfully completed Doctoral Procedure, the entitlement for use of the Doctoral degree on the field of law will be awarded and certified.
- (3) Doctoral Procedures are opened exclusively for individual candidates. Each candidate submits an own and complete Doctoral Thesis characterized by his performances.

§ 3

Requirements

- (1) For a Doctorate in the field of law, it is required that the candidate has completed a state examination in the field of law or another equivalent final examination in the field of law with the grade "satisfying" at minimum.
- (2) In exceptional cases, the Doctoral Committee may, on application of a professor who also overtakes the supervision, also admit other candidates qualified in the field of law for a Doctorate. In this case, the Doctoral Committee is also entitled to determinate further scientific performances which have to be delivered by the candidate within graduate studies prior to the submission of the Doctoral Thesis.
- (3) In case of doubt regarding the equivalence of examinations and examination grades as well as concerning adequate relations between a degree program absolved and the field of law, the decision belongs to the Doctoral Committee; prior to a decision, it shall ask the Faculty Board for a statement.
- (4) The decision on the recognition of equivalence of university degrees acquired abroad belongs to the Doctoral Committee in consideration of equivalence agreements approved by the Standing Conference of Ministers of Education and Cultural Affairs and the German Rectors' Conference. In case of doubt regarding the equivalence, the Saxon State Ministry of Science and the Arts resp. an institution for the appraisal of education certificates acquired abroad recognized by it have to be asked for a statement.
- (5) Candidates, who, prior to their application (§ 7), have undergone a Doctoral Procedure already two times without success, are not eligible for the admission to a Doctorate at the Faculty anymore.

§ 4

Doctoral Performances

- (1) The Doctorate is awarded, according to § 40 sec. 3 SächsHSG, on the basis of the following performances:
 1. a written scientific work (Doctoral Thesis) according to §§ 9 ff. of these Regulations,
 2. an oral examination consisting of a public presentation and a debate (Disputatio) as well as a Doctoral Viva (Rigorosum) according to § 12 of these Regulations.The omission of one or several of these performances is excluded.
- (2) The Doctoral Performances generally have to be delivered in German language. The decision on applications for exemptions belongs to the Doctoral Committee (§ 5 as well as § 9 sec. 5).

§ 5

Doctoral Committee

- (1) The Faculty establishes a Doctoral Committee as body appointed by the Faculty Board which acts on its behalf within Doctoral Procedures. To this body belong three professors of the Faculty. The Faculty Board appoints one member of the Committee as Chair and the two others as its Deputies.
- (2) For each member of the Doctoral Committee, a deputy member is appointed.
- (3) The members of the Doctoral Committee are appointed for a term of office of three years. Re-appointment is admissible.
- (4) Tasks, which could be transmitted by the Faculty Board to the Doctoral Committee, are the following:
 1. the determination of the fulfillment of the requirements for a Doctorate by a candidate, also within an aptitude test procedure,
 2. the decision on the Opening of a Doctoral Procedure,
 3. the appointment of the examiners, the members of the Commission for the oral examination and its Chair,
 4. the decision on the approval of the Doctoral Thesis after reception of the assessment reports,
 5. decisions on exceptional cases and appeals,
 6. the factual preparation of decisions belonging to the Faculty Board.
- (5) The meetings of the Doctoral Committee are not open to the public. The members are bound to confidentiality. The Doctoral Committee is quorate in the case that all members have been invited at least one week before by indication of the items of the agenda and that the majority of the members attend. Decisions are taken by simple majority. Abstention from voting and secret ballot are not admissible. In case of tie vote, the vote of the Chair counts double.
- (6) In urgent cases, decisions may also be taken by written procedure under the condition that no member disagrees.
- (7) Candidates are notified about decisions of the Doctoral Committee in written form.
- (8) In addition, the regulations of article 1 of the Act on the Regulation of Administrative Procedures and of Services in Administrative Procedures of the Free State of Saxony (SächsVwVfZG) are applied.

II. Admission to Doctorate

§ 6

Application

- (1) The application for the Opening of a Doctoral Procedure has to be submitted in written form by the candidate to the Dean of the Faculty.
- (2) The following documents have to be enclosed with the application for a Doctorate:
 1. Certified, authenticated proofs of the completion of studies according to the requirements for a Doctorate stipulated by these Regulations (§ 3),
 2. a Doctoral Thesis in four identical, bound copies as well as an electronic version in a common format (PDF, MS-Word, Open Office Writer or similar); in cases of doubt, the decision belongs to the Doctoral Committee,
 3. a curriculum vitae including the academic career,
 4. a list of publications, presentations, patents and other scientific performances,
 5. a declaration that the Doctoral Thesis was elaborated autonomously and that no other than the indicated resources were used, by which persons were provided individual support services within the selection and assessment of the material as well as within the elaboration of the script and that no other persons, particularly Doctoral Consultants, participated in the theoretic elaboration of the Doctoral Thesis,
 6. a clearance certificate according to the Act on the Federal Register of Criminal and Court Records which has not to be older than three months on the day of the application according to section 1,
 7. a declaration of the candidate whether he has applied priorly or at the same time for a Doctoral Procedure at other institutions as well as complete indications regarding the result of those procedures. Within the application for a Doctorate, the candidate additionally has to express his consent to the electronic check of his Doctoral Thesis with regard to eventual plagiarism. All documents have to be submitted in written form. By the Opening of the Doctoral Procedure, they become property of Chemnitz University of Technology.

- (3) After reception of the documents, the Dean checks their completeness, creates a file of the Doctorate and submits it to the Doctoral Committee for the next meeting.
- (4) The application may be withdrawn by the candidate as long as the Doctoral Procedure had not been opened yet. It is then considered as not submitted and the candidate will get back all documents except the application letter. The application for withdrawal has to be submitted in written form.

§ 7

Opening of a Doctoral Procedure

- (1) In general, the Doctoral Committee takes the decision on the Opening of the Doctoral Procedure (admission) in the meeting following the reception of the application for a Doctorate.
- (2) Within the decision of the Opening, the examiners have to be determined and the topic of the Doctoral Thesis has to be approved. By the decision on the Opening, the process of assessment has to be initiated.
- (3) The Doctoral Committee may reject the admission in the case that
 1. the requirements for admission according to § 3 are not fulfilled or
 2. no professor declares himself scientifically responsible for the assessment of the Doctoral Thesis or
 3. the documents according to § 6 are not provided or incomplete.In the case of sentence 1 number 3, the Doctoral Committee first has to ask the candidate for complementation within an appropriate delay.
- (4) The Doctoral Committee has to reject the admission in the case that the requirements for admission according to § 3 are not fulfilled. Upon application of the candidate, the Doctoral Committee has to provide him with a binding provisional notification particularly regarding the fulfillment of the requirements for admission according to § 3. In the case that the Committee does not achieve unanimity, the decision belongs to the Faculty Board.
- (5) The Doctoral Committee shall take the decision on the application for admission or on the provision of a provisional notification within one month after reception of the application. The delay according to sentence 1 does not apply for the time between terms.
- (6) If the Doctoral Committee decides to not open a Procedure, the candidate has to be informed about the reasons and the admissible legal remedies by written notification of the Dean. In this case, the candidate gets back all documents submitted except the application letter.
- (7) In the case that the candidate submits a written application for withdrawal after the Opening of a Doctoral Procedure of reasons emerge which would have inhibited the Opening, the Doctoral Committee decides on the termination of the Procedure and informs the Faculty Board respectively. The documents including assessment reports already received remain with the Dean. The candidate has to be informed about a decision according to sentence 1 in written form within two weeks. He is obliged to provide complete information about the terminated Procedure within further applications for Opening of a Doctoral Procedure.

§ 8

Examiners

- (1) Within the decision on the Opening, the Doctoral Committee determines two examiners who have to be professors (§ 50 sec. 1 sentence 1 number 1 SächsHSG). The examiners may – at the moment of elaboration of the Doctoral Thesis within a relation of supervision according to § 9 sec. 1 – be proposed by the candidate in agreement with the professor supervising the Doctoral Thesis. In the case that the Doctoral Thesis was elaborated within a relation of supervision, the supervisor generally has to be determined as first examiner. He determines to which subject the Doctoral Thesis is assigned. In cases of doubt, the decision belongs to the Doctoral Committee. The candidate may propose another person entitled for examinations according to sentence 1 as first examiner. In the case that the supervisor disagrees, the decision belongs to the Doctoral Committee.
- (2) At minimum one examiner has to be professor of the Faculty.
- (3) The examiners are entitled to keep the copy of the Doctoral Thesis submitted to them for assessment. The assessment reports should be submitted in written form to the Dean within three months. The elaboration of the assessment reports is not remunerated.

III. Doctoral Thesis

§ 9

In general

- (1) By the Doctoral Thesis the candidate has to prove his ability to achieve results by autonomous scientific work which contribute to the further development of a scientific area and its theories and methods (§ 40 sec. 3 sentence 1 SächsHSG). Within the selection of the topic of the Doctoral Thesis and its elaboration, a professor of the Faculty shall assist as supervisor (relation of supervision). The topic shall be assignable to the scientific profile of the Faculty.
- (2) An elaborate which was already rejected by a scientific body before or which was used for other examination purposes cannot be approved as Doctoral Thesis. However, the Doctoral Thesis may include results of own and others works; those have to be indicated in the list of sources.
- (3) Own works which were already entirely or partly published or submitted for publication may be approved as Doctoral Thesis. The pre-published parts have to be marked.
- (4) In the case that a Doctoral Thesis is supervised by a professor and that it happens that he is prevented from continuing the supervision, he has – on application of the candidate – to care for the further supervision. In the case that this cannot be managed, the Doctoral Committee has to take care as far as possible for another appropriate way of supervision.
- (5) The Doctoral Thesis generally has to be elaborated in German language. The decision on exemptions belongs to the Doctoral Committee. In this case, the work has to be complemented by a summary in German language.

§ 10

Assessment of Doctoral Thesis

- (1) Each examiner elaborates within an appropriate delay (§ 8 sec. 3) a written assessment report regarding the Doctoral Thesis and proposes to the Doctoral Committee the approval, the return for revision or the rejection of the Doctoral Thesis. The proposition for approval resp. rejection has to include a suggestion for a grade according to the following scale:
summa cum laude (0) = an outstanding performance;
magna cum laude (1) = a far above-average performance;
cum laude (2) = an above-average performance;
rite (3) = an average performance;
non sufficit (4) = a performance which is not sufficient anymore due to significant deficiencies.
For the purpose of a more sophisticated assessment, the grades for individual examination performances except 4.0 may be lowered by 0.3 (“minus”) or – except 0.0 – raised by 0.3 (“plus”). The grade for the Doctoral Thesis is calculated from the non-rounded arithmetic mean of the individual grades.
- (2) The Doctoral Committee may, in justified cases, appoint ex officio or upon application of the candidate or his supervisor up to two other examiners; for those, the requirements according to § 8 sec. 1 of these Regulations apply as well.
- (3) The Doctoral Committee has to return the Doctoral Thesis to the candidate for revision in the case that one of the examiners is asking for that. The revised Doctoral Thesis has to be re-submitted within one year. In justified exceptional cases, the delay may be prolonged by another year. In the case that the Doctoral Thesis is not re-submitted on time, it is considered as rejected. A revised Doctoral Thesis has to be assessed according to the state of progress and knowledge at the time of re-submission. A Doctoral Thesis may only be returned one time.
- (4) The assessment reports are individual and independent statements referring on the scientific content as well as on the way of presentation. In the case of justified objections against form, methods and contents of the Doctoral Thesis or other remediable deficiencies, conditions may be recommended which have to be determined by the Doctoral Committee.

§ 11

Approval of Doctoral Thesis

- (1) The Doctoral Committee takes, based on the assessment reports, the decision on the approval of the Doctoral Thesis; it may transfer this decision to the Chair. Previously, the Doctoral Thesis and the assessment reports (including the propositions for grades) are disclosed to the members of the Faculty Board and the other professors of the Faculty at the Dean for a period of two weeks within the lecture period, of three weeks beyond. The Dean informs the public of the Faculty about the beginning of the delay of disclosure. During the entire period of disclosure, each member or adherent of the Faculty is entitled to submit written statements regarding or appeals against the Doctoral Thesis to the Doctoral Committee. In the case that the Doctoral Thesis was not approved, the candidate has to be informed about the reasons for the non-approval and the decision on the termination of the Procedure in written form by the Dean. The notification has to be complemented by a notification on legal remedies.
- (2) In the case that the mean calculated from the individual grades (§ 10 sec. 1 sentence 4) is lower than 3.5, the Doctoral Thesis cannot be approved and the Procedure has to be terminated. A Doctoral Thesis which was not approved remains with all assessment reports and the file of the Doctorate in the documentation of the Faculty.
- (3) In the case that conditions according to § 10 sec. 4 sentence 2 were imposed, the candidate has to fulfill them within a delay determined by the Doctoral Committee. The first examiners confirms the fulfillment of the conditions to the Doctoral Committee.
- (4) In the case of approval of the Doctoral Thesis, the Doctoral Committee appoints a Commission for the oral examination. To this belong: the Dean, alternatively the Vice-Dean or a professor appointed by the Dean insofar those persons were not involved in the Procedure as examiners, as Chair and the examiners or, in case that they cannot attend, one or two other professors at their place. Upon application of the candidate or his supervisor, the Doctoral Committee decides on the attendance of persons which are not adherent to the Faculty or Chemnitz University of Technology. The Dean informs the candidate in written form about the composition of the Examination Commission and asks its members for participation in the Procedure. Members and adherents of Chemnitz University of Technology may not reject this without providing valid reasons.
- (5) For the exclusion and partiality of persons entitled for examination, the regulations of the Act on the Regulation of Administrative Procedures and of Services in Administrative Procedures of the Free State of Saxony (SächsVwVfZG) apply.
- (6) Subsequent to the decision on the approval, the Chair of the Examination Commission heads the further Procedure on behalf of the Faculty.
- (7) Not until the decision on the approval of the Doctoral Thesis, the candidate is entitled to get access to the assessment reports (including the propositions for grades).
- (8) Candidates, whose Doctoral Thesis was not approved, may, at the earliest half a year after the decision on the non-approval, apply for a new Doctoral Procedure with a significantly changed version of the non-approved Doctoral Thesis (§ 11 sec. 1, 2) or a thematically different Doctoral Thesis.

IV. Oral Examination

§ 12

Scientific presentation and debate (Disputatio), Doctoral viva (Rigorousum)

- (1) In accordance with the Chair of the Examination Commission and the candidate, the Dean determines the date for the oral examination. The candidate has to be invited by the Examination Commission in written form at least two weeks prior to the beginning of the oral examination. The candidate may waive the compliance to this delay for invitation.
- (2) In preparation of the Disputatio, the candidate submits at least one week prior to its date a summary of the most significant results of the Doctoral Thesis in written and electronic form to the supervisor and the Dean; the summary is disclosed to the professors of the Faculty without delay.
- (3) The candidate describes objective, content and results of his Doctoral Thesis within a public presentation of ca. 30 minutes.
- (4) The presentation is followed by a public scientific debate of the same duration during which at first the members of the Examination Commission and subsequently all attendants are entitled to ask questions. The scientific debate refers to the basics of the Doctoral Thesis as well as factually or methodically correlated problems

- (5) The presentation and debate (Disputatio) is followed by a – generally non-public – Doctoral viva (Rigorosum). It refers to two topics which must not correspond directly to the thematic item of the Doctoral Thesis. In the course of the Rigorosum, the candidate discusses these topics with the members of the Examination Commission. The duration of the Rigorosum is 60 minutes as well.
- (6) The Disputatio and the Rigorosum are headed by the Chair of the Examination Commission; he is not entitled to vote. Questions, which are not related to the scientific item of the examination, shall be disapproved by the Chair.
- (7) Minutes have to be taken regarding the conduct of the Disputatio and the Rigorosum. The minutes have to make indications regarding
 1. the day of the oral examination,
 2. the names of the Chair and the examiners,
 3. the name of the candidate,
 4. the item of the Disputatio and the Rigorosum,
 5. the individual grades for the Disputatio and the Rigorosum as well as the non-rounded overall grade for the oral examination (cf. § 14 sec. 2).
 The minutes have to be signed by the Chair and the members of the Examination Commission. It becomes component of the file of the Doctorate.

§ 13

Assessment of oral examination

- (1) Immediately subsequent to the oral examination, the Examination Commission discusses the result in a non-public meeting. The examiners assign respectively an individual grade for the Disputatio and the Rigorosum. The assessment is oriented at the grading scale according to § 10 sec. 1. The overall grade for the oral examination is calculated from the non-rounded arithmetic mean of the individual grades; in the same way, sub-grades for the Disputatio as well as for the Rigorosum are calculated.
- (2) In the case that an individual grade according to section 1 sentence 2 is lower than “rite”, the examination is not passed.
- (3) In the case that the oral examination is not passed, the application for repetition can be done at the earliest after three months and at latest half a year later. If this does not happen or in the case that the oral examination is assessed again by not passed, the Doctorate is considered as definitively not passed.
- (4) The oral examination is considered as not passed in the case that the candidate does not attend to the date determined without valid reasons for his absence or that he withdraws after its beginning without valid reason. The reasons provided for the withdrawal of absence have to be submitted and made credible in written form to the Dean without any delay. In case of illness of the candidate, the Dean may require the provision a medical certificate. The Dean informs immediately the Examination Commission about the case. The Commission takes the decision whether a new date is fixed. Regarding its determination, § 12 sec. 1 applies.
- (5) The file of the Doctorate will be returned by the Examination Commission to the Chair of the Doctoral Committee without any delay. The Doctoral Committee informs the Faculty Board about the completed Procedure.

V. Overall assessment of Doctoral Performances

§ 14

Assessment of the Doctorate

- (1) The Doctoral Procedure is considered as successfully completed in the case that the Doctoral Thesis was approved and the oral examination was passed.
- (2) The overall grade for the Doctorate is calculated by the sum of the grade for the Doctoral Thesis, weighted double, and the overall grade for the oral examination, weighted simple (cf. § 13 sec. 1), divided by three. Regarding the overall grade, the following grades and determinations (ratings) apply:
 - up to 0.50 = summa cum laude
 - from 0.50 to 1.50 = magna cum laude
 - from 1.50 to 2.50 = cum laude
 - from 2.50 to 3.50 = rite.

- (3) The result of the decision-making regarding the overall grade of the Doctorate has to be announced to the candidate subsequent to the oral examination by the Chair of the Examination Commission in oral form. The overall grade, the rating as well as the grades for the Doctoral Thesis and the oral examination have to be recorded in written form.
- (4) The Doctoral Committee issues a written provisional notification on the overall grade of the Doctorate to the candidate. This does not entitle to use the Doctoral degree.
- (5) In the case that the Doctoral Procedure was not completed successfully, the Dean issues a respective written notification to the candidate.

VI. Completion of Doctoral Procedure

§ 15

Publication of Doctoral Thesis

- (1) The candidate is obliged to make the approved version of the Doctoral Thesis accessible for the scientific public in an appropriate way (cf. section 2) within one year after the oral examination. In the case that a candidate misses culpably this delay, all rights acquired within the Doctoral Procedure are considered as expired.
- (2) The publication can be done optionally by the submission to the Library of Chemnitz University of Technology free of charge of
 - a) 50 printed and bound copies,
 - b) six special prints in the case that the entire Doctoral Thesis was published in a magazine resp.
 - c) 20 copies if a commercial publisher is overtaking the distribution via the bookstore market and that a minimum edition of 100 copies can be proven.
- (3) The University Library confirms the submission of the mandatory copies to the candidate. The candidate has to submit a declaration to the Doctoral Committee that the mandatory copies of the Doctoral Thesis correspond to the content of the original of the Doctoral Thesis. § 11 sec. 3 remains unaffected.
- (4) With regard to the issue of the Certificate (§ 16), the obligation for submission is considered as fulfilled already at that time when the submission of the mandatory copies seems ensured by a respective binding declaration of the editor of a publication series or a publisher.
- (5) The Doctoral Committee may, based on a justified application submitted in due time, prolong the delay for one time.
- (6) In place of a publication according to section 2, the Doctoral Committee may, upon application of the candidate, permit the provision of the Doctoral Thesis as electronic version in the internet. This version according to sentence 1 has to be accessible in an open, free, direct and anonymous way, it has to be provided in at least two common formats and it has to ensure the layout-compliant display of the Doctoral Thesis on different media and computing platforms. Furthermore, it has to be ensured that the electronic version is stored at least 30 years by using an internet address (URL) remaining unmodified over the entire period and that this is done in a manner that ensures the immutability of the content of the electronic version. In addition to the provision as electronic version, six printed and bound copies of the Doctoral Thesis have to be submitted free of charge to the University Library.

§ 16

Issue of Certificate, Entitlement for use of Doctoral degree

- (1) The Dean initiates, based on the decision of the Examination Commission, the issue of the Certificate of the Doctorate. It is dated on the day of the oral examination and contains in addition to personal data of the candidate the academic degree to be certified, the scientific area, the topic of the Doctoral Thesis, the rating, the signatures of the President and the Dean as well as the seal of the university.
- (2) The Dean implements the Doctorate by handing over the Certificate of the Doctorate after the candidate had submitted the mandatory copies according to § 15 of these Regulations. By the handover of the Certificate of the Doctorate, the candidate acquires the entitlement for use of the Doctoral degree. Thus, the Doctoral Procedure is completed.
- (3) Upon application, the Doctoral Committee may confer the entitlement for use of the Doctoral degree to the candidate already by the time of issue of the written provisional notification according to § 14 sec. 4 and prior to the handover of the Certificate of the Doctorate.

§ 17

Access to file of the Doctorate

Subsequent to the announcement of the overall grade, the candidate is entitled upon application to get access to the examination documents. The application has to be submitted in written form to the Dean within one month after the point of time mentioned in sentence 1. The Dean determines date and location of the access.

VII.

Invalidity and Legal Remedies

§ 18

Invalidity of Doctoral Performances

- (1) In the case that prior to the handover of the Certificate of the Doctorate it emerges that the candidate has acquired the admission by fraud, menace or corruption or by significantly incorrect or incomplete indications or has committed or tried culpably fraud within the Procedure, the Doctoral Committee may declare Doctoral Performances already completed as entirely or partly invalid.
- (2) In the case that all Doctoral Performances are declared as invalid, the Procedure has to be terminated in the same way as in case of non-approval.

§ 19

Withdrawal of Doctoral degree

- (1) The Doctoral degree may be withdrawn by decision of the Doctoral Committee in case that it emerges that it had been acquired by fraud regarding the requirements for a Doctorate or Doctoral Performances. Prior to a decision, the person affected has to be provided the opportunity for a statement.
- (2) In the case that the requirements for admission to a Doctorate were not fulfilled without the intention of fraud on part of the candidate and that this fact came to be known only after the handover of the Certificate, this shortcoming is remedied by the completion of the examination of the Doctorate.

§ 20

Legal Remedies

- (1) The candidate is entitled to appeal against the non-Opening of the Procedure, the non-approval of the Doctoral Thesis, the non-regular conduct of the oral examination as well as against other detrimental decisions to the Dean within one month. The delay for the appeal starts with the announcement of the decision to the candidate.
- (2) The Dean is obliged to inform the Doctoral Committee about the appeal without delay. This takes a decision on that within three months. The Dean informs the candidate about the decision of the Doctoral Committee.
- (3) It is also admissible to appeal against the withdrawal of the Doctoral degree according to § 10 sec. 1; § 20 sec. 2 applies respectively.

VIII. Final provisions

§ 21

Coming into force

- (1) These Doctoral Regulations are published in the Public Announcements of Chemnitz University of Technology („Amtliche Bekanntmachungen“) and come into force on the day of their publication. All Doctoral Procedures opened subsequent to this point of time have to be conducted on the basis of these Regulations.
- (2) A candidate who has been accepted as doctoral candidate prior to this point of time by a professor newly appointed by the Faculty is exempted from the requirements according to § 3 in the case he proves that he fulfills the requirements for a Doctorate on the field of law of the previous university of the newly appointed member or has fulfilled them at the point of time of the change to the university.

The present Doctoral Regulations had been decided by the Faculty Board of the Faculty of Economics and Business Administration on January 31, 2011 and been approved by the University Management of Chemnitz University of Technology on March 9, 2011.

Chemnitz, March 22, 2011

The Dean of the Faculty of Economics and Business Administration of
Chemnitz University of Technology

Prof. Dr. Ludwig Gramlich