

Please note:

Only the German text, as published in the official law gazette, is legally binding. This English version is only intended to aid your understanding and does not have legal force. In the event of discrepancies between the English and German wording, the German wording shall prevail.

DOCTORAL REGULATION

for the Faculty of Law

of the University of Passau

of 29 July 2009

as amended by the second amending statute of 17 February 2014

On the basis of Art. 13(1) sentence 2 in conjunction with Art. 64(1) sentence 4 *Bayerisches Hochschulgesetz* (BayHSchG; Bavarian higher education act), the University of Passau lays down the following doctoral regulation for the Faculty of Law of the University of Passau:

§ 1

Award of the doctoral degree

¹The Faculty of Law awards the degree of doctor of laws (doctor iuris) on the basis of a written doctoral thesis and an oral examination ('Disputation') in accordance with the provisions of the present doctoral regulation. ²Furthermore, the faculty awards the academic degree of an honorary doctor of law (Doctor iuris honoris causa). ³On request, women will receive the certificate with 'Doktorin der Rechtswissenschaft' or 'Doktorin der Rechtswissenschaft ehrenhalber', i.e. the female forms.

§ 2

Purpose of the doctoral award

The doctoral award serves as proof of the applicant's ability to perform independent research in the field of law.

§ 3

Stages of the doctoral procedure

The doctoral procedure is divided into three parts:

1. Confirmation of compliance with the requirements (§§ 6 to 8)
2. Doctoral studies (§§ 9 to 14)
3. Viva voce examination (§§ 15 and 16)

§ 4

Board of Examiners for Doctoral Awards and chair in the Board of Examiners for Doctoral Awards

(1) ¹The Board of Examiners for Doctoral Awards is responsible for the organisation and the general regulation of the preparation and implementation of doctoral awards. ²Furthermore, the Board of Examiners for Doctoral Awards fulfils the functions assigned to it in the present doctoral regulation.

(2) ¹The Board of Examiners for Doctoral Awards consists of the Dean and two professors from the Faculty of Law selected from among the faculty's active professors by the faculty council. ²The members of the Board of Examiners for Doctoral Awards are appointed for a term of three years. ³Repeat appointments are permissible.

(3) ¹The Board of Examiners for Doctoral Awards is chaired by the Dean. ²The Dean or, if he or she is incapacitated, the Vice Dean represent the Board of Examiners for Doctoral Awards in all external relations. ³In the event of incapacity, the longest serving member will chair the meetings of the Board of Examiners for Doctoral Awards.

(4) ¹The Board of Examiners for Doctoral Awards is quorate when the members have been summoned at one week's notice and at least two members are in attendance. ²To the extent that decisions relate to examination matters in a stricter sense, abstentions, secret ballots and vote transfers are not permitted (§ 16(6) Grundordnung der Universität Passau (constitution of the University of Passau)). ³For any exclusion from consultations and votes due to personal involvement or interest, Article 41(2) BayHSchG and § 16(7) Grundordnung der Universität Passau (constitution of the University of Passau) will be applicable.

(5) The Board of Examiners for Doctoral Awards can empower the chairperson – on a general or case-by-case basis – to independently perform day-to-day administrative tasks that are not of any critical importance in accordance with guidelines defined by the Board of Examiners for Doctoral Awards.

§ 5

Board of examiners and examiners

(6) The board of examiners for the viva voce examination (§ 15) has three members.

(7) The Dean appoints the referees for the thesis that has been submitted (§ 12) and the members of the board of examiners.

¹As a matter of principle, only professors, discharged or retired professors, honorary professors and other members of the University of Passau who have demonstrated their ability to teach in the habilitation procedure and have the authority to conduct examinations according to the Higher Education Examiners Ordinance (Hochschulprüferverordnung), as last amended, may be appointed as referees or as examiners. ²The Dean may also appoint university teachers with comparable qualifications, including from foreign doctoral universities, as referees and as examiners if they accept the appointment. ³In the case of a cooperative doctorate degree (Article 64(1) sentence 4 BayHSchG), teachers from universities of applied sciences and art universities can also be appointed as referees and as examiners.

(1) ¹If the thesis was supervised by a professor or examiner pursuant to subsection 3 at the University of Passau, he or she should be appointed as first referee for the thesis and as a member of the board of examiners. ²Sentence 1 will be applicable also if the referee has resigned from the University of Passau; subsection 3 sentence 1 remains unaffected. ³The referee can decline the appointment if he or she does not belong to the faculty's teaching staff.

(2) The board of examiners is chaired by a member of the board of examiners selected by the Dean.

(3) For the members of the board of examiners, § 4(4) sentence 3 applies accordingly.

§ 6

Admission to doctoral studies

(1) For admission to doctoral studies, the following requirements must be met:

1. The applicant must

a) have sat both parts of the First Examination for Jurists (First State Examination for Jurists and University Examination for Jurists) in the Federal Republic of Germany and passed with a final grade of at least 'vollbefriedigend' (fully satisfactory) in each part

or

b) if only the State Examination was taken to complete their studies, have passed the First

State Examination for Jurists with a final grade of no less than 'vollbefriedigend'

or

- c) have passed the Second State Examination for Jurists in the Federal Republic of Germany with a final grade of no less than 'vollbefriedigend' (fully satisfactory)

or

- d) completed a law degree programme at a doctoral university in the Federal Republic of Germany with a minimum standard study period of four and a half years (Diplom or Magister) or a master's programme in law at a doctoral university or university of applied sciences in the Federal Republic of Germany, earning a final grade that is equivalent to the grade of 'befriedigend' in the grading scale for legal studies

or

- e) have passed a foreign law examination comparable to the previously mentioned examinations and earned an equivalent result, have sufficient command of the German language and have successfully participated in a legal doctrine seminar of a law faculty in the Federal Republic of Germany that includes delivery of a presentation; the requirement to have sufficient command of the German language and successfully participate in a legal doctrine seminar at a law faculty in the Federal Republic of Germany that includes delivery of a presentation can be waived if the thesis has been written in a language other than German (§ 10(2)).

2. ¹For a law degree pursuant to subsection 1 no. 1 letter d, the breadth of the legal disciplines covered must be comparable to that of the First Examination for Jurists and sufficiently sound scholarship must be gained. ²The Board of Examiners for Doctoral Awards decides whether the degree programme is comparable and the final grade is equivalent.
3. The applicant must not have previously earned a doctor's degree in law at a university of the Federal Republic of Germany or submitted a thesis to obtain this degree, unless he or she withdrew the thesis prior to a decisions regarding acceptance.
4. The applicant must not have been stripped of the capacity to hold public office by a judge's decision.

(2) Doctoral candidates at another university switching to the University of Passau shall be exempted from the requirements of admission mentioned in subsection 1 no. 1 if they meet the requirements for a doctoral award at their previous university and have been accepted as a doctoral

candidate by a member of the faculty authorised to take up the role of examiner according to § 5(3) before this member accepted the call to the University of Passau.

(3) ¹The Board of Examiners for Doctoral Awards verifies whether the requirements for admission set forth in subsection 1 no. 1 letter e have been fulfilled. ²The Board of Examiners for Doctoral Awards may grant exemptions for the admission requirements mentioned in subsection 1 no. 1 if the applicant

1. has passed both parts of the First Examination for Jurists (First State Examination for Jurists and University Examination for Jurists) earning a final grade of 'befriedigend' (satisfactory) on each of them or, if only the State Examination was taken to complete his or her studies, he or she has passed the First State Examination for Jurists with a final grade of no less than 'vollbefriedigend' (fully satisfactory) or the Second Examination for Jurists with a final grade of 'befriedigend' (satisfactory) or a comparable foreign law examination with an equivalent result and his or her ability to perform academic research has been proven by a publication in a legal journal or other comparable assessments, for example two seminar papers in legal studies awarded a mark of no less than 'gut' (good) (13 points),

or

2. has completed a degree programme in a course of studies other than law (master's, Diplom, Magister, State Examination) at a doctoral university in field of study that is inherently connected with the envisaged doctoral project, earning a grade that equals no less than the 'vollbefriedigend' (fully satisfactory) in the grading scale for legal studies and providing proof of this in accordance with § 7.

(4) Admission does not require that the applicant be recommended or supervised by a professor of the Faculty of Law at the University of Passau.

(5) Admission will be withdrawn if the requirements for admission mentioned in subsections 1 through 3 are found not to have been met right from the start or they cease to be satisfied after acceptance.

§ 7

Proof of achievement for non-law students

¹As proof of achievement pursuant to § 6(3) sentence 2 no. 2, three proctored examination – with a level of difficulty that matches the standard of an advanced tutorial – about a topic or a case in private law, criminal law and public law must have been sat and passed with mark of no less than 'ausreichend' (sufficient). ²Proctored examinations in which the candidate fails to earn a mark of no less than 'ausreichend' may be resat up to two times. ³To grade the examinations, the Dean will appoint two examiners for each proctored examination in accordance with § 5(3) sentence 1.

§ 8

Admissions procedure

(1) The applicant must apply for admission with the Dean in writing.

(2) The application for admission must be accompanied by:

1. proof of fulfilment of the admission requirements as per § 6(1) no. 1, subsections 2 and 3;
2. an affidavit to the effect that the requirements of § 6(1) no. 3 have been fulfilled;
3. a certificate of good conduct if the applicant has been de-registered and does not have civil servant status.

(3) ¹The Dean will review the submitted documents, seek a decision from the Board of Examiners for Doctoral Awards in accordance with § 6(3) if necessary and issue a letter of admission if the documents are complete and they prove that the admission requirements have been duly met. ²If this is not the case, he or she will issue a written notice of decision setting out the reasons for the decision.

(4) ¹The application for admission can be withdrawn as long as the examination procedure has not been terminated by a rejection of the thesis. ²The application can no longer be withdrawn after the referee has notified the chairperson of the Board of Examiners for Doctoral Awards that deceit has been committed within the meaning of § 23(1).

(5) Admission must be denied if the applicant is unworthy of using the doctor title.

§ 9

Doctoral studies

(1) ¹If the applicant has not studied at least two subject semesters at the Faculty of Law of the University of Passau prior to his or her admission and none of the cases set forth under § 6(2) apply, then he or she must complete this course of studies by successfully participating in at least one seminar in each of the two semesters following his or her admission. ²The viva voce examination (§ 15) may only be held once these two semesters have ended.

(2) The Board of Examiners for Doctoral Awards may grant exemption from this requirement if a professor or a person authorised to act as examiner within the meaning of § 5(3) from the Faculty of Law at the University of Passau has agreed to supervise the thesis.

§ 10

Doctoral thesis requirements

(1) The thesis must constitute independent research that provides new research findings on the topic dealt with and is suitable for publication.

(2) ¹Generally, the thesis must be written in German or English. ²Any departure from this rule requires approval from the Board of Examiners for Doctoral Awards. ³An applicant must provide justification for any related request and submit such a request prior to his or her admission. ³If a thesis is written in a foreign language, a German summary must be attached. ⁵The German summary is not subject to the prohibition of seeking help from others.

(3) ¹A research paper that has previously been submitted in the same or a similar version to another faculty or another department for the purpose of obtaining an academic degree cannot be used as a thesis. ²Substantial parts of a research paper may only be used in a thesis if the parts used make up merely a minor part of the thesis or all other parts of the thesis constitute independent research.

§ 11

Submission of the doctoral thesis and proof of compliance with the requirements for a doctoral award

(1) ¹Once the thesis has been completed, the applicant must submit two typewritten or print copies to the Dean as well as one electronic copy; the format and data medium of the latter must be agreed with the chairperson of the Board of Examiners for Doctoral Awards. ²The thesis must be submitted together with:

1. An affidavit
 - a) in lieu of an oath that the applicant has written the thesis independently, that no other resources except those mentioned in the references and notes have been used and that the origin of the passages taken either verbatim or in paraphrased form from writings or case-law have been properly identified,
 - b) that the thesis or a similar version of the thesis has not previously been submitted to another faculty or another department for the purpose of obtaining an academic degree,
 - c) that the applicant has not previously obtained any doctoral degree in law at a university of the Federal Republic of Germany or unsuccessfully attempted to earn this degree within the meaning of § 6 (1) no. 3.
2. A curriculum vitae and information about the degree programme and any supervision of the thesis by a professor or another supervisor authorised to act as examiner within the meaning of § 5(3).
3. The letter of admission pursuant to § 8(3) sentence 1.
4. A declaration that the requirements pursuant to § 6(1) no. 4 are still met. The Dean may request presentation of an official certificate of good conduct.

(2) If not all the requirements for a doctoral award have been met, the Dean will inform the applicant of such non-compliance and return the thesis to him or her.

§ 12

Assessment of the doctoral thesis

- (1) ¹If the requirements for a doctoral award have been met, the Dean will appoint two referees in accordance with § 5 to grade the thesis. ²One or one of the two must be a professor at the faculty.
- (2) If the topic of the thesis touches on another faculty's research interests, a member of that faculty who meets the requirements set forth in § 5(3) can be appointed as an additional referee if he or she consents to acting as such.
- (3) The referees' reports must be completed within a period of six months from appointment.

§ 13

Evaluation of the thesis

- (1) The referees must state whether the submitted thesis meets the requirements set forth in § 10 and grade the paper using the grading scale pursuant to subsection 2.
- (2) The following grades are to be used to assess the thesis:
- | | | |
|-----------------|-----|--|
| summa cum laude | = 1 | = an outstanding achievement |
| magna cum laude | = 2 | = a particularly good achievement |
| cum laude | = 3 | = an above-average achievement |
| rite | = 4 | = an achievement that meets average requirements |
| insufficienter | = 5 | = an overall poor achievement |

- (3) ¹If two grades are more than two grades apart, the Board of Examiners for Doctoral Awards will appoint an additional referee subject to § 14(2) sentence 3. ²This additional referee must be a professor at the faculty. ³The referee's report must be presented within a period of three months. ⁴After the additional referee's report has been presented, a decision will be taken about acceptance and grading or rejection of the thesis in accordance with § 14(2) sentences 3 to 5.

§ 14

Acceptance and grading of the thesis

- (1) ¹The thesis will be made available along with the referees' reports for inspection by the persons

authorised to act as examiners from the Faculty of Law at the University of Passau within the meaning of § 5(3) for a period of two weeks; in this time period, the applicant will also be able to inspect the referees' reports. ²No later than one day prior to the start of the time limit for availability, the Dean will inform the persons mentioned in sentence 1 above about such availability for inspection and the time limit of such availability, the topic of the thesis and the name of the applicant as well as the referees' recommendation in writing.

(2) ¹If the referees' reports unanimously support acceptance or rejection of the thesis, the thesis will be accepted or rejected, as the case may be, unless one of the persons authorised to act as examiner from the Faculty of Law at the University of Passau within the meaning of § 5(3) brings an appeal against acceptance, or as the case may be rejection, or the grading of the thesis within the time limit mentioned in subsection 1. ²The Dean will reasonably extend the time limit for bringing an appeal if so requested by a faculty member authorised to inspect the doctoral thesis. ³If a referee is in favour of rejecting the thesis or if an appeal is brought, a faculty committee consisting of all full-time professors and, where appropriate, the referees will decide on acceptance and grading or rejection of the thesis. ⁴To prepare for the decision that is to be made, the committee can appoint another or several other referees. ⁵Subsection 3 sentence 1 remains unaffected.

(3) ¹If the thesis is to be rejected for the first time, the Dean will return the thesis to the applicant for correction, giving the applicant one year's time for such correction. ²The Dean can extend the time limit for resubmission of the thesis if there is good cause. ³If the time limit is exceeded for reasons imputable to the applicant, the thesis will be deemed rejected.

(4) ¹If the thesis is rejected or it is deemed rejected according to subsection 3 sentence 3, the Dean will inform the applicant of this in writing and provide a statement of the grounds for the decision. ²The thesis as well as the referees' reports shall then be retained and filed away by the faculty.

§ 15

Viva voce examination

(1) If the thesis is accepted, the Dean will set the time and place for the viva voce examination and appoint the examiners in accordance with § 5.

(2) ¹The applicant must be invited to the viva voce examination with at least two weeks' notice. ²The invitation must advise the applicant of the anticipated composition of the board of examiners and

enclose the referees' reports. ³The applicant should be advised of any subsequent changes. ⁴The applicant can waive the period of notice for the invitation.

(3) The viva voce examination is public, and the announcement of the results (§ 17(3)) is not public.

§ 16

Procedure and grading of the viva voce examination

(1) ¹The applicant must defend his or her thesis before the board of examiners in a viva voce examination. ²The viva voce examination is held in German or English. ³In addition to the members of the examining committee, anyone who has brought an appeal may participate in the viva voce examination (Article 14(2) sentence 1). ⁴All examiners must be present for the entire duration of the viva voce examination.

(2) ¹At the beginning of the viva voce examination, the applicant must lecture briefly about his or her thesis. ²He or she can use this occasion to comment on the referees' reports that have been drawn up and the appeals brought.

(3) ¹The applicant's introductory lecture should not take more than fifteen minutes, whereas the viva voce examination should take a total of no more than one hour. ³In all other points, the chairperson decides on the procedure to be followed in the viva voce examination.

(4) Minutes must be taken of the viva voce examination indicating the names of the members of the board of examiners, the duration of the examination, an overview of the subjects covered in the viva voce examination and the grades.

(5) ¹Every member of the board of examiners will assess the viva voce examination in a closed session using the grades set forth in § 13(2). ²A candidate has passed the viva voce examination if at least two examiners award a grade of no less than 'rite'. ³If the applicant fails to appear for the viva voce examination without presenting an acceptable excuse, the examination will be deemed to have been failed. ⁴When assessing whether an excuse presented is acceptable, Article 32(1) sentence 1 Bayerisches Verwaltungsverfahrensgesetz (BayVwVfG; Bavarian administrative procedures act) must be applied accordingly. ⁵The Dean or, if he or she considers the excuse to be unacceptable, the

Board of Examiners for Doctoral Awards will decide whether the excuse is acceptable. ⁶If the applicant's excuse is deemed acceptable, the Dean will set a new date for the viva voce examination.

(6) ¹A failed viva voce examination may be repeated once. ²The request to resit the examination must be submitted to the Dean within one year from notification of having failed the viva voce examination.

§ 17

Final grade

(1) ¹After the viva voce examination, the board of examiners will award a final grade for the doctoral assessments. ²Two fourths of the final grade is determined by the arithmetic mean of the grades awarded the thesis by the referees and one fourth by the arithmetic mean of the grades awarded the assessment in the viva voce examination by the members of the board of examiners. ³§ 13(2) shall apply accordingly.

(2) ¹Numbered grades should not be considered a basis for calculations and will not appear in the certificate. ²A maximum of two numbers after the decimal point, without rounding, will be taken into account in the calculation. ³If the final grade resulting from the calculation includes a fraction, then any number after the decimal point greater than 50 will be rounded up to the next whole number; in all other cases, it will be rounded down.

(3) ¹After the viva voce examination, the chairperson of the board of examiners will announce the grades awarded the thesis, the results of the viva voce examination and the overall mark. ²In the event of a rejection, a written notice of decision must be drawn up setting out the reasons for the rejection and the candidate must be informed.

§ 18

Printing of the doctoral thesis and submission of deposit copies

(1) ¹Candidates who have passed the viva voce examination must submit 80 print copies of their thesis to the faculty free of charge within a period of one year. ²If no less than 150 copies of the thesis are to be sold in the book trade, the Dean can lower the required number of copies to a minimum of

three. ³The Dean can extend the time limit for submission of the deposit copies for special reasons.

(2) ¹The obligation to publish and disseminate the thesis pursuant to subsection 1 may also be met by publishing the thesis in electronic format in accordance with the University Library guidelines. ²In this case, an additional printed permanently bound copy must be submitted to the faculty. ³The applicant must ensure that the content and formatting of the electronic version corresponds to that of the paper copies. ⁴The applicant must grant the University of Passau the right to disseminate the version of the thesis submitted in accordance with this regulation within the framework of the statutory duties of the University Library and make it available in data networks. ⁵The applicant must first be advised that, if the thesis is to be published at a later point in time, he or she will be obliged to inform the publishing house that he or she has granted such a right and this may make publication more difficult later on.

(3) If the thesis has been amended and the text is no longer the same as the text submitted for evaluation, it may only be printed or electronically published with the Dean's consent and in agreement with the referees.

(4) The copies of the thesis which were available for the examination remain with the files of the faculty.

§ 19

Note

¹A note must be added in the thesis to indicate that it is a doctoral thesis and has been submitted to the Faculty of Law at the University of Passau; furthermore, the referees and the date of the viva voce examination must be indicated. ²This note need not be added if at least 150 copies of the thesis become available in book shops.

§ 20

Special provisions for doctoral projects co-supervised with a foreign educational establishment

1. For a doctoral procedure to be conducted jointly with a foreign university or faculty or equivalent educational establishment (hereinafter referred to as 'educational establishment'), the applicant must meet the requirements for admission to the doctoral procedure at the Faculty of Law,
2. the educational establishment must have the right to award doctorates according to the laws of its country and the academic degree to be awarded by it must be recognised within the scope of the Hochschulrahmengesetz (HRG; higher education framework act);
3. with the faculty council's approval, a contract regarding the implementation of the joint doctoral procedure must be signed with the foreign educational establishment that lays out the details of the joint doctoral procedure.

(1) ¹In accordance with the contractual agreements within the meaning of subsection 1 no. 3, the Faculty of Law at the University of Passau and the foreign educational establishment will award the applicant the academic degree in accordance with the provisions of the foreign law, or, as the case may be, a doctorate of law (Doctor iuris), once the doctoral procedure has been successfully completed; § 1 sentence 3 shall apply accordingly. ²The applicant will receive a certificate from the University of Passau and the foreign educational establishment indicating that the doctoral degree has been awarded for a research project by the two establishments participating in a joint procedure.

§ 21

Completion of the doctorate

(1) Once the applicant has submitted the deposit copies of the thesis, the Dean will issue the doctoral certificate.

(2) ¹The doctoral certificate will indicate the title of the thesis and the final grade for the doctoral award. ²It will be dated with the date of the viva voce examination.

(3) ¹The right to use the doctor title is established when the doctoral certificate is handed over.

²However, the Dean can allow the applicant to style himself or herself a doctor before this time, until further notice, if the thesis is to be published by a commercial publisher and the applicant provides proof of having signed the contract with the publisher or of the publisher's firm acceptance of the thesis for publication.

§ 22

Special provisions for applicants with a disability

(1) ¹To ensure equal opportunities, adequate consideration must be given to the special needs of applicants with a disability. ²In particular, applicants with disabilities must be granted an extension of the time limit set forth under § 14(3) sentence 1 by up to a quarter if the type of disability so warrants.

(2) ¹Special examination arrangements in accordance with subsection 1 will only be granted upon written request. ²The request must be submitted along with suitable supporting evidence. ³The chairperson of the Board of Examiners for Doctoral Awards will decide on the request.

§ 23

Acts of deception

(1) If the applicant is admitted to doctoral study by providing information that is essentially false or incomplete or if the applicant is guilty of deceit in assessments, the application for admission to the doctoral study will be rejected if the doctorate has not yet been awarded or the doctorate will be declared invalid by way of a notice of decision if the doctorate has already been awarded.

(2) ¹This decision will be taken by the Board of Examiners for Doctoral Awards. ²The applicant must first be given an opportunity to respond to the allegations. ³The decision must be reasoned, and the applicant must be informed of the decision in writing.

§ 24

Honorary doctorate

(1) ¹The procedure for an honorary doctorate will be initiated on submission of a reasoned request by at least three faculty professors. ²The request must be addressed to the Dean.

(2) ¹The Dean will appoint at least two professors responsible for the subject area to evaluate the research conducted and the person to be awarded the honorary doctorate. ²The request and the appraisal must be presented to the members of the faculty council and all the faculty professors. ³They have one month to present a written response.

(3) Giving due consideration to the request and the appraisals as well as the responses submitted, the faculty council will decide on whether to grant the honorary doctorate.

(4) The Dean will award the honorary doctoral degree by handing the certificate over to the honoured personality.

§ 25

Protective provisions and time limits

¹The protective provisions set forth under §§ 3, 4, 6 and 8 Mutterschutzgesetz (MuSchG; protection of working mothers act) apply to the doctoral award accordingly. ²The statutory protective period provided therein must be taken into account for the applicant's benefit when calculating all the time limits in accordance with the present doctoral regulation. ³When it comes to parental leave regulations, the same is applicable for the applicant's benefit for time limits under the Bundeselterngeld- und Elternzeitgesetz (BEEG, federal parental benefit and parental leave act) as last amended.

§ 26

Effective date and transitional provisions

(1) This doctoral regulation becomes effective on the day after its promulgation.

(2) At the same time, the doctoral regulation of the Faculty of Law at the University of Passau of 12 December 1979 (KMBI II 1980, p. 51) as last amended by the statute of 10 May 2005 (vABIUP p. 108) will be repealed.

(3) Doctoral procedures for which applications have been filed before entry into force of this statute must, at the applicant's request, be implemented in accordance with the version of the doctoral regulation applicable until entry into force of the present doctoral procedure of the Faculty of Law at the University of Passau of 12 December 1979 (KMBI II 1980, p. 51) as last amended on 10 May 2005 (vABIUP S. 108), provided the requirements for submission are met at the time of such a request; in this case, the wording of the present doctoral regulation will be interpreted to mean that the 'Erste Juristische Staatsprüfung' (First State Examination for Jurists) includes the 'Erste Juristische Prüfung' (First Examination for Jurists).

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Issued as per the resolution of the Senate of the University of Passau of 22 July 2009 and as approved by the President of the University of Passau on 24 July 2009, reference number: Az HA2.I-10.3420/2009.

Passau, 29 July 2009

UNIVERSITY OF PASSAU
The President

Professor Walter Schweitzer

This statute was issued by the University on 29 July 2009 and announced on 29 July 2009 by posting on the noticeboards of the University. The date of promulgation is 29 July 2009.

Additional note regarding the transitional provisions of the statute amending the doctoral regulation for the Faculty of Law at the University of Passau of 2 August 2012:

Doctoral procedures for which applications have been filed before 31 December 2012 must, at the applicant's request, be implemented in accordance with the version of the doctoral regulation of the Faculty of Law at the University of Passau of 29 July 2009 (vABIUP p. 299), provided the requirements for admission were met at the time the request was made.