

THE RECTOR

Having regard to the Rector's Decree no. 6439/21 of 28 July 2021 with which, in application of the provisions of the regulations in force, provisions have been provided on the methods of carrying out teaching and curricular activities in the University from 1 September to 31 December 2021.

Recalling that in this decree expresses the need for a gradual recovery to the teaching in person as referred to in the Italian Ministry of Education, Universities and Research reference no. 8329 of 23 June 2021 with which the Universities are invited to prepare plans for the organisation of teaching and curricular activities, which provide for the performance in person of educational activities, exams, tests and graduation sessions, as well as other activities referred to in Article 3 of Italian Legislative Decree no. 52/2021 converted with amendments by Law no. 87 of 17 June 2021 (Official Gazette 21/06/2021, No. 146).

Having regard to Italian Law-Decree no. 111 of 6 August 2021 "Urgent measures for the safe operation of school, university, social and transport activities", which introduces the obligation for nursery, primary and secondary (first and second degree) schools to carry out educational and teaching activities in person, while for universities it further underlines the need to ensure that teaching and curricular activities are carried out primarily in person.

Having acknowledged that the above-mentioned need has been strongly reiterated by the Italian Ministry of Education, Universities and Research that, in a notice of 7 August, reminded the Universities of their obligation to reconcile the need to return to the activities in person with the adoption of appropriate safety measures and health protection for university staff and students, as provided by Legislative Decree no. 111/21.

In view of the safety rules referred to by the national legislator, some of them are already known – such as the obligation to use personal protective equipment, the interpersonal distance of at least 1 metre, the prohibition to enter university premises with a body temperature higher than 37.5°) – others, such as the obligation to hold a "Covid 19 green certificate", are absolutely innovative and have a significant impact on the organisation of all university activities, not only teaching and curricular ones.

Recalling also the application of the guidelines and safety protocols set out in Annexes 18 and 22 of the Italian Prime Minister's Decree of 2 March 2021, not amended by Legislative Decree 22 April 2021, No. 52, such as in particular Article 23,

item 2 of the Prime Minister's Decree of 2 March 2021, which provides for measures to safeguard educational continuity for the benefit of students who are unable to participate in teaching or curricular activities in the classroom, ensuring that they are provided with distance learning arrangements or different remedial actions.

Considering that the organisation of activities must take into account the mandatory use of masks for the entire time spent in the teaching structures and the positioning of workstations in a "checkerboard" placement and observing an adequate distance as required by the safety protocols in force.

Considering that in each classroom, appropriate signs have been provided to indicate the entry and exit areas, the rules to be followed in the classroom and which seats can be used according to the capacity provided.

Having acknowledged that in the event of further guidelines from the competent authorities regarding the occupancy of classrooms, it will proceed to integrate and/or redefine the signs above and make any necessary intervention.

Considering the security provisions already adopted by the University and any updates to them that will be implemented in application of the new security measures introduced by Italian Legislative Decree no. 111/21.

Considering that under current regulations the obligation to hold a "Covid-19 green certificate" is required:

- From 1 September to 31 December 2021, the current deadline for terminating the state of emergency;
- For all school and university staff, including assignees, scholarship holders, short-term lecturers, visiting professors and external collaborators - (including, but not limited to, those who attend the University's facilities in application of conventions, contracts or agreements with the University);
- For all students – including PhD students, interns, thesis students and graduates;
- with the sole exception of those exempt from the vaccination campaign, based on appropriate medical certificate issued according to criteria determined by the Italian Ministry of Health.

Considering that on the Italian Ministry of Health's portal at <https://www.salute.gov.it/portale/nuovocoronavirus/dettaglioContenutiNuovoCoronavirus.jsp?lingua=italiano&id=5411&area=nuovoCoronavirus&menu=vuoto> useful information can be found on the admission procedures for individuals coming from non-EU countries and on the verification of certificates.

It should be noted the failure to hold and produce a Covid-19 green certificate means, as required by law, that "... school and university staff are considered unexcused absent, and from the fifth day of absence the employment relationship is suspended and no pay or other compensation or emolument,

however, denominated, is due" (Article 1, paragraph 6, Italian Legislative Decree no. 111/21, which introduces a new article, Article 9-ter, to Legislative Decree no. 52/21).

It is also specified that checks on students' possession of a Covid 19 green certificate will be carried out in accordance with current legislation; all checks will, in any case, be carried out in such a way as to comply with privacy legislation and taking care to process the data contained in the Covid-19 green certificate within the limits of the purposes laid down by the legislation.

Recalling that the failure to comply with the provisions on the Covid-19 green certificate is sanctioned by Article 4 of Italian Legislative Decree no. 19 of 25 March 2020, converted with amendments by Law no. 35 of 22 May 2020 (Official Gazette no. 132, 23/05/2020).

Recalling Article 1, paragraph 8 of Italian Legislative Decree no. 111/21, insofar as it provides that all the activities of management and verification of possession of a Covid-19 green certificate must take place "with the human, financial and instrumental resources available under existing legislation and without new or increased costs to the public finances".

Recalling also the Italian Legislative Decree no. 105 of 23 July 2021, in particular Article 3, which integrated the Legislative Decree no. 52 of 2 April 2021, converted with amendments by Law no. 87 of 17 June 2021 (Official Gazette no. 146, 21/06/2021) by providing access in the white zone to individuals with Covid-19 green certificate in case of conferences and congresses.

In view of the need to take unambiguous decisions as soon as possible which, in compliance with the legal provisions in force, will make it possible to plan the teaching activities relating to the first semester of the next 2021/2022 academic year, in an appropriate and timely manner.

Having acknowledged that in the presence of any new additional regulatory provisions on the subject, this decree will be supplemented and/or appropriate supporting guidelines or FAQs will be provided and published at <https://www.unimib.it/ateneo/covid-19/provvedimenti-amministrativi-covid-19> ;

Having acknowledged that the preliminary investigation has been evaluated by the Director of Student Training and Services Area who certifies the regularity and legitimacy.

DECREES

To adopt the following organisational choices without prejudice to the maintenance of the regulations and provisions already contained in Rector's Decree no. 6439 of 28 July 2021.

Article 1

Lectures, teaching laboratories, practical and field activities for bachelor's, master's and single-cycle degree courses

1. The lessons and other activities referred to in this article must be carried out in person, as already provided for by the Rector's Decree no. 6439 of 28 July 2021.
2. **In-person classes will be accessible to students with a Covid-19 green certificate only.** Please note that the green certificate is issued even in the absence of vaccination, provided that you are negative to molecular testing (or rapid antigenic) in the last 48 hours, or have recovered from Covid-19. For detailed information, please visit <https://www.dgc.gov.it/web/>.

Article 2

Graduation sessions

1. The ordinary procedures for the final examination are reinstated and will be carried out according to the provisions set out in the prospectus. The bachelor's, master's and single-cycle degree exams will all take place in person.
2. Hold a Covid-19 green certificate is compulsory, with the same methods provided for in Article 1.
3. Limited public participation is allowed. The number of participants will be determined at a later date, also in accordance with the guidelines of the competent authorities. However, the possibility of streaming the graduation session will be guaranteed.
4. With regard to the manner in which graduation sessions are held, the Committees follow the safety protocol published at <https://www.unimib.it/news/discussione-della-tesi-presenza-leggi-tutte-informazioni-utili>

Article 3

Exams for bachelor's, master's and single-cycle degree courses

1. Exams for bachelor's, master's and single-cycle degree courses are carried out in person.
2. Hold a Covid-19 green certificate is compulsory, with the same methods provided for in Article 1.
3. In order to regulate the flow of students, oral examinations must be organised by dividing the students into groups and scheduling them at staggered times depending on the capacity of the classroom allocated.
4. Exemptions for conducting exams remotely may be granted only for students who find themselves in one of the conditions already provided for in Rector's Decree no. 6439/21.

Article 4

Preparation activities for degree theses

, apprenticeships and internships and PhDs

1. The activities referred to in this article may be carried out by accessing the University in compliance with the guidelines already adopted by the University and with the mandatory possession of a Covid-19 green certificate.
2. The activities for the preparation of the degree thesis and the performance of internships and apprenticeships that take place outside the University will continue according to the guidelines of the host institution or organisation, also in smart working mode.

Article 5

Lessons and teaching activities of Master's and Specialist Training Courses

1. Lessons and teaching activities concerning Master's and Graduate Training Courses are held in person (in compliance with the guidelines already adopted by the University) in mixed mode or remotely according to the teaching and organisational needs of each course. A Covid-19 green certificate is mandatory for in-person teaching activities.

Article 6

Library services and study areas

1. Access to the University libraries and study areas is regulated by Rector's Decree no. 6439/21 of 28/07/2021. A Covid-19 green certificate is mandatory for access to the University.

Article 7

Mobility related to the performance of educational activities

1. International incoming and outgoing mobility for lecturers, students and technical-administrative staff are allowed in compliance with the obligations provided for by national law, including the obligation to hold a Covid-19 green certificate.

Article 8

University canteens and residences

1. In order to have access to university canteens and residences, in application of the regulations in force, it is compulsory to hold a Covid-19 green certificate.

Article 9

Student collaborations

1. Student collaborations are allowed. A Covid-19 green certificate is mandatory for carrying out these activities. The managers of the services to which the student collaborations are assigned may allow them to be carried out in a manner similar to smart-working, where the activities themselves are verifiable and considered irrevocable.

Article 10

Academic, technical and administrative staff

1. As of 1 September this year, all the University's structured academic and administrative staff will be required to hold a Covid-19 green certificate. This obligation is also required for non-structured personnel who collaborate with the University for various reasons, visiting its facilities. It is reiterated that the green certificate is issued even in the absence of vaccination, but on the condition of negative molecular testing (or rapid antigenic) in the last 48 hours or for a successful recovery from Covid-19. For detail information: <https://www.dgc.gov.it/web/> .

2. Failure to hold and produce a Covid-19 green certificate means, according to the law, that "... school and university staff are considered unexcused absent, and from the fifth day of absence the

employment relationship is suspended and no pay or other remuneration or emolument, however, denominated, is due" (Article 1, paragraph 6, Italian Legislative Decree no. 111/21, which introduces a new article, Article 9-ter, to Legislative Decree no. 52/21).

3. The specific procedures for verifying the possession of a Covid-19 certificate will be the subject of an upcoming Italian Prime Minister's Decree. If the decree is not issued promptly, the University will, in any case, provide its own organisational and operational guidelines at <https://www.unimib.it/ateneo/covid-19/provvedimenti-amministrativi-covid-19>.

Article 11

Conferences and Congresses and Summer Schools

1. For participation in conferences, congresses, seminars and for the holding of Summer Schools, in the application of the University's internal rules, a Covid-19 green certificate is mandatory.
2. For events organized within the university's premises, external participants must also hold a Covid-19 green certificate.

Article 12

Validity Period

1. This decree comes into force from 1 September and will remain in force until 31 December 2021.
2. In accordance with the law, any fraud or abuse concerning the obligation to hold and produce the certificate will inevitably lead to the obligation to report to the competent authorities and the adoption of the consequent measures.

THE RECTOR

Prof. Giovanna Iannantuoni

(Digitally signed pursuant to Article 24 of Italian
Legislative Decree 82/2005)

Organisational Unit: Student Training and Services Area – Director Elena La Torre