



Rectoral Decree no. 2033/AG dated 1 August 2011

**REGULATIONS GOVERNING THE WORK OF PROFESSORS AND RESEARCHERS
OUTSIDE THE POLITECNICO**

Art. 1

Scope of application

1. These Regulations govern, implementing art. 53 of Lgs. D. no. 165 of 30 March 2001, in accordance with the legal status redefined in art. 6 of Law no. 240 issued on 30 December 2010, the activities that are incompatible and the activities that are compatible with the status of university professor and researcher, and the criteria and procedures for the authorisation required by professors and researchers to perform full-time paid work at public or private entities, even on a trial basis, for an indefinite or short term.

Art. 2

Incompatible activities

- 1 University professors and researchers cannot perform work:
 - a) that is detrimental to the performance of institutional teaching, research and management activities, as regulated by specific University Regulations;
 - b) that may create a situation of conflict of interest with the Politecnico di Milano;
 - c) that is not in accordance with the propriety and dignity of the University's teaching staff or that damages the prestige and image of the Politecnico di Milano.
2. The position of University Professor and Researcher is not compatible with the pursuit of commercial and industrial activities, subject to the possibility of establishing companies similar to university spin-offs or start-ups, in accordance with articles 2 and 3 of Lgs D. 27 July 1999, n. 297 and art. 6 – paragraph 9 of Law 240/2010, also covering formal positions within such scope, as laid down in specific University Regulations.
3. Full-time Professors and Researchers cannot perform freelance work.

Art. 3

Compatible activities that need not be authorised

1. The status of University Professor or Researcher is compatible with all the activities that fall within the scope of their tasks and official duties and with those that are not paid in any way. Such activities need not be authorised.
2. Full-time professors and researchers can freely perform, even for consideration, evaluation and refereeing activities, occasional lectures and seminars,

scientific collaboration and advisory services, scientific and cultural communication and divulgation activities, and journalistic and editorial activities in accordance with art. 6 - paragraph 10 - of Law 240/2010.

3. Also the following activities need not be authorised in advance, even where they are performed for consideration:
 - a) the exploitation of original work and industrial inventions by the corresponding author or inventor;
 - b) work for which only the reimbursement of documented expenses can be claimed;
 - c) work for whose execution the employee takes leave, a chief role or an untenured position;
 - d) the work assigned by trade unions to employees at their own offices, at other offices or on unpaid leave;
 - e) the training of public employees;
 - f) artistic activities and sports, excluding those carried out at a professional level;
 - g) the participation in study, scientific or staff evaluation commissions at other Universities, public authorities or private non-profit entities;
 - h) expert investigations assigned by Courts.

Art. 4

Activities that need to be authorised

- 1.I Subject to the Rector's prior authorisation, full-time professors and researchers can perform teaching and research activities and institutional and management duties at public entities and non-profit private entities, without being employed thereby, provided this does not create situations of conflict of interest with the Politecnico di Milano. More specifically:
 - a) the work carried out by Politecnico di Milano professors and researchers at organisations in which the University owns shares, may be authorised overall, subject to the prior request by these organisations to the Board of Governors of the Politecnico di Milano, which will assess it depending on the activity of the requesting entity;
 - b) the work that is expressly established in agreements entered into by the University, in which such authorisation is expressly indicated, is automatically authorised;
 - c) the authorisation request for work carried out at other organisations, must be sent to the Rector before accepting such work, filling out the specific form. If the request is submitted by the Rector, it must be authorised by the Board of Governors, after hearing the Academic Senate.
2. The Rector will answer the authorisation request within 20 days of receipt thereof; failure to answer within such term will be taken as tacit consent.
3. The authorisation for multiannual work is given for the entire duration of the work, provided the conditions required for its issuance are continuously met.
4. No type of acknowledgement of work that is not in accordance with these Regulations is admitted, not even for the purpose of payment of any remuneration due.

Art. 5

Complaints

1. Without prejudice to the right to bring an immediate appeal in Court against the denial of approval, a written complaint may be sent, within ten days, to the Rector, who will answer such complaint within thirty days, after hearing the Academic Senate.

Art. 6

Disciplinary provisions

1. Should professors carry out work not in accordance with the authorised conditions, or work for which the required authorisation was not requested or denied, in the cases regulated in art. 4 above, without prejudice to more serious sanctions and to their disciplinary responsibility, the remuneration due for any such work must be paid by the relevant facility or, failing this, by its recipient into the University's funds.
2. Should the originally declared conditions change during performance of any authorised work, the authorisation is no longer valid and the work in progress must be interrupted; the work may be resumed only once it is expressly authorised by the Rector.

Art. 7

Final and temporary provisions

1. All matters that are not expressly regulated by these Regulations will be regulated by art. 53 of Lgs. D. no. 165/2001 as amended and supplemented, and by the provisions on incompatibility, accumulation of tasks and paid work provided for by the regulatory system.
2. The provisions of these Regulations apply to work assigned after the date of enactment thereof.

Art. 8

Entry into force

1. These Regulations go into force from the day following that of their publication.
2. The entry into force of these Regulations repeals the "Regulations for authorisation to perform paid work", enacted with Rectoral Decree no. 2301/AG issued on 02.11.2009, and the Regulations governing the operation of the University Committee for the authorisation to perform paid work, enacted with Rectoral Decree no. 237/AG issued on 11.10.2001.

THE RECTOR
Signed Prof. Giovanni
Azzone