



Case Number: D 0004/00

D E C I S I O N
of the Disciplinary Board of Appeal
of 30 November 2000

Appellant:

n.n.

Decision under appeal:

Decision of the Examination Board for the
European Qualifying Examination dated
22 September 1999.

Composition of the Board:

Chairman: B. Schachenmann
Members: R. Teschemacher
J.-C. De Preter
A. Armengaud
Ch. Onn

Summary of Facts and Submissions

- I. The Appellant sat for the European Qualifying Examination held from 24 to 26 March 1999 and received the following marks for his two papers:

Paper B: 57

Paper D: 48
- II. On 2 December 1999, the Appellant filed an appeal against the decision dated 22 September 1999 of the Examination Board for the European Qualifying Examination that he had failed the examination. The appeal fee was paid on the same day. However, no statement setting out the grounds of appeal (Article 27(2) REE) has been filed by the Appellant.
- III. In a communication dated 3 May 2000, the Board informed the Appellant that the appeal would have to be rejected as inadmissible pursuant to Article 27(4) REE in connection with Article 22(2) RDR.
- IV. In reply to a query from the Registry of the Board, the Appellant submitted that he had not received the above communication since he had changed address twice. On 4 August 2000, the communication was notified again with advice of delivery to the new address indicated by the Appellant, setting a new time limit of 2 months. It was also sent by fax to the Appellant's business address for information.
- V. A reply to the communication has not been received.

Reasons for the Decision

As no written statement setting out the grounds of appeal has been filed within the time limit under Article 27(2) REE, the appeal has to be rejected as inadmissible (Article 22(2) RDR in conjunction with Article 27(4) REE).

Order

For these reasons it is decided that:

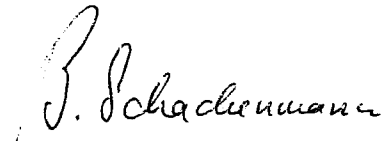
The appeal is rejected as inadmissible.

The Registrar:



M. Beer

The Chairman:


B. Schachenmann