

Title: **Policy for Appeals**

Effective Date: **August 7, 2008**

Revision # 03

Standard Operation Procedure Number: IACUC-RVW-017 Last Committee Review: **September 21, 2018**

Purpose/Scope

The purpose of this Standard Operating Procedure (SOP) is to establish procedures for a principal investigator to appeal decisions made by the Institutional Animal Care and Use Committee (IACUC) regarding projects where he or she is listed as PI or for a facility manager to appeal inspection reports where he/she is manager of the affected facility.

References

- The IACUC Handbook, 3rd Ed., CRC Press, 2014
- Sections 9:53 and 29:30
- AWAR 2.31 (d) (8)
- PHS Policy IV.C.8
- IACUC-RVW-011 Investigation of Possible Noncompliance

Policy:

A principal investigator or facility manager may appeal decisions made by the Institutional Animal Care and Use Committee (IACUC) regarding projects where he or she is listed as PI or he/she is manager of the affected facility by following the steps below.

Steps for appeal are:

1. The appellant states in writing to the IACUC chair specific points of disagreement with the committee’s action, reasons for disagreement, and the desired outcome of the appeal.
2. A quorum of the IACUC membership hears the appeal from the person appealing and determines an outcome.
3. All decisions of the IACUC regarding an appeal request will be conveyed to the appellant in writing and copied to the Institutional Official.
4. If the person appealing is not satisfied with the IACUC’s decision, he or she may appeal to the Institutional Official and thereby initiate further IACUC consideration if the Institutional Official so requests. Officials of the institution, however, cannot approve an animal activity that has not been approved by the IACUC.

The IACUC is the only legal entity that can pass judgment on an individual accused of non-compliance of animal care and use policies and procedures. However, under some circumstances, the investigator can appeal to the IACUC for a second hearing. The basis for this appeal is limited to one of the following reasons:

1. There was pertinent information that was available at the time of the initial hearing, but was not presented to the IACUC.
2. Policies and(or) procedures were not adhered to during the first hearing.

Reviewed:

IACUC Chairperson Date

Research Compliance Director Date