

**JUDIT SIKET**

**TERRITORIAL AND LOCAL ADMINISTRATIVE SYSTEM IN HUNGARY**

**Preface**



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## PREFACE

Dear Kind Readers,

I am very pleased you are interested in territorial and local administrative system of Hungary and you have chosen my course.

I believe that this teaching material provide a valuable tool for studying the local self-government system of Hungary and the most important characteristics of it may be examined in the light of the European Charter of Local Self-Government.

The purpose of this teaching material and the course to present a general overview on the local self-government system of Hungary, the certain elements of local autonomy are discussed in details. Important for us to analyse the relationship between state organs and local self-governments from the aspect of local self-governments' rights protection, the misuse of power, legal supervision and the financial autonomy.

The role of Council of Europe has given importance, therefore the activity of the Congress of Local and Regional Authorities also has significance.

The structure of the teaching material as follows,

- I. Introduction, general interpretation of PA
- II. Different levels of public administration; central, territorial and local organisations of administrative systems in a European comparison.
- III. Two pillars of public administration: State administrative functions and local self-governance.
- IV. Theoretical foundations of local self-governance
- V. European Charter of Local Self-Governments. Questions of local autonomy, the legal nature of the Charter. Monitoring system of the Charter.
- VI. The activity of the Council of Europe in the field of local democracy.
- VII. Examples from the examination of local and regional democracy by the practice of the Congress.
- VIII. Local self-governments in Hungary, historical, organizational and functional perspective.
- IX. Some aspects of local autonomy (1): Legislative, financial and economic autonomy, organizational, personnel and functional autonomy
- X. Some aspects of local autonomy (2): Administrative supervision, legal protection of right to local self-governance;
- XI. Results and effects of the Hungarian reform measures concerning local self-government system.
- XII. Development opportunities for the future in the field of territorial and local administration

I believe, this course will help you to find your way in the sphere of basic values and principles of local self-government subsystem of Public Administration.

Sincerely yours,

Judit Siket

## REQUIRED AND RECOMMENDED MATERIALS

### a) Required materials

European Charter of Local Self-Government <https://www.coe.int/en/web/conventions/full-list/-/conventions/treaty/122>

Fundamental Law of Hungary (25 April 2011)

Act CLXXXIX of 2011 on Local Governments of Hungary

Reports on practice of Council of Europe's Congress.

Recommendation 384 (2016) Local and regional democracy in France.

[https://search.coe.int/congress/Pages/result\\_details.aspx?ObjectId=0900001680718de2](https://search.coe.int/congress/Pages/result_details.aspx?ObjectId=0900001680718de2)

Recommendation 373 (2015) Local and regional democracy in Poland.

[https://search.coe.int/congress/Pages/result\\_details.aspx?ObjectId=09000016807199ac](https://search.coe.int/congress/Pages/result_details.aspx?ObjectId=09000016807199ac)

Recommendation 341 (2013) Local and regional democracy in Hungary.

[https://search.coe.int/congress/Pages/result\\_details.aspx?ObjectId=090000168071a8da](https://search.coe.int/congress/Pages/result_details.aspx?ObjectId=090000168071a8da)

### b) Recommended materials

The Basic (Fundamental) Law of Hungary. A Commentary of the New Hungarian Constitution [http://m.ludita.uni-](http://m.ludita.uni-nke.hu/repozitorium/bitstream/handle/11410/10136/The%20Basic%20Law%20of%20Hungary.pdf?sequence=1&isAllowed=y)

[nke.hu/repozitorium/bitstream/handle/11410/10136/The%20Basic%20Law%20of%20Hungary.pdf?sequence=1&isAllowed=y](http://m.ludita.uni-nke.hu/repozitorium/bitstream/handle/11410/10136/The%20Basic%20Law%20of%20Hungary.pdf?sequence=1&isAllowed=y)

CHAPTER XIII Local Governments (András Patyi) (p. 259-276.)

Hungarian Public Administration and Administrative Law (András Patyi – Ádám Rixer, Eds.)

[http://m.ludita.uni-](http://m.ludita.uni-nke.hu/repozitorium/bitstream/handle/11410/7798/paty_i_andras.pdf?sequence=1&isAllowed=y)

[nke.hu/repozitorium/bitstream/handle/11410/7798/paty\\_i\\_andras.pdf?sequence=1&isAllowed=y](http://m.ludita.uni-nke.hu/repozitorium/bitstream/handle/11410/7798/paty_i_andras.pdf?sequence=1&isAllowed=y)

The constitutional basis of Hungarian Public Administration (p.203-214.)

Institutional system of Hungarian Public Administration (central administration, territorial administration, local self-governments) (p.287-349)

Judit Siket: Prevailing Tendencies in Local Self-Governance: Scope of Local Public Affairs and Territorial Trends in Europe. Bratislava Law Review 1/2017. (p.105-114.)

Judit Siket: Local Governments in the System of Separation of Powers – regulatory Powers in the Field of Local Public Affairs. Recent Challenges of Public Administration 3 Iurisperitus Kiadó, Szeged, 2019. (p.108-121.)

Local Government in the Member States of The European Union: a comparative legal perspective. INAP Madrid, 2012 (Angel-Manuel Moreno Ed.)

National monographs on local autonomy <http://www.ola-europe.eu/index.php?id=31&L=1>

Public Administration Reforms in Eastern European Union Member States. Post Accession Convergence and Divergence. (Polonca Kovac – Mantas Biliensis Eds.)

[https://www.researchgate.net/publication/317231678\\_Public\\_Administration\\_Reforms\\_in\\_Eastern\\_European\\_Union\\_Member\\_States\\_Post-Accession\\_Convergence\\_and\\_Divergence](https://www.researchgate.net/publication/317231678_Public_Administration_Reforms_in_Eastern_European_Union_Member_States_Post-Accession_Convergence_and_Divergence)