



TERRITORIAL AND LOCAL ADMINISTRATIVE SYSTEM IN HUNGARY

VII. EXAMPLES FROM THE EXAMINATION OF LOCAL AND REGIONAL DEMOCRACY BY THE PRACTICE OF THE CONGRESS

**Judit Dr. Siket PhD
Institute of Public Law
Faculty of Law and Political Sciences
University of Szeged
e-mail: siket.judit@juris.u-szeged.hu**

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7. Examples from the examination of local and regional democracy by the practice of the Congress



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Map of presentation

I. Monitoring Committee



II. Implementation of the Charter



1. Comparative analysis



2. Recurring issues

Monitoring of the application of the Charter

Situation of local and regional democracy

Monitoring Committee

- Responsibility for monitoring
- Monitoring visits
- Draft report
- Recommendation
- Post-monitoring political dialogue

Tools

- General regular country-by-country monitoring visit
- Every 5 years
- Examinations from particular aspect
- Fact-finding missions - specific cases

Implementation of the Charter – Comparative analyses

decentralisation

- ongoing process

consultation

- Common and persistent failure

country reports, recommendations

Implementation of the Charter – Comparative analyses (2)

Principle of local self-government

- Constitutional level
- The case of Hungary
- UK

Concept of local self-government

- Right and ability
- Lack of resources
- Intermunicipal cooperation
- Aim: high-level decentralisation
- Substantial share of public affairs – vague legal term

Scope of local self-government

- General principles
- Full discretion
- Competences: full&exclusive

Administrative supervision

- Tutelle
- Disproportionate intervention
- Insufficient counteract remedies

Financial resources

- Adequate and sufficiently diversified financial resources
- Economic and political dependency

Concerns of the Congress



Violations of
the Charter

over-centralised system of financing

inadequate financial sources

lack of

- **financing for delegated tasks**
- **transparent and predictable financial equalisation mechanisms**
- **appropriate consultation**

stricter governmental control on finance

municipal property in transition countries

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Recurring issues (2010-2016)

absence of direct applicability of the Charter in the field of local and regional democracy

inadequacy of financial resources for local and regional authorities

restricted definition, allocation and exercise of local competences

lack of consultation with regard to central government

broader trend towards (re)centralization

absence of flexibility in budgetary matters

**Thank you for your kind
attention.**



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ACKNOWLEDGEMENT

This teaching material has been made at the University of Szeged, and supported by the European Union by the project nr. EFOP-3.6.2-16-2017-00007, titled *Aspects on the development of intelligent, sustainable and inclusive society: social, technological, innovation networks in employment and digital economy*.

The project has been supported by the European Union, co-financed by the European Social Fund and the budget of Hungary.

EFOP-3.6.2-16-2017-00007

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