

Administrative judiciary in Hungary

Abstract

The purpose of this thesis is to give a comprehensive picture of the institute of administrative judiciary in Hungary mainly by using the comparative method.

Its aim is therefore to show the similarities and the differences between the Czech and Hungarian administrative judiciary, while also comparing the two legislations to the European standards of the Rule of Law principle. The Rule of Law principle is then used as defined by the European Commission for Democracy through Law, better known as the Venice Commission.

Chapter one dives directly into an analysis of the Rule of law principle and its importance in the context of administrative judiciary. Furthermore, this chapter will also provide a short description of the traditional models of administrative judiciary.

The purpose of chapter two is to give its reader a brief introduction of the evolution of administrative judiciary in Hungary from the late 19th century to today's legislation, while also mentioning the upcoming changes and their foreseeable impacts.

Chapter three then provides a full description of the organisation of Hungarian administrative courts, while also mentioning the upcoming changes brought by the judicial reform in the country. The comparison of power and court jurisdiction in both countries will also be addressed.

Chapters four and five are focusing mainly on the current legislation regarding the proceedings in Hungarian administrative judiciary, while also providing a brief comparison between the two countries. Chapter four will also mention those institutes of the Hungarian legislation that are not usual in the Czech Republic in the field of administrative judiciary.

The final chapter, chapter 6, will then provide a brief analysis of the matter of liability in damages for administrative action in relation to both countries.

The conclusion of the thesis consists of a summary containing the results of the research.

Klíčová slova:

Administrative judiciary, judicial control of public administration, Hungary