

Legislation of territorial self-governing units

Abstract

Theme of this thesis is legislation of territorial self-governing units in the Czech republic, ie generally binding ordinances in accordance with the provisions of Article 104 para. 3 of the Constitution and regulations pursuant to Article 79 para. 3 of the Constitution. The process of their creation from the beginning to the possibility of annulment by the Constitutional Court is gradually analyzed with a warning of possible problems in individual parts. This thesis is divided into four thematic chapters and within them into subchapters devoted to individual points.

In the first part of this thesis I deal with the definition and explanation of important basic concepts that often appear in this thesis and are related to the topic of the thesis. These include defining the terms generally binding ordinances and regulation, as well as describing the difference between them. Furthermore, the definition of self-government, the definition of competences and legislation, as these are essential for the whole thesis.

The following two chapters deal in more detail with the norm-setting of territorial self-governing units, which is gradually analyzed in them from the basic definition, through design, issue to supervision and the subsequent possibility of repealing these legal regulations by the Constitutional Court. In this part, the new current legislation concerning the validity, promulgation and registration of local government legislation is discussed in more detail.

The final fourth chapter is devoted to a practical insight into the legislation of local government in the town of Lovosice, on the examples of several areas addressed by generally binding decrees, together with the addition of some findings of the Constitutional Court, which fundamentally shaped developments in the section.

The goal of this thesis was mainly to show the current changes, to draw attention to possible problems and at the same time to show in practice the situation in one of the cities, but also the fundamental influence of the Constitutional Court on developments in the area of territorial self-governing units.

Key words

Legislation, general binding ordinances, regulation, self-government, municipality