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Comparative constitutional law

Governmental activity

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Functions of the parliaments

- **Legislation** - types of majority; legal sources
- **Constitution-making**
- **Tasks concerning the creation and termination of the mandate of governments** (confidence)
 - *Governments!*
- **Foreign policy making**
- **National security** (with legal sources)
- **Budgetary policy**
- **European integration**
- **Elects and creates** (charts!)
- **Other**

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European integration

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In general

- Governments (ministries) – more active role
- Parliaments
 - more and strengthened competences when exercising democratic control over governments
 - special committees
- Constitutional Courts

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Hungary

Preparatory works: Aug 2002

First was repealed, second version – Nov 2002,
adopted Dec 2002

Art 2/A – authorisation clause

Referendum Art 79 (date, question, transatory norm)

Art 6 (4)

Competences of Parl and Gov

National Bank (euro-zone)

Right to vote

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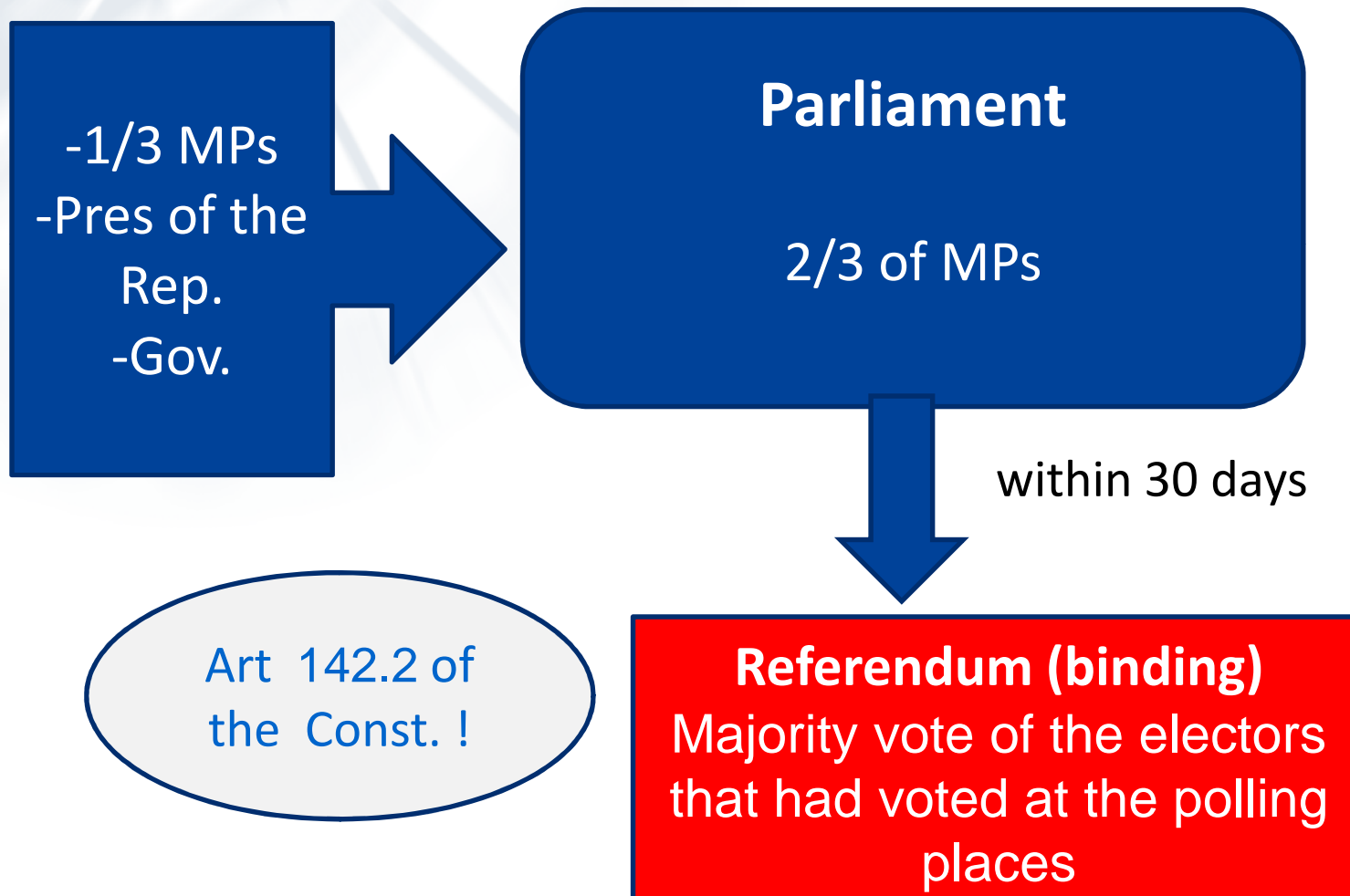


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Croatia

- 2001 – setting up a European Integration Committee by the Parliament
- Febr 2003 – submission of application
- June 2004 – status of candidate state
- October 2005 – negotiations
 - Acquis is divided into 33 chapters;
 - 30 June 2010 - end of negotiations
 - Mid September 2011 - EU Draft Accession Treaty
 - **Signinig of AT – December 2011**
 - Croatian referendum
 - The ratification process – parliaments of all 27 MS
 - **Accession to the EU: 1 July 2013**

Croatia – procedure for accession



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Foreign policy

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HU

- **int.treates:** P, Gov, Pres.of the Rep.
- **foreign policy:** Gov, P
- **representation:** Pres.of the Rep.

CRO

- **int.treates:** P, Gov, Pres.of the Rep.
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Budgetary issues

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HU (Const) – P, Gov
-social-economic plan
-adoption of budget

CRO – P, Gov
- adoption of budget
- same legislative procedure
- if not adopted (120 days) - Parl may be dissolved

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Hungary – FundLaw

Chapter on public finances – rules on

- the budget and its implementation, and in connection with the detailed rules governing the content of the budget, the restriction of the competences of the Constitutional Court
- national property and its operation
- ‘state support’ the necessity of cardinal laws for regulating fundamental rules of general taxation and the pension system;
- Hungarian National Bank;

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Hungary – FundLaw

- reference that the rules for the body supervising the system of financial mediation has to be defined by a cardinal Act;

- National Audit Office

- Budget Council (!!!)

Duties

- Every person is responsible for his or herself, and is obliged to contribute to the performance of state and community tasks to the best of his or her abilities and potential.

- contribution



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Thank you for your attention!