

Contents

THE CZECH REPUBLIC IN HISTORICAL CONTEXT	1
1.1 THE CONSTITUTIONAL DEVELOPMENT IN 1848- 1918 IN THE HABSBURG MONARCHY.....	1
1.2 THE CONSTITUTIONAL DEVELOPMENT IN THE PERIOD 1918-1992 – THE CZECHOSLOVAKIAN STATEHOOD	4
1.2.1 <i>The Constitutional Development in Czechoslovakia in 1918 - 1948</i>	4
1.2.2 <i>The Constitutional Development in 1948 - 1992</i>	10
CONSTITUTIONAL LAW	17
2.1 THE CONSTITUTIONAL ORDER OF THE CZECH REPUBLIC.....	17
2.2. THE STRUCTURE OF THE CONSTITUTION OF THE CZECH REPUBLIC.....	18
2.3 THE LEGISLATURE	23
2.3.1. <i>The Internal Organization of the Chamber of Deputies and the Senate</i>	25
2.3.2 <i>The Sphere of Authority and Powers of the Parliament; the Course of the Law-making Process</i>	26
2.4 THE EXECUTIVES.....	28
2.4.1 <i>The President of the Czech Republic</i>	28
2.4.2 <i>The Government of the Czech Republic</i>	31
2.4.3 <i>The Ministries</i>	32
2.4.4 <i>The Central Authorities (Offices) of State Administration</i>	33
2.5 THE JUDICIARY (JUDICIAL POWER).....	34
2.5.1 <i>The Supreme Administrative Court</i>	34
2.5.2 <i>The Constitutional Court</i>	35
2.6 CONSTITUTIONAL EMBODIMENT OF FUNDAMENTAL RIGHTS AND FREEDOMS	37
CHAPTER 3	41
JUDICIAL SYSTEM	41
CHAPTER 4.....	51
PUBLIC ADMINISTRATION	51
4.1 THE CHANGES OF PUBLIC ADMINISTRATION AT THE BEGINNING OF 1990s	51
4.2 THE DEVELOPMENT OF PUBLIC ADMINISTRATION TILL 1993	52
4.2.1 <i>Village Organization</i>	53
4.2.2 <i>County Organization</i>	61
4.2.3 <i>Fiscal Administration</i>	67
4.2.4 <i>Social Administration</i>	68

ANNEXES	73
---------------	----

CONSTITUTION OF THE CZECH REPUBLIC 73

CHAPTER ONE - FUNDAMENTAL PROVISIONS	74
CHAPTER TWO - LEGISLATIVE POWER	76
CHAPTER THREE - EXECUTIVE POWER	86
CHAPTER FOUR - JUDICIAL POWER	92
CHAPTER FIVE - THE SUPREME CONTROL OFFICE.....	97
CHAPTER SIX - THE CZECH NATIONAL BANK	97
CHAPTER SEVEN - TERRITORIAL SELF-GOVERNMENT.....	98
CHAPTER EIGHT - INTERIM AND FINAL PROVISIONS.....	99
CHARTER OF FUNDAMENTAL RIGHTS AND BASIC FREEDOMS	103
RESOLUTION	103
CHARTER OF FUNDAMENTAL RIGHTS AND BASIC FREEDOMS	103
CHAPTER ONE.....	103
<i>General Provisions.....</i>	103
CHAPTER TWO	105
<i>Human Rights and Fundamental Freedoms</i>	105
DIVISION ONE	105
<i>Fundamental Human Rights and Freedoms</i>	105
DIVISION TWO	109
<i>Political Rights</i>	109
CHAPTER THREE	111
<i>The Rights of National and Ethnic Minorities.....</i>	111
CHAPTER FOUR	111
<i>Economic, Social, and Cultural Rights</i>	111
CHAPTER FIVE.....	114
<i>The Right to Judicial and Other Legal Protection.....</i>	114
CHAPTER SIX	116
<i>General Provisions.....</i>	116
THE ACT ON THE CONSTITUTIONAL COURT.....	119
FIRST PART	119
<i>Organization of the Constitutional Court</i>	119
SECOND PART	127
<i>Proceedings before the Court.....</i>	127
CHAPTER ONE	127
<i>General Provisions.....</i>	127
CHAPTER TWO	140
<i>Provisions Concerning Specific Proceedings before the Court</i>	140
FIRST DIVISION.....	140

<i>Proceedings on the Proposed Annulment of a Statute or some other Enactment</i>	140
SECOND DIVISION	144
<i>Proceedings on the Conformity with Constitutional Acts of International Treaties under Articles 10a and 49 of the Constitution</i>	144
THIRD DIVISION	146
<i>Proceedings on a Constitutional Complaint</i>	146
FOURTH DIVISION	152
<i>Proceedings in Remedial Actions against a Decision Concerning the Certification of the Election of a Deputy or a Senator</i>	152
FIFTH DIVISION	154
<i>Proceedings in Cases of Doubt concerning a Deputy or Senator's Loss of Eligibility for Office or the Incompatibility under Article 25 of the Constitution of some other Position or Activity with Holding that Office</i>	154
SIXTH DIVISION	155
<i>Proceedings on a Constitutional Charge Brought against the President</i>	155
SEVENTH DIVISION	159
<i>Proceedings on a Petition of the President Proposing the Annulment of a Joint Resolution of the Assembly of Deputies and Senate pursuant to Article 66 of the Constitution</i>	159
EIGHTH DIVISION	162
<i>Proceedings concerning Measures Necessary to Implement a Decision of an International Court</i>	162
NINTH DIVISION	164
TENTH DIVISION	166
<i>Proceedings on the matter of the Referendum on the Czech Republic's Accession to the European Union</i>	166
THIRD PART	168
<i>Wage Conditions for Justices and Assistants</i>	168
FOURTH PART	169
<i>Disciplinary Infractions and Disciplinary Proceedings</i>	169
FIFTH PART	172
<i>Transitional and Concluding Provisions</i>	172