NATIONAL JUDICIAL COUNCIL
PRESIDENT

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To Dr. Bence Tuzson
Minister

To Dr. Róbert Répássy
State Secretary

To Dr. Zoltán Tóth,
State Secretary

Ministry of Justice

Budapest

Dear Mr Minister,
Dear Mr State Secretaries,

The National Judicial Council (hereinafter referred to as: NJC) was shocked to learn that today the Parliament's Legislative Committee discussed and adopted its own amendment proposal to Bill No. T/10012 on the Foundation of the 2025 Central Budget of Hungary, submitted by the government party members of the Legislative Committee, and its own amendment proposal to Bill No. T/9997 on the Fourteenth Amendment of the Fundamental Law of Hungary (hereinafter referred to as: Fundamental Law), also submitted by the government party members of the Committee.

The amendment of the fundamental legal provisions concerning the legal status of judges and judicial employees, as well as Article 26 (2) of the Fundamental Law of Hungary (hereinafter referred to as: Fundamental Law) concerning the age limit of judges is therefore made in such a way that the opinion of the NJC on this subject was not obtained, despite the provisions of Article 103 (1) (b) of Act CLXI of 2011 on the Organisation and Administration of the Courts.

Considering that the right to give an opinion is a statutory right of the NJC, the legislator's exclusion of the NJC from this possibility constitutes a breach of the law. I therefore request that you kindly send the draft amendments to the Constitution and legislation to the NJC, setting a suitable deadline, and ensure that no decision is taken on the amendments before the expiry of the deadline set.

Budapest, 12 December 2024.

Regards,

Csaba Pecsenye dr.
President of the OBT