

Mgr Paweł Świał

Participation of citizens in the management of the municipality.

Study of administrative law

Summary

Inspired to take the debate on the subject of the participation of citizens in the management of the municipality was the fact that increasingly indicate the presence of members of the local government in co-management. It becomes necessary to expand the legal regulations regarding the participation of citizens in the management of the municipality and increase their legal awareness. Currently, the administration is changing its face. Most of the tasks is currently providing administrative sphere, which carries mainly public services for citizens.

Existing scientific studies moved the issue of participation of residents in managing the municipality in a piecemeal way limited only to some of its aspects, which raised the need for discussion of this issue in a comprehensive manner. The work is a response to the deficit coordination mechanisms and cooperation of local residents. Introduced in the solution, though elementary, provide an opportunity for improving the model of Polish administration.

The aim of the study is to analyze the mechanisms of coordination and cooperation of inhabitants, as well as showing legal forms of participation of local residents in the management, diagnosis, awareness of legal residents in this area and the identification and recommendation of the direction of changes in legislation to eliminate barriers to co-participatory.

The present work is an analysis of the existing legislation relating to the participation of citizens in the management of the municipality. The basis of deliberations in the trial will be the applicable Polish law. The structure of the work will be based on five chapters.

The first chapter has demonstrated serve basis axiological participation of citizens in the management of the municipality. First we will discuss the principle of decentralization of public administration and its importance for participation of citizens in municipal management. You will then be discussed in the subsidiarity principle and its implementation in order to ensure the participation of citizens in municipal management. Subsidiarity must

recognize the right of citizens to independently define and solve problems, including those belonging to the sphere of public tasks, to support their activities and allow the realization of these tasks in accordance with applicable legal standards. The content of the principle of decentralization and subsidiarity principle is a direct reference to the situation of the individual, his fundamental rights and freedoms. This entity should have the greatest influence on their position - both private law and public law.

The second chapter is titled Public Management at the local level and the phenomenon of social participation. It aims to present the public management - the idea being, methods and functions, as well as new models of governance. New trends in the management of public affairs (administration Citizens) provide more information and greater impact for citizens and their organizations to government decisions concerning them. They can relatively early in an initiative to block or support, as well as modify its shape or build a coalition for its introduction. Governments gain a better understanding of the problems, needs and preferences of society and greater public acceptance of their plans.

The third chapter Responsibility for the welfare of the residents of local communities will be presented the concept of the common good, the good of the community local government as the primary subject of power in the municipality, implementing good of the community self-government by the inhabitants of the municipality. In the case of incorporation of the entity (capita local government units in the implementation of a project, it becomes the link associated with this process. It is involved in the implementation of a public task, and thus bear responsibility for its results - and in many dimensions.

The fourth chapter will be presented Legal forms of participation of citizens in municipal management. Will be presented the following forms: local referendum, public consultation, access to information on the operation of the municipality and individuals exercising public functions, the initiative Concerning Resolutions, participatory budgeting, local initiative. The aim of the chapter will present the legal basis, the essence of the institution and an indication of the postulates for the future aiming at their improvement.

In the fifth chapter will be presented and discussed practical manifestations of residents participate in the management of the municipality on the example of the Commune and the City of Radom. Made will also analyze the legal awareness and functioning of the legal forms of management practice activities of local government.

The end of the trial will summarize all these considerations and will formulate conclusions from the study.