

Questions for the preparation of the 2022 Rule of Law Report

Personnel Nomination Committee

Have any changes been made to the way state-owned enterprises are governed? In particular, is anything planned in relation to political nominations at State-Owned Enterprises?

The current system of political nominations provides sufficient guarantees and is designed to resist potential pressures. At the moment, no complex nor particular changes are envisaged.

Act No. 353/2019 Coll., on the selection of persons to the management and supervisory bodies of legal entities with state ownership (Nomination Act) was designed to address the principle of transparent selection as far as the nomination to the management and supervisory bodies of legal entities with state ownership is concerned. This law pursues the following objectives:

1. introduction of a mandatory transparent nomination procedure for the selection of candidates, which are proposed by individual ministries, including the establishment of basic criteria for their selection;
2. the establishment of an independent Personnel Nomination Committee, a body advisory to the government, composed of apolitical representatives, assessing the proposed candidates;
3. protection of the privacy of unsuccessful applicants.

The procedures set out in the Nomination Act should secure both transparent and public selection of persons representing the state in the management and supervisory bodies of these companies. The members of these bodies are selected on the basis of their expertise, but under the full responsibility of relevant ministries.