

ORDINANCE for the Amendment and Supplementing of Ordinance No. 1 of February 9, 2017 for competitions for magistrates and for the selection of administrative heads in the bodies of the judiciary (promulgated, SG No. 17 of 2017; amended by Decision No. 915 of 2019 of the Supreme Administrative Court of the Republic of Bulgaria, No. 10 of 2019, amended and supplemented, SG. 37 of 2019, SG 65 of 2021, SG 99 of 2021 and SG 77/27.09. 2022)

Issued by the President of the Supreme Judicial Council, promulgated, SG No. 77 of 27.09.2022

§ 1. In Art. 13 the following additions are made:

1. In para. 10, after the words "*competition commission*" a comma is inserted, new text is added: "*selected by lot, according to the order of Art. 183, para. 3 in connection with para. 2, points 1, 2, 5, 6 and 8 of the Judiciary Act*" and a comma is added.

2. A new paragraph 11 is added:

"(11) A regular or reserve member of a competition commission, nominated in accordance with Art. 183, paragraph 2, point 4 of the Judiciary Act, may file an appeal before the plenary session of the Supreme Administrative Court immediately after the drawing of lots, in the presence of reasonable grounds for that."

3. A new paragraph 12 is added:

"(12) In case a regular member of the competition commission is dismissed, the reserve member selected by the same lot shall be appointed in his/her place, and a new lot shall be held to determine a reserve member of the competition commission."

4. A new paragraph 13 is added:

"(13) In case of dismissal of a reserve member of the competition commission, a new lot shall be held to determine a reserve member of the competition commission."

5. The previous paras. 11, 12 and 13 become paras. 14, 15 and 16, respectively.

§ 2. In Art. 36 the following additions are made:

1. In para. 10, after the words "*competition commission*" a comma is inserted, new text is added: "*selected by lot, according to the order of Art. 183, para. 6 in connection with paragraph 5, points 1, 2, 6, 7 and 10 of the Judiciary Act*" and a comma is added.

2. New paragraphs 11, 12 and 13 are added:

"(11) A regular or reserve member of a competition commission, determined in accordance with Article 189, Paragraph 5, Points 3, 4, 5, 8 and 9 of the Judiciary Act, may appeal to the relevant plenary session or meeting of the prosecutors immediately after the drawing of the lot, in the presence of reasonable grounds for that."

"(12) In case a regular member of the competition commission is dismissed, the reserve member selected by the same lot shall be appointed in his/her place, and a new lot shall be held to determine a reserve member of the competition commission."

"(13) In case of dismissal of a reserve member of the competition commission, a new lot shall be held to determine a reserve member of the competition commission."