

Promo-LEX submitted the monitoring reports on parliamentary oversight and meritocracy in the civil service during 2018

Today, 31 May 2019, Promo-LEX Association published the annual reports on “Monitoring Parliamentary Oversight in the Republic of Moldova in 2018” and “Monitoring the Appointment to/Termination of Public Positions in 2018”. The event was attended by members of Parliament, representatives of government institutions, embassies and civil society.



The purpose of the event is to inform decision-makers, opinion leaders and the general public on Parliament’s performance in

terms of parliamentary oversight, as well as on how the law is obeyed when it comes to appointment to/termination of public positions in 2018.

Based on what was discussed in the report on parliamentary oversight, according to author Adrian Fetescu, some essential findings are being required:

- for the exercise of genuine parliamentary control, Parliament, its working bodies and MPs do not fully use the constitutional levers.
- the lack of legal framework on sanctioning government members for non-compliance with the obligation to answer questions and interpellations of MPs generates a sense of impunity.
- the degree of implementation of the recommendations developed as a result of public hearings cannot be pursued by Parliament and parliamentary committees due to the lack of a regulatory framework and monitoring mechanism.
- the lack of legal framework meant to hold accountable the decision makers that provide the MPs and Inquiry Committees with inaccurate, incomplete or erroneous information makes it impossible for them to carry out their mandate properly.



With respect to the second study that was presented during the event, the expert Mariana Kalughin highlighted the most important findings related to the employment to/termination of public positions in 2018:

- the legal provisions do not cover all situations and are not sufficiently clear and applicable. Some of the problems noted in previous reports have been overcome through legislative amendments.
- Contest Committees were set up or the necessary powers were delegated to existing entities, but they functioned on a limited basis or in an inefficient way.
- the legal provisions are enforced, to a limited extent though. The qualifier mentioned in the study is assigned because of the unavailability of information, the authorities' refusal to provide information or because the information provided is incomplete and confusing.
- the principles of legality, independence, integrity, transparency are guaranteed to a limited extent. The qualifier mentioned in this study is assigned because of the failure to guarantee the principles of independence

and transparency.

During the event, the experts and participants have set out their vision on the public position regarding the observance of the law requirements on the subject of employment and dismissals. Reports developed by experts contracted by Promo-LEX Association include recommendations addressed to the Parliament, the President and the Government of the Republic of Moldova.

The reports had been developed by independent experts contracted by Promo-LEX Association – Mr. Adrian Fetescu developed the report on “Monitoring Parliamentary Oversight in the Republic of Moldova in 2018” and Mrs. Mariana Kalughin developed the report on “Monitoring the Appointment to/Termination of Public Positions in 2018”. Promo-LEX Association has produced similar reports for the period 2016 – 2017, which may be accessed [HERE](#).

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