

# **ACT No. 87 of 26 June 1992: Pilot Schemes in Public Administration Act**

## **ARRANGEMENT OF SECTIONS**

### **Pilot Schemes in Public Administration Act**

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### **Pilot Schemes in Public Administration Act**

Cf. Section 1-4 of Act No. 61 of 17 July 1998.

#### **§ 1. *Purpose of the Act***

The purpose of this Act is through pilot schemes to develop functional and efficient forms of organisation and operation in public administration, and an appropriate division of duties between public administrative bodies and between public administrative levels. Particular weight shall be placed on improving the public provision of services to citizens and on bringing about the best possible use of resources. In the case of a pilot scheme that includes any popularly elected body, weight shall also be placed on the promotion of good democratic forms of government.

#### **§ 2. *Applicability of the Act***

This Act applies to pilot schemes in the state, county and municipal administration, unless otherwise provided by statute.

#### **§ 3. *What the pilot schemes may include***

The King may approve pilot schemes with:

- a) departure from current Acts and Regulations concerning the manner in which the state, county authorities or municipal authorities shall organise their activity and perform their duties
- b) departure from the provisions concerning the division of duties between state, county and municipal administrative bodies
- c) exceptions from state monitoring schemes in respect of local authorities
- d) a unitary county notwithstanding subparagraph (a) of the first subsection of section 4 below. A unitary county means that the county authority and the county governor are integrated into a single regional body with joint administrative management.

Approval may only be granted in connection with pilot schemes which seek to fulfil the aims provided by section 1 above, and which are in other respects found to be appropriate and professionally well founded.

Approval may be granted for a period not exceeding four years. The pilot period may be prolonged for a period not exceeding two years. Where it is planned or has been decided to implement reforms in accordance with the area of applicability of the pilot scheme, the pilot period may be prolonged until the reform comes into effect.

Amended by Act No. 67 of 27 June 2003.

#### **§ 4. *Limitations on the entitlement to conduct pilot schemes***

The King may not approve any pilot scheme with departure from

- a) the fundamental provisions of the Local Government Act with respect to the organisation of the activity of local authorities
- b) the rules of procedure provided by the Public Administration Act
- c) rules of procedure provided by other legislation, where the provisions have been issued out of consideration for the legal safeguards of the individual, and the King does not find that this consideration is respected at least equally satisfactorily under the procedure for which consent is being sought.

Approval may not be granted where this will mean restriction of rights or extension of duties that any individual has under current legislation.

#### **§ 5. *Conduct etc. of pilot schemes***

To replace the provisions from which departure is approved, there shall be issued further rules for the conduct of the individual pilot scheme. These rules are laid down through

bylaws which shall be subject to the approval of the King. In the preparation of the bylaws, section 37 of the Public Administration Act applies correspondingly. In connection with the approval thereof the King may make minor amendments to the bylaws.

Bylaws for pilot schemes in municipal or county authorities are laid down by respectively the municipal council or the county council. The municipal council or the county council may delegate its authority to another popularly elected body in so far as concerns minor amendments and additions to bylaws that have already been approved.

**§ 6.** *Other conditions relating to pilot schemes etc.*

The King may issue further rules concerning pilot schemes under this Act, including provisions as to the number of pilot units in total and within the individual pilot area, the procedure for the selection of pilot units and pilot areas, and the approval and implementation of pilot schemes.

**§ 7.** *Prolongation of pilot schemes under other legislation*

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**§ 8.** *Commencement*

This Act comes into force on 1 January 1993.