

**CONSIDERATIONS REGARDING THE GOVERNMENT
EMERGENCY ORDINANCE NO. 55/2014 FOR REGULATING
CERTAIN MEASURES CONCERNING THE LOCAL PUBLIC
ADMINISTRATION**

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ABSTRACT: *The Government Emergency Ordinance no. 55/2014 suspended for 45 days the dispositions of art. art. 9 par. (2) letter h¹) and art. 15 par. (2) letter g¹) from the Law No. 393/2004 that sanction the migration between parties with termination of the mandate for elected local officials. Starting with the relation between politics, public administration and law, the study points out that regulations concerning migration of elected local officials, from one political party to another after election time, is a moral and politic issue, not necessarily a legal one. Some decisions of the Constitutional Court of Romania on the subject are analysed. The reasoning of the EOG refers to situations of „political separations”, reorganisation of political parties and political alliances, the need to surpass gridlocks in order to insure a good administration. The paper analyses different possible outcomes of such situations that are not regulated by law. Regarding the legal effects of the ordinance, the main questions concerns the legal situation of the councillors that have already gave course to its dispositions, in the case such an ordinance will be rejected or adopted by the Parliament, or in case it will be found unconstitutional.*

KEY WORDS: *Politics and public administration, elected local officials, migration between political parties, law and morals*

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