

Customer Information

Regarding applications for redress by the defendant and/or the plaintiff and their respective representatives.

e-Papír included in Information

Case Group: Breach Proceedings

Identifier	Type of Case
90	Eljárás alá vont személy és képviselője jogainak érvényesítésével kapcsolatos kérelem
90	Application for redress by the defendant and his representative
91	Sértett és képviselője jogainak érvényesítésével kapcsolatos kérelem
91	Application for redress by the plaintiff and his representative

This information is effective as of 1 January, 2018.

Information

This page contains information relating to applications for redress by the defendant and/or the plaintiff and their respective representatives.

Relevant Legislation

Act II. of 2012 II on Misdemeanours, the Misdemeanour Procedure and the Misdemeanour Registration System.

Procedural order

Submission of an application for redress of procedural rights

An application for redress of procedural rights (hereinafter referred to as "the application") means that the defendant and the plaintiff and their respective representatives may exercise the following rights under the law.

The defendant is entitled to know what action, what facts and evidence the breach procedure is based on. He is entitled to be present at the procedural actions, to comment, to file a motion, to ask questions at any stage of the proceedings, to request clarification from the offence authority dealing with the matter, and he can see his files and ask for or make copies of them.

A plaintiff whose right or legitimate interest has been compromised or endangered by the offence may at any stage of the proceedings submit observations, suggestions, questions concerning his rights and obligations to the offence authority dealing with the alleged offence, the public prosecutor and the court. He can request or make a copy of his files.

The application will be sent to the proceeding authority dealing with the matter.

Electronic attachments may accompany the request.

Receipt of the application

The request and attachments sent electronically through a client gateway are transmitted through the central system to the police records system. The client is notified by the central system. The police records system automatically receives the request and its attachments to the receiving authority, and the client will be automatically notified by the addressed authority. If the police records system does not receive the automatic notification, this means that the request and the attachment have not been received by the addressed authority. In this case, it is recommended that the recipient authority be contacted by telephone.

Processing the application

If the relevant authority examining the application determines the existence of the conditions laid down in the law, it shall provide the applicant with the possibility of exerting his right. On the basis of the information requested in the application, a certified copy will be issued and forwarded by the Police to the client's gateway storage space. In the case of an observation, motion or question, the competent authority assessing the application shall examine the matter and take the necessary measures concerning it. The right of attendance and the right to access the file is subject to a personal appearance at the competent authority dealing with the matter.