

Customer Information

Submitting an application for assembly, governed by the act on the right of assembly, held in public places

ÁNYK (General Form Completion Program) form included in the Information

Case group: Reporting and administration related to assembly

Identifier	Title of form
RK-0102	Gyülekezési törvény hatálya alá tartozó, közterületen megtartandó gyűlés bejelentése
RK-0102	Submitting an application for assembly, governed by the act on the right of assembly, held in public places
RK-0102/A	Gyülekezési törvény hatálya alá tartozó, közterületen megtartandó gyűlés szervező személy változás bejelentése
RK-0102/A	Submitting a notification of change of the organizer of the assembly, governed by the act on the right of assembly, held in public places
RK-0102/B	Gyülekezési törvény hatálya alá tartozó, közterületen megtartandó bejelentett gyűlést veszélyeztető biztonsági körülmény bejelentése
RK-0102/B	Submitting a report on security conditions endangering the assembly, governed by the act on the right of assembly, to be held in public places
RK-0102/C	Bírósági döntés alapján a gyülekezési hatóság által korábban megtiltott gyűlés új időpontjának bejelentése
RK-0102/C	Submitting a notification on the new date and time of the assembly previously banned by authorities on the basis of judicial decision
RK-0102/D	Gyülekezési határozatok felülvizsgálata
RK-0102/D	Review of decisions on assemblies
RK-0102/E	Hiánypótlás a gyülekezési törvény hatálya alá tartozó, közterületen megtartandó gyűlés bejelentéssel kapcsolatban
RK-0102/E	Completing the application for assembly, governed by the act on the right of assembly, held in public places
RK-0102/F	Gyülekezési törvény hatálya alá tartozó, közterületen megtartandó sürgős gyűlés bejelentése
RK-0102/F	Submitting an application for an urgent assembly, governed by the act on the right of assembly, to be held in public places

This information is effective as of 1 October, 2018.

Following Act LV of 2018 on the Right of Assembly entry into force as of October 1, 2018, applications for assembly can be carried out electronically, by filling out ÁNYK form **RK-0102**. Anyone intending to organize and hold a public assembly in public places must notify the relevant

police department, in Budapest the Budapest Police Headquarters (hereinafter referred to as authorities on assembly) of their intent up to and including three months prior to the assembly to be held, and at least 48 hours before the call for assembly. As regards assemblies (marches, processions and similar events) involving the competence areas of several police departments, any and all authorities on assembly must be notified. The assembly must be carried out in the presence of at least two persons. Free expression of matters of public affairs by one person does not fall within the scope of law.

Assemblies to be held on private properties require the consent and approval by both the owner and the occupant of the property; the lack of such consent and approval shall constitute a misdemeanor.

Filling out the fields of the form with data content under statutory obligation is mandatory. There can be no derogation from it, and it is advised that the drop-down menu be used when filling out the mandatory fields. The form differentiates between natural and legal persons (organization), and it automatically offers the notifying person the appropriate fields. Additionally, the form contains fields with data content that may facilitate further cooperation; filling out such fields is up to the discretion of the notifying person. The obligation to cooperate set forth in Section 8 of the Act on the Right of Assembly stipulates exercise of rights as intended and in good faith for both the organizer/leader and the competent authority. Filling out the form with the content required by the law, that is providing the authority any and all essential pieces of information, is primarily in the interest of the notifying party; the authority can only make informed decisions, whether the assembly can be held or as regards its conditions, having all the necessary data available. In case of incomplete data content, the completion of the application may compromise the date and time of the assembly to be held, or it may necessitate the modification of such an event.

The form contains the proper formal requirements of communication between the notifying party and the authority, as set by the notifying party, and to which the authority is bound. Cooperation between the parties in the future shall be carried out in the indicated communication routes. Considering the short deadlines, please indicate your way of preferable communication, which enables continued availability. If, upon notification, the notifying party is not available via the previously set way of communication, its consequences, including unsuccessful call for completing the application, unsuccessful dispute resolution, failure of notification of decisions, shall rest with the notifying party.

The form contains the data elements under statutory obligation. In the form, one must indicate

- a) the name and address of the person, in case of several organizers, the name and address of the lead organizer, as well as the contact details to the police;
- b) as regards the assembly;
 - ba) the location (route);
 - bb) the expected start and end times;
 - bc) the purpose;
 - bd) the number of organizers;
 - be) the expected number of participants;
 - bf) the fact whether, as regards the agenda or the purpose of the assembly, the participants wish to participate in the assembly as set forth in Paragraph 2 of Section 9;
- c) whether the organizer or the lead considers it appropriate that members of the police be present at the location of the assembly.

You cannot fill in the other fields as long as you have not filled in the mandatory fields of the form. To fill in the form completely and accurately shall be the procedural obligation within the responsibility of the notifying party. If you act as an authorized representative, you must attach your

authorization to the notification, or you must present your Registration number in accordance with the Register. In accordance with the applicable law, protective clothing, uniform or face covers can only be acceptable at the location of the assembly, if such action were previously mentioned in the application. If such items were not included in the application, they cannot be worn at the assembly. You may also declare that you require the presence of the police at the location of the assembly. This declaration, however, shall not create any mandatory presence for the Police, the Ministry decree leaves it to the discretion of the authority on assembly.

The form also contains non-mandatory fields, filling these fields is up to the discretion of the notifying party.

Upon sending the form, the system will send an acknowledgement of the receipt; please keep it for it must be made reference to as a reference number in any further communication.

If the application requires completion, the authority on assembly call the notifying party to complete their application. Completing the application can be made by using ÁNYK form **RK-0102/E**.

As regards already reported assemblies, if there is a change in the person(s) of the organizers or the organizer is appointed at a later date, administrative procedures of the report can be carried out by using ÁNYK form **RK-0102/A**. The reference number of the already reported event must be indicated on the form, for it is the data the authority on assembly will use to identify the original application with.

According to the law, the organizer has the obligation to cooperate with the police, and under this cooperation they must also report any and all changes occurring in the qualifying circumstances affecting the security situation. To report such issues, form **RK-0102/B** must be used. The reference number must also be indicated here. Filling in the form is done by using the blank text-box.

The obligation to report on the changes includes changes in the person(s) of the organizers, and the qualifying circumstances affecting the security situation of the planned assembly. The obligation to report constitutes an integral part of the obligation to cooperate, so its obligation is at the same level as the obligation to report, and its failure to properly report shall have the legal effects in accordance with the rules concerning reporting.

On the basis of Paragraph 1 of Section 13, and of Section 14, the authority on assembly may prohibit the assembly, which prohibition can be challenged before court. Three days upon the decision be communicated, the organizer may challenge the decision in administrative proceedings. To challenge the prohibitive decision, having a legal representative is mandatory. The decision made by the authority on assembly must be attached to the petition. The legal representative may challenge the decision with the authority on assembly by filling in the form **RK-0202/D**.

The court may rule to overrule or retain the decision made by the police. If the decision to overrule the event occurs after the date and time of the planned event, the new date and time must be reported to the authority on assembly 24 hours prior to the planned event. Apart from the changes in the date and time, other changes (change in location or purpose) cannot be changed. Reporting the new date and time can be done by the use of ÁNYK form **RK-0102/C**.

Reporting an urgent meeting, as stipulated in Subsection 6 of Section 10, can be carried out by using the ÁNYK form **RK-0102/F**. The call for the urgent meeting must be attached to the ÁNYK form.

As regards any and all questions and issues arising from the reported assemblies, the Act on the Right of Assembly and the relevant regulations of the Ministry of the Interior shall apply.