

## **Comments on the proposed amendment "Proposal of the Ordinance on Amendments to the Ordinance on Work in the eSpis System"**

We thank you for the opportunity to comment on the Proposed Amendments to the Rulebook under the above title.

Our basic remark is that these changes move the Rulebook even further away from the text of the Law, which requires that cases be assigned by random selection. Instead, the application of the so-called Circular allocation, which is not provided for in the law. It is particularly worrying that this new mechanism is being introduced for all cases older than 5 years, including criminal cases.

Circular distribution does not meet the criterion of randomness, because by choosing the moment of redistribution of such a case through circular allocation, the presidents of the courts, who can obtain information that is judge next in line for assignment, they can choose exactly which judge will be assigned a particular case.

At the same time, the explanation that such an allocation increased efficiency in commercial courts by 3% does not take into account that this simultaneously increases the risk of abuse, which is otherwise the main reason for random allocation.

Center for democracy and law Miko Tripalo

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