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**THE PROBLEM OF THE FIRST INSTANCE AUTHORITY
BOUND BY THE CASSATION DECISION OF THE APPEAL AUTHORITY
IN THE LIGHT OF THE CODE ON ADMINISTRATIVE PROCEDURE**

The article contains the analysis of the legal structure of the first instance authority of public administration bound by “indications” included in the cassation decision of the appeal authority issued under the Code of Administrative Procedure. The Author generally approves this structure, recognizing that it is a reasonable compromise between the principle of the independence of state authorities applying law (also in the first instance) and the need to provide a mechanism which prevents repeated errors committed by first instance authorities. The errors may occur while considering the case for the second time.