

z tej ustawy nie znajdują zastosowania w danej sferze. Oznacza to dalsze problemy związane z klasyfikowaniem powstałych jednostek organizacyjnych.

Autor niniejszego opracowania stawia sobie za cel wskazanie konieczności zdefiniowania w aktach normatywnych w sposób jednoznaczny pojęć „gminna jednostka organizacyjna” i „jednostka organizacyjna gminy”.

**Bogdan Dolnicki**

## **MUNICIPAL ORGANIZATIONAL UNITS AND THE ORGANIZATIONAL UNITS OF A MUNICIPALITY**

The Act on municipal self-government provides in art. 9 p. 1 that a municipality can establish organizational units in order to perform its tasks. This provision does not specify what type of organizational units it refers to. Art. 24a p. 2 of this act provides: “The councilor cannot act as a manager of a municipal organizational unit or his deputy.” At the same time, art. 24b p. 1 provides that a person elected as a councilor cannot perform work under an employment agreement in the office of the municipality in which he obtained a mandate, as well as exercise the function of a manager or his deputy in an organizational unit of the municipality. This terminological heterogeneity raises many problems in practice.

Similar problem concerns municipal economy. It especially refers to the determination of the principles and forms of the economy of local self-government units, which perform their own tasks in order to meet the collective needs of the local community. Specific regulations may determine other principles of municipal economic activities in specific areas than those specified by the act, or may indicate that the restrictions provided by the act do not apply in a given area. This means further problems with classifying the organizational units.