

“Dimitrie Cantemir” Christian University
Faculty of Law Cluj-Napoca

**INTERNATIONAL CONFERENCE
“THE EFFICIENCY OF LEGAL NORMS”**

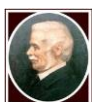
7th Edition

*“DEMOCRACY THROUGH CIVIL LAW, CRIMINAL LAW
AND JUSTICE”*

PROGRAMME

May 17th - 19th, 2018
Cluj-Napoca, Romania

ORGANISED IN COOPERATION WITH



The Romanian Academy Cluj Branch. “George Barițiu” Institute of History.
Department of Social and Humanistic Research



The Romanian Institute for Human Rights



Școala Națională de Studii Politice și Administrative – Centrul Transdisciplinar de Drepturile Omului



Asociația pentru Națiunile Unite din România ANUROM



College of Doctors Cluj



Institute of Administrative Sciences of Republic of Moldova, Chisinau



The National Supervisory Authority for Personal Data Processing



The Romanian Association of Penal Sciences



The Romanian Society of Authors and Publishers of Scientific Works PERGAM



The Intellectual Property Rights Scientific Association



Alumni “Dimitrie Cantemir” Cluj Association



Eco Foundation Romania



The Association for Economic and Social Studies and Prognosis



Revnic, Cristian & Asociații – Attorneys at Law



Institutul Arbitral Român

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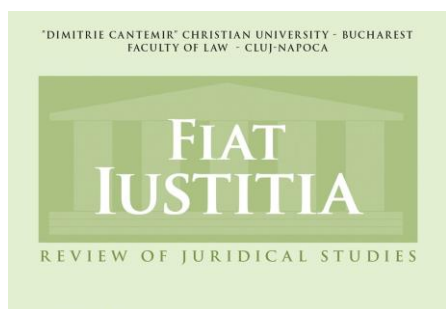
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MEDIA PARTNERS



CONFERENCE SCHEDULE

THURSDAY / MAY 17th, 2018

10,⁰⁰-11,³⁰ On-line sections of the Conference

12,³⁰-13,⁴⁵ On-line sections of the Conference

19,⁰⁰ Welcome Cocktail

VENUE: Restaurant of Hotel “Victoria”, Cluj-Napoca, Bld. “21 Decembrie 1989”, no. 54-56

FRIDAY / MAY 18th, 2018

8,¹⁵-9,⁰⁰ Registration

VENUE: “Dimitrie Cantemir” University, faculty of Law Cluj-Napoca

(all sections will take place here)

Library Hall

ADDRESS: 2 Burebista Street, Cluj-Napoca

9,⁰⁰-10,⁰⁰ *Opening of the Conference*

VENUE: Aula

10,¹⁵-11,³⁰ The Sections of the Conference

11,³⁰-11,⁴⁵ Coffee break

11,⁴⁵-13,⁰⁰ The Sections of the Conference

13,⁰⁰-14,³⁰ Lunch

VENUE: Restaurant on the premises of “Dimitrie Cantemir” University, Faculty of Law Cluj-Napoca

14,³⁰-16,⁰⁰ Workshop “The Evolution of the Legislation of «Great Romania» after the Great Union of 1918” (Library Hall)

14,³⁰-16,⁰⁰ Workshop “From the Graduation Thesis to a Research Paper - The Long Journey Started Early on Intellectual Property Rights” (Aula)

19,⁰⁰ Festive Dinner

VENUE: Restaurant of Hotel “Victoria”, Cluj-Napoca, Bld. “21 Decembrie 1989”, no. 54-56

SATURDAY / MAY 19th, 2018

9,⁰⁰-9,³⁰ *Closing of the conference. Conclusions*

VENUE: Aula

9,³⁰ Departure for the guided tour (Jibou Botanical Garden, Ogre’s Garden)

DETAILED CONFERENCE SCHEDULE

THURSDAY, MAY 17th, 2018

SECTION I

“MATEI BASARAB” ROOM (14)

Part I CHAIR: Mihnea-Dan Radu

- 10,⁰⁰-11,³⁰ AMELIA DIACONESCU, Corruption – A Reality of Our Days
IOANA-CRISTINA VIDA, Politics and Constitutionality: The Case of Poland
CRISTIAN-DUMITRU MIHEȘ, Criminalization of the Offences Related to Labour Law
EUGEN GHEORGHE CRIȘAN, Effects and Limits of the Constitutional Court Decisions in Criminal Matters
ADRIAN BULGARU, Promoting Democracy in Respect for Fundamental Rights and the Rule of Law through Legal Education
ELENA MARINICĂ, European Union Issues - Protecting Democracy, Human Rights and the Rule of Law

Part II CHAIR: Elena-Mihaela Fodor

- 12,³⁰-13,⁴⁵ GORDANA GASMI, European Legal Principles on Human Rights and Democracy - Importance for the Western Balkans
ANTAL VISEGRÁDY, ESZTER VÖRÖS, The Effectiveness of Alternative Dispute Resolution Methods
JOANNA MARIA STUDZINSKA, The Role of the Supreme Court in Poland in Obeying the Civil Legal Rules Protecting Democracy
VEDIJE RATKOCERI, Chemical Castration and Human Rights
PETRU ZLĂTESCU, New Challenges in the Field of Human Rights Concerning the Migration Phenomenon

SECTION II

“MIRCEA MUREȘAN” ROOM (6)

Part I CHAIR: Rodica-Diana Apan

- 10,⁰⁰-11,³⁰ GEORGETA ILIE, The Latest Investment Treaties and their Impact on Future International Investment Transactions
ANCUȚA GIANINA OPRE, SIMONA ȘANDRU, The Legal Regime of the Processing of Personal Data in the Public Sector, in the Context of the General Data Protection Regulation

FLORIN-IONEL TRUȘCĂ, Considerations on the Local Fiscal Procedure in Romania in the Context of the New (EU) Regulations in the Field of Protection of Individuals with Regard to the Processing of Personal Data

ANDREA KAJCSA, Transparency in the Activity of Public Administration in the Light of the General Data Protection Regulation

MIHAELA-IOANA TEACĂ, Adoption-Normative Regulations from a Historical Perspective. The Problem of Adoption in Homosexual Couples

DAN ȚOP, LAVINIA SAVU, The Regime of Contravention Sanctions in the Field of Labour Relations According to the Prevention Law No. 270/2017

Part II CHAIR: Codruța-Ștefania Jucan

12,³⁰-13,⁴⁵

FLORINA-FLORENTINA MOROZAN, Considerations of the Participation of Children in the Civil Trial

BUJOREL FLOREA, VLAD-TEODOR FLOREA, Application of the Rules Relating to the Mandate with Representation in the Case of the Commission Contract (I)

ALEXANDRU AURELIAN CHIRIȚĂ, Lawyer's Freedom of Expression

CARMEN-OANA MIHĂILĂ, The Primary Regime - a Family Protection Guarantee. Ways to Balance the Powers of the Spouses

ROXANA-MIHAELA MOISOIU, Aspects of Discrimination from the Perspective of the Migration Phenomenon

FRIDAY, MAY 18th, 2018

PLENARY SESSION

Aula

CHAIR: Elena-Mihaela Fodor

9,⁰⁰-10,⁰⁰

IRINA MOROIANU ZLĂTESCU, La continuité dans le droit roumain

MIRCEA CRISTE, Du passé à nos jours, un regard sur la démocratie

*Book launch: "Health Law" / "Dreptul sănătății",
a research project of the Faculty of Law from Cluj-Napoca,
"Dimitrie Cantemir" Christian University*

SECTION I

"MIRCEA MUREȘAN ROOM" (6)

Part I CHAIRS: Irina Moroianu Zlătescu, Elena-Mihaela Fodor

10,¹⁵-11,³⁰

IRINA MOROIANU ZLĂTESCU, ALEXANDRA BUCUR, Trafficking in Migrants at European Level / Respect for and Promotion of Immigrants' Rights

LUCIAN CHIRIAC, SONIA BIANCA BLAJ, The Philosophy of the Society Rights in the Application of Penalties in Implementing the Criminal Law

EMILIAN CIONGARU, Some Historical Considerations on the Division of the Law into Private and Public Law

MARIUS ANDREESCU, Acceptance of the Principle of Constitution Supremacy and of its Consequences in the New Criminal Codes

ELENA-MIHAELA FODOR, Transparency of the Activity of Public Authorities - a Guarantee of Democracy

11,³⁰-11,⁴⁵ *Coffee break*

Part II CHAIRS: Lucian Chiriac, Emilian Ciongaru

11,⁴⁵-13,⁰⁰ EMILIA GOGU, CORINA CRISTINA BUZDUGAN, DANIELA NENCIU, The Profile of the Student, Master Student and Doctoral Student

MARIANA IANACHEVICI, MARIA ORLOV, Legal and Institutional Aspects of Protection of Young Leavers of Alternative Care Based on Age

ROXANA-ELENA VIȘAN, Criminal Responsibility of Children in the Global Context

MIHAELA SIMION, MIRCEA CRISTE, Political Liability of the President in a Democracy

LUCIA ȘTEFANIA AVRAM, The Immigrant Family According to Romanian Civil Legislation

SECTION II

“GHEORGHE BOBOȘ” AMPHITHEATER (I)

CHAIRS: Rodica Diana Apan, Gabriel Năsui

11,⁴⁵-13,⁰⁰ MARIA ALUAȘ, ROXANA MÂNDRUȚIU, The Reimbursement of Medical Expenses Incurred in Another Member State: Elena Petru Case

HORAȚIU CRIȘAN, Conscientious Objection and Morality in Medicine

DAN PERJU-DUMBRAVĂ, CODRIN REBELEANU, DĂNUȚA ȘTEȚCO, CARMEN CORINA RADU, The Confidentiality of the Medical Act Between Theory and Practice: a Brief Incursion into the Evaluation of the Press Statements Made by the Representatives of the Sanitary Institutions

CODRIN REBELEANU, DAN PERJU-DUMBRAVĂ, DANIEL URECHE, CARMEN CORINA RADU, The Activity of Private Forensic Experts: Impartiality or a Mercenary Job?

GABRIEL NĂSUI, The Duty of Care in the Medical Legal Relationship

SORINA LUCREȚIA DRĂGAN, CODRIN REBELEANU, Aspects Considering the Need to Harmonize the Specific Medical Forensic Legislation to the Romanian Civil Laws

CODRIN REBELEANU, SORINA LUCREȚIA DRĂGAN, Legal and Ethical Aspects of the Harvesting of Biological Samples From a Living Person Versus Harvesting Biological Samples From a Deceased Person

RODICA-DIANA APAN, ANGELA MIFF, The Subject-Matter Jurisdiction of Courts in Cases of Medical Malpractice; an Attempt to Settle a Procedural Dilemma

SECTION III

“MATEI BASARAB” ROOM (14)

Part I CHAIR: Mihnea-Dan Radu

- 10, ¹⁵-11,³⁰ LUDO VENY, Citizens' Participation at Local Level in Flanders
MACIEJ TROC, National Responses to Supranational Constitutionalism in the European Union
GABRIELA-AURA FODOR, The Child's Access to Justice in Child Pornography Cases
CRISTINA-MARIA BADEA, The Court of Justice of the European Union's View on the Freedom of Establishment and Freedom to Provide Services with Reference to Gambling Legislation
KINGA FLAGA-GIERUSZYŃSKA, Influence of Informatization on the Effectiveness and Reliability of Civil Proceedings on the Example of Polish Solutions
PYALI CHATTERJEE, Jurisprudence Aspect of Penal Law Relating to Rape in India: Special Reference to Marital Rape

11,³⁰-11,⁴⁵ *Coffee break*

Part II CHAIR: Ludo Veny

- 11,⁴⁵-13,⁰⁰ MIHNEA-DAN RADU, DANA-ELENA MORAR, Aspects Regarding the Tort Liability for the Prejudices Caused by the Underage in the Context of the Legislation on the Protection and Promotion of Children's Rights
CODRUȚA-ȘTEFANIA JUCAN, A Solution of the Romanian High Court of Cassation and Justice Regarding the Administrative Litigations
KAHINA GOUDJIL, The Conceptualization of Freedom in US Politics; a Normative Strategy to Preserve Global Liberal Values
MERIEM GUERILLI, The Failing Idea of Democracy, Revisiting the Protection of Human Dignity
MARYAM KANDI DAYENI, NAVID MOLLAEI, International Legal Frameworks on Child Soldiers Protection

SECTION IV

“TUDOR DRĂGANU” ROOM (11)

Part I CHAIR: Anca-Mihaela Georoceanu, Camelia Reghini

- 10, ¹⁵-11,³⁰ ANCA-MIHAELA GEOROCEANU, Considerations Relating to the Transfer of Fiscal Duties of Social Contributions
CAMELIA REGHINI, Causes that Exclude the Offence in Modern Criminal Law
MARIANA-NARCISA RADU, Penalties by Fine as an Alternative Sanction to Imprisonment in the Regulations of Romanian Legislation
ALEXANDRU CICALĂ, The Retrospective of Incrimination of the Offense of Illegal Abortion in the Republic of Moldova

IGOR SOROCEANU, ALEXANDRU CICALĂ, Democratic Considerations Regarding Abortion – Moral-Spiritual Points, Consequences and Legal-Criminal Framing

11,³⁰-11,⁴⁵ *Coffee break*

Part II CHAIR: Corina-Cristina Buzdugan, Mariana-Narcisa Radu

11,⁴⁵-13,⁰⁰ DANIELA-CRISTINA VALEA, The Right to Information in the Criminal Trial in Romania
GHENNADI CALCAVURA, VICTORIA BUTNARU, Democratic Aspects of the State of Extreme Necessity in the Criminal Field
IGOR TROFIMOV, EUGENIA GUGULAN, Repairing the Damage Caused to the Animal World by Practicing Illegal Hunting
CĂTĂLINA-GEORGETA DINU, Difficulties in the Implementation of the Community Work Sanction
NICOLAE ROȘ, Financing Electoral Campaigns

SECTION V

“VLADIMIR HANGA” AMPHITHEATER (II)

Part I CHAIR: Ilie Urs

10, ¹⁵-11,³⁰ ILIE URS, Considerations on the Option Pact Related to the Sales-Purchasing Contract
TUDOR ONIGA, Minors Rights to Moral Damages as Indirect Victims of Road Accidents
SIDONIA CULDA, The Principle of Party’s Disposition in Civil Lawsuits
PAUL POPOVICI, Democracy and Intellectual Property. A Synthesis
ANCA-ROXANA ADAM, Oblique Action-Means of Preserving the Debtor’s Patrimony

11,³⁰-11,⁴⁵ *Coffee break*

Part II CHAIR: Vladimir Mătușan

11,⁴⁵-13,⁰⁰ VLADIMIR MĂTUȘAN, Some Considerations Regarding the Possibility of Amending the Enforcement Title Represented by a Final Court Judgment Viewed from the Perspective of Both National Legislation and ECHR Jurisprudence
MARIA ORLOV, ION BUZINSCHI, Administrative Jurisdiction in the Legislation of the Republic of Moldova
VLADIMIR RUSU, The Principle of Openness and Transparency in the Activity of Central Administrative Authorities in the Republic of Moldova
VLAD-DAN OANEA, The Evolution of the National Church Fund After the Great Union
VIOREL SÎRCA, Social Reintegration of Juvenile Delinquents in the Light of the Restorative Justice
ALEXANDRU CORDOȘ, Theme Classification of Communication in Contemporary Legal Philosophy

IOANA-VIRGINIA SASU BOLBA, Law and Justice in Fiction (I). A Psychological Approach. "A Way to Get a Better World" Cycle

ELENA DAMIAN, In the History of French Law "Jean Domat"

WORKSHOPS

14,³⁰-16,³⁰ **WORKSHOP 1**

Library Hall

The Evolution of the Legislation of «Great Romania» after the Great Union of 1918

CHAIR/KEY NOTE SPEAKER: EMILIAN CIONGARU

Associate Professor, "Bioterra" University Bucharest,
Associate Legal Researcher, Romanian Academy - Institute for Legal Research, „Acad. Andrei Rădulescu”, Bucharest, Romania

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MIHAI-FLORIN HASAN, Ph.D.

GELU OLOSUTEAN, Ph.D.

14,³⁰-16,³⁰ **WORKSHOP 2**

Aula

From the Graduation Thesis to a Research Paper - The Long Journey Started Early

The workshop will include a presentation of PERGAM, as collecting society of the authors of written works, especially scientific, for onboarding new members from the academic area, with the purpose of protecting and promoting their work.

PARTNERS:

PERGAM – The Romanian Society of Authors and Publishers of Scientific Works (Bucharest);

The Intellectual Property Rights Scientific Association (Bucharest);

The Hub of Intellectual Property (Cluj-Napoca);

“Justitia Nihil Expectat Praemii” Association (Cluj-Napoca).

KEY NOTE SPEAKERS:

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LUISA CREAȚĂ, Antena 1 TV Channel, Chief of the Author's Rights Department

ALINA HAVZA The Romanian Society of Authors and Publishers of Scientific Works PERGAM, Mandates Responsible

MIHAI OLARIU, Associated Professor, Romanian-American University, Bucharest, Faculty of Law

PAUL POPOVICI, "Dimitrie Cantemir" Christian University, Associate Professor

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FLAGA-GIERUSZYŃSKA Kinga	Professor	University of Szczecin	
FLOREA Bujorel	Associate Professor	“Spiru Haret” University, Bucharest	
FLOREA Vlad Teodor	Assistant Professor	“Spiru Haret” University, Bucharest	
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