

Lectori Salutem !

First of all, as Rector of “Petru Maior” University, the organizer of the International Conference “National Law between Harmonization and Euro-Compatibility”, I’d like to warmly welcome all the participants.

The Faculty of Economics, Law and Administrative Sciences, the Department of Law and Public Administration organized the first edition of this international event in 2004. Since that time, many conferences have been organized that attract internationally recognized researchers from around the world, form a favorable environment for partnerships and enhance the name and recognition of the university.

Petru Maior University of Tîrgu Mureş, the host of this particular event, is permanently changing and gaining new valences. Our specializations, assets, human resources and research grants are all in an upward dynamics, which proves that we are on the right track and also gives us the certainty of our continued existence as an institution with clearly defined and completely assumed missions. The fact that this conference is organized by the Faculty of Economics, Law and Administrative Sciences of Petru Maior University proves once again how important it is for us to consolidate our cooperation with other universities and institutions of research from our country and from abroad.

My personal respect and thanks goes out to all of you. I would like to thank each of you for attending our Conference and bringing your expertise to our gathering.

The organizing committee also hopes that all participants will enjoy the hospitality of our university and will take pleasure in visiting our town and its surroundings.

I wish to express my hope that this scientific event will take place under the most favorable auspices and that it will represent a remarkable starting point for further evolution and development in the field of knowledge. Let this international conference provide a good opportunity for us to gain and transfer knowledge, to generate new theories in the world of science – essential aspirations of any contemporary research.

Last but not least, I would like to give thanks to all those who contributed to our conference.

*Călin ENĂCHESCU
Rector*

Welcome to the Conference

The Faculty of Economics, Law and Administrative Sciences at “Petru Maior” University was founded in 2002, though the teaching of Public Administration and Law subjects traced back to the early 90’s. In 2004 the faculty started to organize international scientific conferences.

This international Conference was organized by the Department of Law and Public Administration within the Center of Research in the Field of Urbanism and Public Policies.

It is our distinct pleasure to announce that this Conference is organized under the patronage of the Romanian Academy – “Acad. Andrei Rădulescu” Legal Research Institute, in partnership with University of Versailles (France), University of Salento (Italy), University of Miskolc (Hungary), “Pro iure” Association (Tîrgu-Mureş, Romania), The Romanian Association for Law and European Affairs (ARDAE), Romanian Institute for Human Rights, Mureş County Bar Association, and Universul Juridic” Publishing House.

We are really proud of attracting the attention of internationally recognized scientists, and altogether we have received papers from 8 countries. The scientific committee has organized these papers into four main streams that are going to run in parallel sessions. We give thanks to all of you for replying to our invitation and submitting papers.

During the Conference two important events will be organized:

Workshop „The Role and Importance of Collaboration between European Universities in the Implementation Process of Common Educational Programs in Public Administration” chaired by Zsuzsanna K. SZABÓ, “Petru Maior” University of Tîrgu-Mureş, Romania, Éva ERDŐS, University of Miskolc, Hungary; Luigi MELICA, University of Salento, Lecce, Italy; Jean-Luc PENOT, Université de Versailles, France.

Workshop „Regional studies in Romania” chaired by Prof. Zoltán ROSTAŞ, Bucharest University, Romania.

We are pleased to present to our participants cultural events to enjoy during the evenings of the conference, including a performance of Bohemia String Quartet.

We hope that the Conference will offer you a valuable opportunity for exchanging views and creating fruitful networking.

We are delighted to be welcoming you at what promises to be a highly scientific, collaborative, educational and successful Conference.

We wish you a great and memorable time in our city during the Conference.

*Lucian CHIRIAC
General Chair*

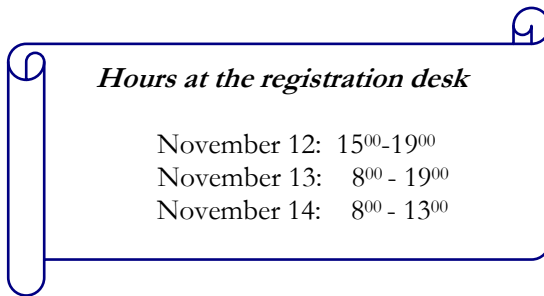
FRIDAY, NOVEMBER 14th, 2014

- 9:30 - 11:00 **Scientific Sessions**
Location: „Grigorescu” and „Tonitza” Conference Halls, Continental Hotel
- 11:00 - 11:15 **Coffee break**
- 11:15 - 13:00 **Scientific Sessions**
Location: „Grigorescu” and „Tonitza” Conference Halls, Continental Hotel
- 13:00 - 15:00 **Lunch break**
- 15:00 - 17:00 **Workshops**
- The Role and Importance of Collaboration between European Universities in the Implementation Process of Common Educational Programs in Public Administration
 - Regional studies in Romania
- Location: „Grigorescu” and „Tonitza” Conference Halls, Continental Hotel
- 17:00 - 17:15 **Coffee break**
- 17:15 - 17:45 **Evaluation/Report**
Location: Aula Magna, Petru Maior University
- 17:45 - 18:30 **Closing Ceremony**
Location: Aula Magna, Petru Maior University
- 18:30 – 19:30 **Bohemia Quartet String Concert**
Location: Aula Magna, Petru Maior University
- 20:00 – 22:00 **Reception**
Location: Grigorescu Hall, Continental Hotel

SATURDAY, NOVEMBER 15th, 2014

- 10:00 - 15:00 **Post Conference Tour**

REGISTRATION



Location of the Registration desk:

„Continental” Hotel

The *Scientific Sessions* of the Conference will take place at Continental Hotel:

Public Law and Public Administration - „Grigorescu” Conference Hall, “Continental” Hotel

Private Law and Business Law – „Tonitza” Conference Hall, “Continental” Hotel

Conference website:

<http://iclpae.upm.ro/index.php>

*THURSDAY,
November 13th, 2014*

- 09:00 - 09:30 **OPENING CEREMONY**
Location: „Petru Maior” University **Aula Magna**
- 09:30 – 10:30 **PLENARY SCIENTIFIC SESSION**
Location: „Petru Maior” University **Aula Magna**

KEYNOTE SPEAKER

Jacqueline MORAND-DEVILLER

Professeur émérite à l'Université Paris I Panthéon-Sorbonne, France;
Docteur honoris causa de l'Université „Petru Maior”, Tîrgu-Mureş, Romania

LA RÉCEPTION DU DROIT EUROPÉEN PAR LE DROIT FRANÇAIS: INTÉGRATION ET RESPECT DE LA SOUVERAINETÉ NATIONALE.

*Coffee break
10⁴⁵ – 11⁰⁰
Continental Hotel*

Scientific Session

PUBLIC LAW

- 11:00 – 13:00 **Paper presentations**
Location: „Grigorescu” Conference Hall, “Continental” Hotel

Co-chairs:

Jacqueline MORAND-DEVILLER (Honorary Dean, Sorbonne, Paris, France)

Éva ERDŐS (University of Miskolc, Hungary)

Dragoş CHILEA (“Petru Maior” University of Tîrgu-Mureş, Romania)

1.LA RÉVOLUTION DU JASMIN, LE DROIT, LA CONSTITUTION ET LES ÉLECTIONS D'OCTOBRE

Hedi SAIDI (Membre associé à l'URMIS Paris VII, chercheur associé à l'université de Constantine, Algérie)

DISCUSSANT: PRESENTER OF THE PAPER NO.10

2.CONSIDERATIONS SUR LES INITIATIVES RECENTES DE REVISION DE LA CONSTITUTION ROUMAINE

Mircea CRISTE (Université de l'Ouest de Timișoara, Université „1 Décembre 1918” Alba Iulia, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.12

3.QUEL SORT D'ETAT POUR QUEL MODELE DE LA CONSTITUTION – LES DEFIS DE L'EUROPEANISATION

Radu CARP (Bucharest University, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.8

4.DISCUSSIONS SUR L'EVOLUTION FUTURE DE L'INSTITUTION DU PREFET DANS LE FUTURE

Rodica Narcisa PETRESCU („Babeş Bolyai” University, Cluj-Napoca, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.7

5.REPETITIO EST MATER STUDIORUM. INDEPENDENCE OF JUSTICE, IMPARTIALITY AND RESPONSIBILITY OF MAGISTRATES

Lucian CHIRIAC („Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.9

6.HUMAN DIGNITY IN THE CONTEXT OF DISCRIMINATION

Izabela BRATILOVEANU (Faculty of Law and Social Sciences, University of Craiova, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.11

7.CIVILIAN OVERSIGHT OF POLICE. THE CANADIAN EXPERIENCE.

Roxanne HELME (Lawyer, Member of Victoria County Bar Association, CANADA)

DISCUSSANT: PRESENTER OF THE PAPER NO.4

8.L'ENCADREMENT CONVENTIONNEL DU DROIT DES PARTIS POLITIQUES. LA JURISPRUDENCE DE LA COUR EUROPÉENNE DES DROITS DE L'HOMME SAISIE PAR TROIS SOUCIS : PROTÉGER LES PARTIS POLITIQUES, LUTTER CONTRE LES PARTIS LIBERTICIDES ET ASSURER LA FONCTIONNALITÉ DU SYSTÈME POLITIQUE

Yves POIRMEUR (Université de Saint-Quentin en Yvelines, FRANCE)
DISCUSSANT: PRESENTER OF THE PAPER NO.5

9.APPLYING AND INTERPRETING THE PROVISIONS OF LAW NO. 84/2012, ON MEASURES RELATED TO STAFF SALARY INCOMES PAID FROM PUBLIC FUNDS

Eugenia IOVĂNAŞ („Aurel Vlaicu” University, Arad, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.1

10.CONSIDERATIONS ON THE POSSIBLE CONSEQUENCES OF ADOPTING THE 16TH PROTOCOL OF THE EUROPEAN CONVENTION ON HUMAN RIGHTS

Nicolae PLOEŞTEANU (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.3

11.INFRINGEMENT PROCEEDINGS – ROMANIAN SETTING AND EUROPEAN TRENDS

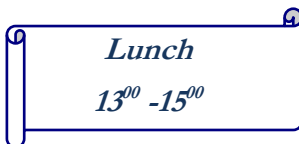
Daniel-Mihail ŞANDRU (Legal Research Institute of Romanian Academy, Bucharest, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.6

12.STATE SOVEREIGNTY IN THE EUROPEAN UNION

Lucreţia DOGARU (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.2

FINAL COMMENTS AND CONCLUSIONS

Co-chairs: **Jacqueline MORAND-DEVILLER** (Honory Dean, Sorbonne, Paris, France); **Éva ERDŐS** (University of Miskolc, Hungary); **Dragoş CHILEA** (“Petru Maior” University of Tîrgu-Mureş, Romania)



Scientific Session

PUBLIC ADMINISTRATION

15:00 - 19:00 **Paper presentations**

Location: „Grigorescu” Conference Hall, “Continental” Hotel

Co-chairs:

Rodica Narcisa PETRESCU („Babeş-Bolyai” University of Cluj-Napoca, ROMANIA)

Lucian CHIRIAC (“Petru Maior” University of Tîrgu-Mureş, ROMANIA)

Stephane MANSON (University Versailles Saint-Quentin-en-Yvelines, FRANCE)

1. OMBUDSMAN AS AN AUDIT TOOL IN PUBLIC ADMINISTRATION: COMPARATIVE CASE STUDY RESEARCH OF TURKEY AND EUROPEAN UNION

Ahmet YATKIN (Firat University, TURKEY)

Izzet TASAR (Firat University, TURKEY)

DISCUSSANT: PRESENTER OF THE PAPER NO.7

2. ENSURING SUSTAINABILITY IN LOCAL COMMUNITIES BY INCREASING THE EFFICIENCY OF PUBLIC RESOURCE ALLOCATION INTERNAL PUBLIC AUDIT IN ROMANIA

Adelina DUMITRESCU (National School of Political Studies and Public Administration, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.5

3. NON-TRADITIONAL SOLUTIONS IN THE HUNGARIAN PUBLIC ADMINISTRATION SYSTEM

András TORMA (University of Miskolc, HUNGARY)

Balázs SZABÓ (University of Miskolc, HUNGARY)

DISCUSSANT: PRESENTER OF THE PAPER NO.11

4. KEY CONDITIONS FOR EFFECTIVE PROSECUTION PROCESS IN FIGHTING CORRUPTION

Victor ALISTAR, (National School of Political and Administrative Studies, Faculty of Public Administration, Bucharest, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.10

5. THE EUROPEAN OMBUDSMAN: FACILITATOR OR SUPERVISOR?

Crina RĂDULESCU (National School of Political and Administrative Studies, Bucharest, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.6

6.THE MOTIVATION OF THE CIVIL SERVANTS IN ROMANIA. IS IT RELEVANT THE CONCEPT OF PUBLIC SERVICE MOTIVATION?

Mirela Nicoleta FĂTĂCIUNE (National School of Political and Administrative Studies, Faculty of Public Administration, Bucharest, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.2

7.REPORT BETWEEN EUROPEAN UNION LAW AND NATIONAL MEMBER STATES LAW IN THE FIELD OF WORK FORCE FREE MOVEMENT

Brînduşa MARIAN (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.9

8.LOCAL AUTONOMY IN ROMANIA. PARTICULARITIES AND LIMITS

Emil BĂLAN (National School of Political and Administrative Studies, Faculty of Public Administration, Bucharest, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.3

9.A DIALOG BETWEEN LAW SCIENCE AND CHAOS THEORY

Mehtap YEŞİLORMAN (Faculty of Economics and Administrative Sciences Political Science and Public Administration Department, Elazig, TURKEY)

DISCUSSANT: PRESENTER OF THE PAPER NO.12

10.FINANCING SYSTEM OF THE LOCAL AUTHORITIES IN HUNGARY, ESPECIALLY REGARD TO THE INCENTIVES OF THE FOREIGN DIRECT INVESTMENTS

Éva ERDŐS (University of Miskolc, HUNGARY)

DISCUSSANT: PRESENTER OF THE PAPER NO.8

11.PUBLIC GOVERNANCE AND STRATEGIC RESPONSIVENESS

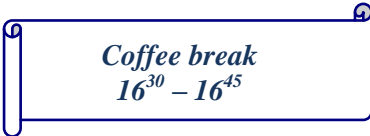
Luminiţa-Gabriela POPESCU (Faculty of Public Administration, National School of Political Studies and Public Administration, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.4

12.EU POLICY REFORMS TO CURB ECONOMIC GROWTH

Mihaela GÖNDÖR (Faculty of Economics, Law and Administrative Sciences Petru Maior University of Tîrgu Mures, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.1

A decorative banner with a blue border and scroll-like ends. The text inside is centered and reads "Coffee break" in a serif font, with "16³⁰ - 16⁴⁵" below it in a similar font.

Coffee break
16³⁰ - 16⁴⁵

Co-chairs:

András TORMA (University of Miskolc, Hungary)

Mircea Aurel NIȚĂ (National School of Political Studies and Public Administration, Romania)

Zsuzsanna Katalin SZABÓ (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, Romania)

13.BARRIERS TO EFFICIENT E-GOVERNMENT ADOPTION IN ROMANIA IN EU CONTEXT. ANALYTIC HIERARCHY PROCESS FOR THE PRIORITIZATION OF THE FACTORS WITH THE HIGHEST OVERALL IMPACT ON THE SUCCESSFUL IMPLEMENTATION

Zsuzsanna Katalin SZABÓ (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

Lucian CHIRIAC (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.16

14.ENTREPRENEURSHIP OVERVIEW

Fatih Korkut COLAKOGLU (Firat University, Public Administration Department, TURKEY)

DISCUSSANT: PRESENTER OF THE PAPER NO. 13

15.NEW TENDENCIES IN SPECIAL E-ADMINISTRATIVE FIELD'S. „REACH THE NATURE BY E-SOLUTIONS?!”

SZABO Balazs (University of Miskolc, HUNGARY)

DISCUSSANT: PRESENTER OF THE PAPER NO.22

16.PLANNING LAW AND OUTDOOR ADVERTISING

Elena Maria MINEA ("Babes-Bolyai" University, Cluj-Napoca, Faculty of Political, Administrative and Communication Science, ROMANIA)

Cosmina CODRESCU (Auditor of justice, National Institute of Magistracy, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.25

17.HUMAN RESOURCE MANAGEMENT IN THE PUBLIC SECTOR IN A CHANGING ENVIRONMENT. CASE OF ROMANIA

Corina-Georgiana ANTONOVICI (National School of Political and Administrative Studies, Faculty of Public Administration, Bucharest, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.23

18.ADMINISTRATIVE CAPACITY PRIORITIES FINANCED THROUGH STRUCTURAL FUNDS 2014-2020

Dragoş JALIU (National School of Political Studies and Public Administration, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.24

19.BUILDING A COMMON KNOWLEDGE BASE FOR THE INTERNAL PUBLIC AUDIT IN ROMANIA

Adelina DUMITRESCU (National School of Political Studies and Public Administration, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.14

20.EDUCATION AND PUBLIC ADMINISTRATION REFORM IN THE REPUBLIC OF SERBIA

Nataša TOMIĆ-PETROVIĆ (University of Belgrade, SERBIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.21

21.MULTIDIMENSIONAL ASPECTS OF WELL-BEING IN THE PUBLIC ADMINISTRATION

Mircea Aurel NIŢĂ (National School of Political Studies and Public Administration, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.17

22.SPIRITUAL INTELLIGENCE AND COMPASSION IN PUBLIC ADMINISTRATION

Mircea Aurel NIŢĂ (National School of Political Studies and Public Administration, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.19

23.THE ROLE OF INTUITION AND DECISION MAKING IN PUBLIC ADMINISTRATION

Mircea Aurel NIŢĂ (National School of Political Studies and Public Administration, ROMANIA)

Ionela Gabriela SOLOMON (National School of Political Studies and Public Administration, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.15

24.NEGOTIATION AND CONFLICT MEDIATION IN PUBLIC ORGANIZATIONS. ENERGETIC APPROACH

Mircea Aurel NIȚĂ (National School of Political Studies and Public Administration, ROMANIA)

Ionela Gabriela SOLOMON (National School of Political Studies and Public Administration, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.18

25.THE RIGHT TO PRIVACY BOTH AS FUNDAMENTAL HUMAN RIGHT IN THE AGE OF INFORMATION TECHNOLOGY RATIFIED BY THE CONSTITUTIONS OF EASTERN-CENTRAL EUROPE AND AS TRANSITION TOOL FROM “HABEAS CORPUS” TO “HABEAS DATA”.

Marco GIANNOTTA (eGovernment Laboratory, University of Salento, Italy)

DISCUSSANT: PRESENTER OF THE PAPER NO.20

FINAL COMMENTS AND CONCLUSIONS

Co-chairs: **Rodica Narcisa PETRESCU** („Babeş-Bolyai” University of Cluj-Napoca, ROMANIA); **Lucian CHIRIAC** (“Petru Maior” University of Tîrgu-Mureş, ROMANIA); **Stephane MANSON** (University Versailles Saint-Quentin-en-Yvelines, FRANCE); **András TORMA** (University of Miskolc, HUNGARY); **Mircea Aurel NIȚĂ** (National School of Political Studies and Public Administration, ROMANIA); **Zsuzsanna Katalin SZABÓ** (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)



*FRIDAY,
November 14th, 2014*

Scientific Session**PUBLIC LAW**

9:30 - 13:00

Paper presentations

Location: „Grigorescu” Conference Hall, “Continental” Hotel

Co-chairs:

Yves POIRMEUR (Université de Saint-Quentin en Yvelines, FRANCE)**Irina MOROIANU ZLĂTESCU** (Member of the International Academy of Comparative Law, SNSPA, UEB, Director IRDO, ROMANIA)**Elena Maria MINEA** ("Babes-Bolyai" University, Cluj-Napoca, Faculty of Political, Administrative and Communication Science, ROMANIA)**13.HARMONIZING THE TEACHING OF LAW IN UNIVERSITIES**

Irina MOROIANU ZLĂTESCU (Member of the International Academy of Comparative Law, PhD., Professor SNSPA, UEB, Director IRDO, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.17

14.TRANSPOSITION OF DIRECTIVE BY MEANS FOR GOVERNMENT EMERGENCY ORDINANCE. RECENT EXAMPLES FROM ROMANIAN LAW AND COMPARATIVE ISSUES

Irina ALEXE (Bucharest University, ROMANIA)

Constantin-Mihai BANU (Romanian Academy, Bucharest, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.35

15.THE ROLE OF JURISPRUDENCE IN THE HARMONIZATION OF NATIONAL LEGISLATION WITH THE NORMS OF INTERNATIONAL LAW

Dragoş CHILEA (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.16

16. CONSIDERATIONS REGARDING THE GOVERNMENT EMERGENCY ORDINANCE NO. 55/2014 FOR REGULATING CERTAIN MEASURES CONCERNING THE LOCAL PUBLIC ADMINISTRATION

Elena Mihaela FODOR (Faculty of Law Cluj-Napoca, “Dimitrie Cantemir” Christian University, Bucharest, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.13

17. CONSIDERATIONS REGARDING THE ROMANIAN SYSTEM OF JURISDICTION IN ADMINISTRATIVE MATTERS

Ioan LAZĂR (Faculty of Law and Social Sciences, „1 Decembrie 1918” University of Alba Iulia, Lawyer Alba County Bar Association, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.29

18. INEFFICIENCE DU DROIT EN CERTAINS MOMENTS ET CONTEXTES SOCIAUX

Adriana Nicoleta ODINĂ (Université “Eftimie Murgu” – Reșița, ROUMANIE)

DISCUSSANT: PRESENTER OF THE PAPER NO.27

19. STUDY ON THE LEGAL PROVISION AND ITS INTERPRETATION

Lucreția DOGARU (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.28

20. LEGAL MEANS OF COMBATING ORGANISED CRIME WITHIN SPANISH CRIMINAL LAW

Ioana PAȘCA (Postdoctoral researcher at the West University of Timișoara)

DISCUSSANT: PRESENTER OF THE PAPER NO.14

21. ASPECTS REGARDING THE OFFENSE OF TRAFFIC OF INFLUENCE IN THE NEW ROMANIAN CRIMINAL CODE

Olimpiu Aurelian SABĂU-POP (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.33

22. PENAL PROTECTION OF HUMAN EMBRYO. NEW CHALLENGES FOR ROMANIA

Laura Maria STĂNILĂ (Faculty Of Law, West University Timișoara, Romania)

DISCUSSANT: PRESENTER OF THE PAPER NO.30

23. CONSIDERATIONS REGARDING THE JURIDICAL NATURE OF THE PUBLIC MINISTRY

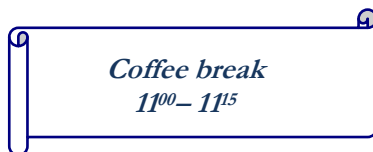
Alexandrina TOMUŞ (PhD. Student, West University, Timișoara, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO. 15

24. ASPECTS REGARDING THE OFFENSE OF BRIBERY IN THE NEW ROMANIAN CRIMINAL CODE

Olimpiu Aurelian SABAU-POP (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO. 34

25. ADAPTATION OF THE ROMANIAN CRIMINAL PROCEDURAL LAW TO THE PROVISIONS OF THE EUROPEAN CONVENTION OF HUMAN RIGHTS

Ramona Mihaela COMAN („Petru Maior” University, Tîrgu-Mureş, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO. 18



Co-Chairs:

Mircea CRISTE (Université de l'Ouest de Timișoara, Université „1 Décembre 1918” Alba Iulia, ROMANIA)

Mircea Ștefan MINEA (Constitutional Court, Bucharest, ROMANIA)

Elena Mihaela FODOR (Faculty of Law Cluj-Napoca, “Dimitrie Cantemir” Christian University, Bucharest, ROMANIA)

26. ANALYSE COMPARATIVE DE LA CONSTITUTIONNALISATION DU DROIT PÉNAL PAR VOIE DU CONTRÔLE ANTERIEUR EN ROUMANIE ET EN FRANCE

Andra IFTIMIEI (Université „Alexandru Ioan Cuza” de Iași, Faculté de Droit, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO. 23

27. REFLECTIVE PATTERNS OF CLUJ-NAPOCA LAW SCHOOL

Corina BUZDUGAN (Faculty of Law, “Dimitrie Cantemir” Christian University, Cluj-Napoca)

Cristian COLCERIU (Faculty of Law, “Dimitrie Cantemir” Christian University, Cluj-Napoca)

DISCUSSANT: PRESENTER OF THE PAPER NO.21

28. MONITORING THE MINORITY PROTECTION IN EUROPEAN UNION MEMBER STATES – SITUATION OF MUSLIM AND ROMA POPULATION

Ioan SABĂU-POP (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.31

29. HEALTH – A HUMAN RIGHT ISSUE

Irina MOROIANU ZLĂTESCU (Member of the International Academy of Comparative Law, PhD., Professor SNSPA, UEB, Director IRDO, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.

Mircea CIOCAN (National School of Political and Administrative Studies, Faculty of Public Administration, Bucharest, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.36

30. THE INFLUENCE OF THE EUROPEAN COURT OF JUSTICE CASE LAW ON NATIONAL JURISPRUDENCE ON MATTERS OF TAXATION

Raul MIRON („Petru Maior” University, Tîrgu-Mureş, ROMANIA)

Nicolae PLOEŞTEANU (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.19

31. CONSTITUTIONAL BASIS OF PUBLIC PROPERTY IN REPUBLIC OF MOLDOVA

Gheorghe GUŢU (State University of MOLDOVA)

DISCUSSANT: PRESENTER OF THE PAPER NO.24

32. UN “CODE EUROPEEN DU CONTRIBUABLE” POUR RENFORCER LA LUTTE CONTRE LA FRAUDE ET L’EVASION FISCALES

Arina DRAGODAN (Postdoctorante, Académie Roumaine, ROUMANIE)

DISCUSSANT: PRESENTER OF THE PAPER NO.37

33.THE CONFIGURATION OF JOINT LIABILITY IN THE FISCAL FIELD TYPOLOGY AND PROCEDURES

Anca Mihaela GEOROCEANU (Faculty of Law, „Dimitrie Cantemir” Cristian University of Cluj-Napoca, ROMANIA)

Rodica Diana APAN (North University, Baia-Mare, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.20

34.THE HUMAN BEING – MATERIAL SOURCE OF LAW

Andrea KAJCSA („Petru Maior” University, Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.26

35.SPECIFIC ISSUES OF PROFESSIONAL ETHICS AND DEONTOLOGY OF JUDICIAL BAILIFFS

Eugen HURUBĂ („Petru Maior” University, Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.32

36.THE PRINCIPLES OF ROMANIAN LAW OF CRIMINAL PROCEDURE – BETWEEN THEORY AND PRACTICE

Daniela Cristina VALEA („Petru Maior” University, Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.22

37.TAX HARMONIZATION IN EUROPEAN UNION

Vincenzo CARBONE (Lawyer, Rome Bar Association, ITALY)

DISCUSSANT: PRESENTER OF THE PAPER NO.25

FINAL COMMENTS AND CONCLUSIONS

Co-chairs: **Yves POIRMEUR** (Université de Saint-Quentin en Yvelines, FRANCE)

Irina MOROIANU ZLĂTESCU (Member of the International Academy of Comparative Law, SNSPA, UEB, Director IRDO, ROMANIA); **Elena Maria**

MINEA ("Babes-Bolyai" University, Cluj-Napoca, Faculty of Political, Administrative and Communication Science, ROMANIA); **Mircea CRISTE**

(Université de l'Ouest de Timișoara, Université „1 Décembre 1918” Alba Iulia, ROMANIA); **Mircea Ștefan MINEA** (Constitutional Court, Bucharest, ROMANIA); **Elena Mihaela FODOR** (Faculty of Law Cluj-Napoca, “Dimitrie

Cantemir” Christian University, Bucharest, ROMANIA)

Lunch

13⁰⁰ -15⁰⁰

15⁰⁰-17⁰⁰ **Workshop**

The Role and Importance of Collaboration between European Universities in the Implementation Process of Common Educational Programs in Public Administration

Location: „Grigorescu” Hall, Continental Hotel

Co-chairs: **Zsuzsanna Katalin SZABÓ,**

„Petru Maior” University of Tîrgu-Mureş, Romania

Éva ERDŐS,

University of Miskolc, Hungary

Luigi MELICA,

University of Salento, Lecce, Italy

Jean-Luc PENOT,

Université de Versailles, France

with the participation of MPEAP master students.

17:15 - 19:30 **Evaluation/Report; Closing Ceremony; Bohemia Quartet String Concert**

Location: Aula Magna, „Petru Maior” University



*THURSDAY,
November 13th, 2014*

- 09:00 - 09:30 **OPENING CEREMONY**
Location: „Petru Maior” University Aula Magna
- 09:30 – 10:30 **PLENARY SCIENTIFIC SESSION**
Location: „Petru Maior” University Aula Magna

KEYNOTE SPEAKER

Jacqueline MORAND-DEVILLER

Professeur émérite à l'Université Paris I Panthéon-Sorbonne, France;
Docteur honoris causa de l'Université „Petru Maior”, Tîrgu-Mureş, Romania

LA RÉCEPTION DU DROIT EUROPÉEN PAR LE DROIT FRANÇAIS: INTÉGRATION ET RESPECT DE LA SOUVERAINETÉ NATIONALE.

*Coffee break
10⁴⁵– 11⁰⁰
Continental Hotel*

Scientific Session

BUSINESS LAW

- 11:00 - 13:00 **Paper presentations**
Location: „Tonitza” Conference Hall, “Continental” Hotel

Co-chairs:

Ioan SCHIAU (“Transilvania” University, Braşov, Romania)

Romulus GIDRO („Petru Maior” University, Tîrgu-Mureş, Romania)

1.COMMERCIAL LAW BETWEEN AUTONOMY AND INTEGRATION

Ion TURCU („Babeş Bolyai” University, Cluj-Napoca, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.5

2.ENACTMENT OF THE PRINCIPLES OF CORPORATE GOVERNANCE IN THE COMPANIES' LEGISLATION.

Monica IONAŞ – SĂLĂGEAN (“Babeş-Bolyai” University, Cluj-Napoca, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.4

3.L'ETUDE DU DROIT EN ECONOMIE ET GESTION – UNE APPROCHE COMPARATIVE

Anne DRUART (Université de Strasbourg – IUT Louis Pasteur, FRANCE)

Liviu CIUCAN (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.2

4.CONSIDERATION ON THE INSTITUTION OF UNJUST ENRICHMENT IN THE NEW CIVIL CODE

Ştefan-Ioan LUCACIUC (Timișoara Court of Appeals, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.6

5.ON THE SPECIFIC JURISDICTION OF THE FINANCIAL SURVEY AUTHORITY TO ASCERTAIN AND SANCTION THE CONTRAVENTIONS REGULATED BY LAW 297/2004 REGARDING THE CAPITAL MARKET

Titus PRESCURE (“Transilvania” University, Braşov, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.3

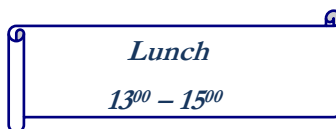
6.ABOUT THE IMPACT OF THE „LEAST LIKELY”. THE EXCEPTION CLAUSE.

Dan POPESCU (“Babeş-Bolyai” University, Cluj-Napoca, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.1

FINAL COMMENTS AND CONCLUSIONS

Co-chairs: **Ioan SCHIAU** (“Transilvania” University, Braşov, Romania);
Romulus GIDRO („Petru Maior” University, Tîrgu-Mureş, Romania)



Scientific Session

PRIVATE LAW

15:00 - 19:00 **Paper presentations**

Location: „Tonitza” Conference Hall, “Continental” Hotel

Co-chairs:

Ion TURCU („Babeş Bolyai” University, Cluj-Napoca, ROMANIA)

Claudia ROŞU (West University, Timișoara, ROMANIA)

7.UNFAIR COMPETITION LAW APPROXIMATION – A NECESSITY FOR COMPETITIVE ENVIRONMENT

Lucia IRINESCU („Alexandru Ioan Cuza” University, Law Faculty, Iași, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.11

8.PREEMPTION RIGHT IN THE NEW ROMANIAN CIVIL CODE

Dan CHIRICĂ (“Babeş-Bolyai” University, Cluj-Napoca, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.6

9.TAKING OF EVIDENCE IN ARBITRATION

Ioan SCHIAU (“Transilvania” University, Braşov, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.7

10.RECOGNITION AND EXECUTION OF JUDGEMENTS FROM THE PERSPECTIVE OF REGULATION (EU) NO. 1215/2012 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL OF 12 DECEMBER 2012 ON JURISDICTION AND THE RECOGNITION AND ENFORCEMENT OF JUDGMENTS IN CIVIL AND COMMERCIAL MATTERS

Evelina OPRINA (Ilfov County Court, Bucharest, ROMANIA)

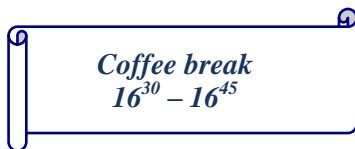
Vasile BOZEŞAN (The Court of first instance of Alexandria, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.10

11.THE LIMITS OF THE DEVOLUTIVE EFFECT OF THE APPEAL IN THE CIVIL LAWSUIT

Claudia ROŞU (West University, Timișoara, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.8



Co-chairs:

Dan POPESCU („Babeş Bolyai” University, Cluj-Napoca, ROMANIA)

Dan CHIRICĂ („Babeş Bolyai” University, Cluj-Napoca, ROMANIA)

6.LA DÉMISSION COMME MODALITÉ DE CESSATION DU CONTRAT INDIVIDUEL DE TRAVAIL

Romulus GIDRO („Petru Maior” University, Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.9

7.THE OBJECT OF THE FIRST APPEAL ACCORDING TO THE NEW CODE OF CIVIL PROCEDURE

Alin SPERIUŞI-VLAD (West University of Timişoara, Faculty of Law, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.5

8.REPLICA. SOME REMARKS FROM THE PERSPECTIVE OF COPYRIGHT

Paul POPOVICI (Faculty of Law, „Dimitrie Cantemir” Cristian University of Cluj-Napoca, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.2

9.CIVIL LEGAL CAPACITY – DETERMINING FACTOR IN ESTABLISHING AND MAKING LEGAL RELATIONS

Eleonora BĂDAN-MELNIC (Faculty of Law, The State University of Chişinău, MOLDOVA)

Claudia LACHI (Faculty of Law, The State University of Chişinău, MOLDOVA)

DISCUSSANT: PRESENTER OF THE PAPER NO.4

10.CONSIDERATIONS ON PROBATION IN INTERNATIONAL COMMERCIAL ARBITRATION

Roxana Maria ROBA (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.1

**11.,,INDIVIZI, PERSOANE SI INSTITUTII: DREPTUL SUBIECTIV
CA FUNCTIE SOCIALA (M. DJUVARA)”**

Tudor AVRIGEANU (Romanian Academy, Institute for Legal Research)

DISCUSSANT: PRESENTER OF THE PAPER NO.3

FINAL COMMENTS AND CONCLUSIONS

Co-chairs: **Ion TURCU** („Babeş Bolyai” University, Cluj-Napoca, ROMANIA);
Claudia ROŞU (West University, Timişoara, ROMANIA), **Dan POPESCU**
(„Babeş Bolyai” University, Cluj-Napoca, ROMANIA); **Dan CHIRICĂ** („Babeş
Bolyai” University, Cluj-Napoca, ROMANIA)



*FRIDAY,
November 14th, 2014*

SCIENTIFIC SESSION**BUSINESS LAW**

09:30 - 13:00 **Paper presentations**

Location: „Tonitza” Conference Hall, “Continental” Hotel

Co-chairs:

Mircea N. COSTIN („Babeş Bolyai” University, Cluj-Napoca, ROMANIA)

Paul POPOVICI („Dimitrie Cantemir” Cristian University of Cluj-Napoca, ROMANIA)

7.”INVESTOR IMMIGRATION IN THE U.S.A: THE EB-5 BUSINESS IMMIGRATION LAW”

Dragoş CHILEA (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

Cristina M. KASSAI (Representative, ”The Americas Group” Financial Services S.A., ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.11

8.TESTING THE LAUNCH OF A INNOVATIVE HR SERVICE

Liviu CIUCAN (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.15

9.PACTUM RESERVATI DOMINI BETWEEN THE CIVIL CODE AND THE BANKRUPTCY CODE

Sergiu GOLUB (“Babeş-Bolyai” University, Cluj-Napoca, ROMANIA)

DISCUSSANT: PRESENTER OF THE PAPER NO.17

10.SOME ASPECTS OF THE INSOLVENCY PROCEDURE OF THE INDIVIDUAL ENTREPRENEUR

Olga TRETIACOV (Faculty of Law, The State University of Chişinău, MOLDOVA)

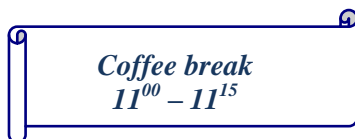
DISCUSSANT: PRESENTER OF THE PAPER NO.14

11.CONTRACTUAL IMBALANCE GENERATED BY ESTABLISHING AN EXCESSIVE PRICE

Mircea N. COSTIN ("Babeş-Bolyai" University, Cluj-Napoca, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.9

12.THE ABUSE OF EXCLUSIVITY IN DISTRIBUTION CONTRACTS

Călin M. COSTIN ("Babeş-Bolyai" University, Cluj-Napoca, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.16

**13.FINAL DETERMINATION OF THE DEBTOR MASS OF THE INSOLVENT ENTREPRENEUR AS A RESULT OF CANCELLING LEGAL ACTS**

Marcel LUNGU (State University of Moldova, Faculty of Law, Insolvency Manager, MOLDOVA)
DISCUSSANT: PRESENTER OF THE PAPER NO.8

14.THE INCIDENCE OF CLASS ACTIONS IN THE EUROPEAN UNION IN COMPETITION LAW MATTERS

Ioan LAZĂR (Faculty of Law and Social Sciences, "1 Decembrie 1918" University of Alba Iulia, Lawyer, Alba County Bar Association, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.10

15.FISCAL TREATMENT OF CLAIMS AGAINST COMPANIES UNDERGOING INSOLVENCY PROCEDURE.

Crina MALCOCI (Insolvency practitioner, HBR, ROMANIA)
KIS Attila (Insolvency practitioner, HBR, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.7

16.ABUSIVE CLAUSES: LIMITED TO CONSUMER RELATIONSHIP?

Raul-Felix HODOŞ (Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.18

17.PRIVATE ACTIONS IN EU COMPETITION LAW – RECENT EVOLUTIONS REGARDING ACTIONS FOR DAMAGES

Laura LAZĂR (Faculty of Law, „Babeş-Bolyai” University of Cluj-Napoca; Insolvency Practitioner at Hodoş Business Recovery SPRL, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.13

18.A CONCEPTUAL MODEL FOR THE ANALYSIS OF SUPPLY CHAIN PERFORMANCE BY REDUCING COSTS

Dumitru NANCU (OVIDIUS University, Constanţa, ROMANIA)
Mihai STERIU (OVIDIUS University, Constanţa, ROMANIA)
DISCUSSANT: PRESENTER OF THE PAPER NO.12

FINAL COMMENTS AND CONCLUSIONS

Mircea N. COSTIN („Babeş Bolyai” University, Cluj-Napoca, ROMANIA); **Paul POPOVICI** („Dimitrie Cantemir” Cristian University of Cluj-Napoca, ROMANIA)

15⁰⁰-17⁰⁰ **Workshop**

Regional studies in Romania

Location: „Tonitza” Hall, Continental Hotel

Co- Chair: **Zoltán ROSTAŞ**

Bucharest University, Romania

17:15 - 19:30 **Evaluation/Report; Closing Ceremony; Bohemia Quartet String Concert**

Location: Aula Magna, „Petru Maior” University



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