



Universitatea
Ștefan cel Mare
Suceava



ASDAP



University of Chernivsi



Casa de Cultură
a Studenților
Suceava



PRIMĂRIA MUNICIPIULUI
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LUMEN Research Center
in Social and Humanistic Sciences

The 4th Edition of
International Scientific Conference
"Ethical and Social Dimensions in
Public Administration & Law"



CONFERINȚA ȘTIINȚIFICĂ INTERNAȚIONALĂ

*“Ethical and Social Dimensions
in Public Administration & Law”*

**Ediția a IV-a
Mai 2019 Suceava**

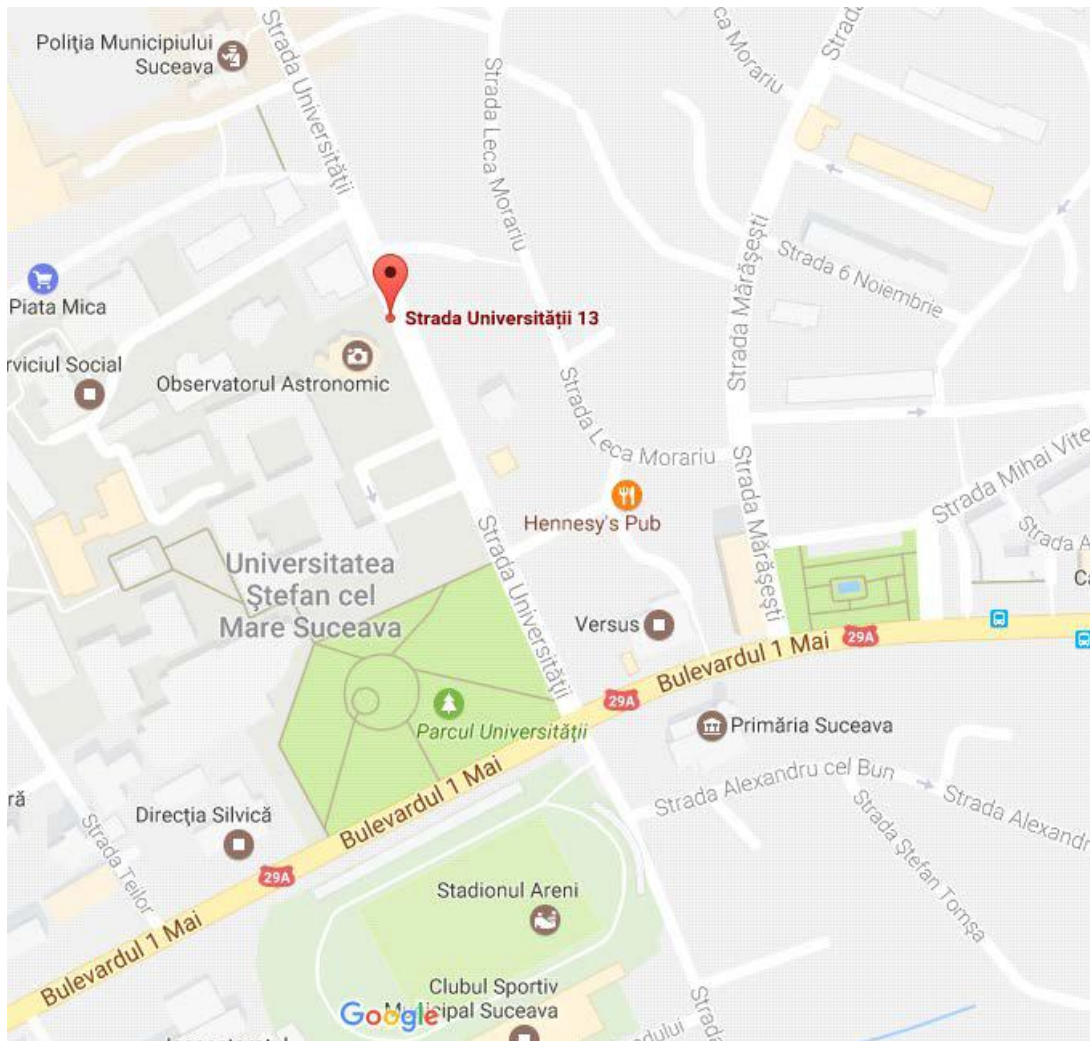
Material realizat cu sprijinul Municipiului Suceava și al Consiliului Local Suceava,
prin programul din anul 2019

PROGRAM

VENUE OF THE CONFERENCE

Stefan cel Mare University from Suceava

Universitatii Street, no. 13, 720229



PROGRAM

International Scientific Conference

Ethical and Social Dimensions in Public Administration & Law

ESDPAL 2019 - Fourth Edition

17 – 18 may 2019 | Suceava, Romania

Main Organizer | Department of Law and Administrative Sciences, Faculty of Law and Administrative Sciences, Stefan cel Mare University of Suceava, Romania

Co-organizers | Suceava City Hall; Scientific Association of Law and Public Administration, Suceava, Romania; Yuriy Fedkovich National University, Chernivtsi, Ukraine; LUMEN Research Center in Social and Humanistic Sciences & LUMEN Conference Center, Iasi, Romania

Co-directors:

- Camelia Maria Cezara IGNĂTESCU – Stefan cel Mare University from Suceava, Romania.
- Professor PhD Hab. Antonio SANDU – Stefan cel Mare University from Suceava, Romania.

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- Irina BILOUSEAC, Associate Professor, PhD, Stefan cel Mare University from Suceava (ROMANIA)
- Gabriela NEMȚOI, Associate Professor, PhD, Stefan cel Mare University from Suceava (ROMANIA)
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- Ciprian UNGUREANU, Lecturer, PhD, Stefan cel Mare University from Suceava (ROMANIA)

Conference Committee

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- IFTENE CRISTI, Associate professor, PhD, Head of Administrative Science Departament, Law and administrative Science Faculty, Ovidius University of Constanta
- BOGDAN POPOVENIUC, Associate Professor, PhD, "Stefan cel Mare" University of Suceava (ROMANIA)

Friday, 17 May 2019

09:30- 10:00 – Receiving the participants

10:00 – Solemnity of the opening of the conference – Aula A

MIRELA ADOMNICĂI, Prefectul Județului Suceava

GHEORGHE FLUTUR, Presedintele Consiliului Judetean Suceava

ION LUNGU, Primarul Municipiului Suceava

GABRIELA PRELIPCEAN, Professor PhD, Prorector USV

ȘTEFAN PURICI, Professor PhD, Prorector USV

CAMELIA IGNATESCU, Conferențiar univ., PhD, Decan al Fcultății de Drept și Științe Administrative Suceva

MARIA ANDRIEȘ, Presedintele Curtii de Apel Suceava

DANIELA LĂMĂȘANU, PhD, Prim-Procurorul Parchetului de pe langa Curtea de Apel Suceava

MIRCEA DUȚU, Professor, PhD, HC, Director al Institutului de Cercetari Juridice „Acad. Andrei Rădulescu” al Academiei Romane, Presedintele Universitatii Ecologice din Bucuresti

OVIDIU PREDESCU, Professor, PhD, consilier al Procurorului General al Romaniei, cercetător științific de onoare al Institutului de Cercetări Juridice „Acad. Andrei Rădulescu” al Academiei Române

CONSTANTA MATUSESCU, Associate Professor, PhD, Decan al Facultatii de Drept si Stiinte Administrative a Universitatii „Valahia”, Targoviste

11:30 – Coffee Break

12:00 – 14:00 Plenary Session

Room - Aula A

Moderator: conf univ. dr. Liana Pascariu

Language of Presentation – Romanian / English

Participants:

1. MIRCEA DUȚU, Professor, PhD
Cultura juridică: progres și identitate națională
2. OVIDIU PREDESCU, Professor, PhD
Concursul de infracțiuni: o succintă analiză comparativă între noua și vechea reglementare / The Crime Contest: A brief analysis of the new and old regulations
3. ALEXANDRU ȚICLEA, Professor, PhD, HC
Drepturile lucrătorilor detasați transnațional / Rights of transnational detainees
4. CONSTANTIN ANECHITOAE , Professor, PhD
*România – furnizor de securitate în regiunea Mării Negre
Romania - Security Provider in the Black Sea Region*
5. PETRO PATSURKIVSKYY, Professor, Doctor of Law
Legal concept of the fiscal state
6. CONSTANTA MATUSESCU, Associate Professor, PhD
The obligation of national courts adjudicating at last instance to make a reference for a preliminary ruling. Tackling the non-referral risk by the recent case law of the CJEU
7. DANIEL ȘANDRU -MIHAIL, Professor, PhD
Protection of personal data within public authorities and bodies of Romania

14.00- 15.00 – Lunch

15:00 – 18:00 - In parallel

Session 1 – Private Law

Room - D101

Moderators: MARIA DUMITRU, Assoc. Prof, PhD; GABRIELA NEMTOI, Assoc. Prof, PhD

Language of Presentation - Romanian/English

Participants:

1. YURIY PATSURKIVSKIY
Social property function as the basis for establishing boundaries and restrictions of property rights.
2. RUSLANA HAVRYLYUK
Legal Characteristics of Mediation
3. DUMITRU MARIA
The Injury – The Eternal Enigma of Civil Liability
4. ALEXANDRA HUIDU
Perils arising from the legislative void regarding techniques in connection to or derived from medically assisted human reproduction
5. BOGDANA IVANIUK
Escrow agreement: definition and legal nature
6. OLEKSANDR MAKSYMIUK
Juri trial in Ukraine: problematic issues
7. LIDIIA NESTERENKO
The Legal Nature of Registration of Land Plots Rights

Session 2 – Challenges to Labour Law

Room - Aula A

Moderators: CRISTINA BALANEASA, Lecturer PhD; ADELINA DUȚU, Lecturer PhD

Language of Presentation - Romanian/English

Participants:

1. ALEXANDRU ȚICLEA; ADELINA DUȚU
Drepturile lucrătorilor detasați transnational; Obligatiile angajatorilor./ Rights of transnational detainees; Obligations of employers.

2. RAUL FELIX HODOȘ
Considerations on compliance of insurance companies with G.D.P.R
3. ANTONIO SANDU
The right to privacy - an ethical perspective on GDPR
1. NICOLAE PLOEȘTEANU
Jurnalism, protecția datelor și gestionarea proiectelor în administrația publică din România
4. VIORESCU RAZVAN
The processing of personal data using video surveillance means according to EU legislation
5. ANISOARA MOLDOVICEAN, Ec., Universitatea „Ștefan cel Mare” Suceava
Neconcordanțele legislative – bariere ale aplicării normelor juridice în învățământul superior
6. CHERNOVSKYI OLEXIY
The paradigm of lawyer's professional competence
7. MARIA-CRISTINA BĂLĂNEASA
Legislative changes and practical aspects regarding the day laborers in Romania
8. DAN ȚOP
Impactul utilizării inteligenței artificiale asupra dreptului muncii
9. ALEXANDRU GEORGESCU
Proiectul de conformitate la GDPR - analiza, implementare, actualizare
10. OKSANA MELENKO
Psychological and Legal Determinants of Professional Legal Consciousness of the Lawyer
11. VITALII VDOVICHEN; LIDIIA VDOVICHENA
Professional responsibility of notaries: ontological aspect

Session 3 – Protection and promotion of human rights

Room – Sala Senat (Corp A)

Moderators: AURORA CIUCĂ, Professor, PhD; NADIA-CERASELA ANIȚEI, Professor, PhD

Language of Presentation - Romanian/English

Participants:

1. AURORA CIUCĂ
A Bridge between Human Rights and Bioethics: The Oviedo Convention after 20 Years
2. NADIA-CERASELA ANIȚEI
The procedure of international adoption in Romania
3. YULIIA BADALII
Prohibition of torture, inhuman and degrading treatment or punishment in European Union law
4. OLENA BILOSKURSKA, ARINA LUPU
Comparative Analysis of the Institute of Constitutional Duties of Persons and Citizens in Ukraine and Romania
5. OLENA BILOSKURSKA, TETIANA PODOROZHNA
Constitutional complaint as an element of the human rights protection mechanism in Ukraine
6. VICTORIA CHEBAN
International Standards for the Protection of Children's Rights During Armed Conflicts
7. OLGA CHEPEL
Features of refer to the European Court of Human Rights with an inter-state application
8. SERHIY MELENKO
The Problem of the Determining the Criteria for the Division of Human Rights into Absolute and Relative
9. HEORHII MOSIEI
Human dignity as the main value of the European Union

Essay Competition – The integrity of the national value of the Romanian culture

Room – E 005

Moderators: OANA NEDELEA, Lecturer, PhD ; PETRONELA SCUTARIU, Lecturer, PhD ; MARIUS ASMARANDEI, Comisar-Sef de politie, Sef serviciu Judetean Anticoruptie Suceava; CIPRIAN UNGUREANU, lecturer PhD

Language of Presentation – Romanian/English

18:30 – 20:30 Dinner

Saturday, 18 May 2019

10.00 – 13:00 – In parallel

Session 4 – Public law and tax

Room – Sala Senat (Corp A)

1. **Moderator**; CAMELIA IGNATESCU Associate Professor PhD: MIHAI STEFANOAIA, Lecturer PhD

Language of Presentation – Romanian/English

Participants:

2. CAMELIA IGNATESCU
Presumption of innocence between theory and practice/Prezumtia de nevinovatie intre teorie si practica
3. IRINESCU LUCIA
Autoritatile de concurenta, o garantie a liberei concurente pe piata interna?/Competition authorities, a guarantee of free competition on the internal market?
4. PASCARIU LIANA-TEODORA
Some considerations on the claim for damages under Article 19 of Law 554/2004
5. SCRIPCARU CĂLIN
Particularități psihiatrice ale națiunilor multietnice - etnopsihiatria
6. SCRIPCARU CĂLIN
Violență și religie - exorcism
7. NADIA-CERASELA ANIȚEI
What are the rules established by the Anti-Fraud Department (DLAF) through the Code of Ethical and Professional Conduct of DLAF Personnel in Romania?
8. STELLA KELBIA
Concept and direction of modernization of economic legislation
9. HRESTIC MARIA-LUIZA
New objectives in environment law generated by climate change

10. KATERYNA KOZMULIAK
The Problems of Realization of Right to Participate in Decision-making in Environmental Matters
11. CIPRIAN GABRIEL UNGUREANU
Legislația specială în materia protecției atmosferei
12. BALAN LACRAMIOARA
The odontological identification
13. BALAN LACRAMIOARA
Bloodstain Pattern Analysis
14. IGOR BABIN, LYUDMILA VAKARYUK
Features of Legal Regulation of the Simplified Taxation System in Ukraine, Romania and Moldova
15. PAVLO BARTUSIAK
State Legal Instruments for Inflation Optimizing
16. MARYNA FEDORCHUK
The Legal Nature of the Tax Doctrine of Ukraine
17. ANDREY KHUDYK
The degree of freedom of individuals in the field of public finances: in accordance with the Constitution of Ukraine
18. DMYTRO KOSTYA, LIUDMYLA KOSTIA
Mediating Tax Disputes: Chimera or Practical Possibility?
19. PAVLO KRAINII
Category of Equity in the Context of the Luxury Tax Implementation
20. PETRO PATSURKIVSKYY, VIKTORIA RARYTSKA
Legal concept of the fiscal state
21. CONSTANTIN ANECHITOAIE / FLORICA BRASOVEANU
*România – furnizor de securitate în regiunea Mării Negre
Romania - Security Provider in the Black Sea Region*
22. MARIIA PORUSHNYK
Social and Political Aspects of the Formation of the Foundations of International Law in the Pre-classical Period
23. KATERYNA SOLODAN
Legal regulation of cryptocurrency taxation in European countries
24. AVRIGEANU TUDOR
*"Gajus and Justinian, Institutes and Pandects"
Mihai Eminescu, the Historical School of Law and the Modern Legal Science*

25. OKSANA VAITSEKHOVSKA

To the questions of the international legal personality of subnational persons in the international financial legal order

26. MIHAI ȘTEFĂNOAIA

*Reglementarea răspunderii juridice în domeniul asistenței sociale/
Liability regulation legal in the social assistance*

27. MARYNA VELYCHKO

*The Formation of the Foundations of Modern International Law
During the Period of Existence of the Roman State*

28. KHRYSTYNA VOROBETS

The main Directions of Crime Prevention in Ukraine

29. VITALII YAREMCHUK

Periodization of Igor Lukashuk's Research of the Law of Treaties

30. ILLIA YURIICHUK

*Administrative appeal as an out-of-court procedure for the
protection of the rights of individuals and legal entities*

31. SVITLANA ZADOROZHNA

Jus Gentium and the Primary Principles of International Law

Session 5 – Public Administration

Room - Aula A

Moderators: ALUNICA MORARIU, Associate Professor, PhD; CIPRIAN UNGUREANU, lecturer, PhD

Language of Presentation – Romanian/English

Participants:

2. LAURA BZOVA

*Pozițiile juridice ca bază de argumentare a actelor Curții
Constituționale*

3. LYUBOV GRYNDEJ

*Actual problems and tendencies of integration processes in forensic
examination*

4. GABRIELA NEMTOI

Statutul parlamentarilor între norme legale și norme etice

5. CARMEN-MARIANA DIACONU

*Practici privind aspecte jurisdicționale din cazuistica administrației
publice*

6. CRISTI IFTENE

Implicații ale conflictului de interese în administrația publică locală/implications of the conflict of interests in local public administration

7. ION BURLUI

Studentul la specializarea Politie locala - prezent și oportunități viitoare

8. TETIANA KOLOMOETS, VALERII KOLPAKOV

Anticorruption constraints as a manifestation of the "coherent force" of human rights in the activities of public administration actors

9. SMYRNOVA KSENIIA

Institute of International Relations of Kyiv National Taras Shevchenko University

10. IHOR KOVBAS, NIKOLAY KOVAL

To question about influence of human factor in activity of law-enforcement institutes in Ukraine

11. NATALIIA KYRYLIUK

The principle of sovereign equality of states: history of development and codification

12. MYKHAILO MYKIEVYCH

Implementing European values in the Ukraine-EU Association Agreement

13. NEDELEA MARILENA- OANA

The Role and Importance of Romanian National Archives

14. RALUCA ONUFREICIUC, OANA OLARIU

Citizen law making vs legal illiteracy

15. OKSANA RUDENKO

The role of the Regulation (EC) No 864/2007 of the European Parliament and of the Council of 11 July 2007 on the law applicable to non-contractual obligations (Rome II) in the unification process of the European Union

16. PETRONELA SCUTARIU

An empirical and comparative approach regarding the satisfaction of local public needs. Suceava experience

17. PETRONELA SCUTARIU; GABRIELA BUJOREAN

Organizational components in the local public management from the level of the administrative-territorial unit Berchișești Commune in Suceava County

18. OKSANA SHCHERBANIUK

Legal positions of the Constitutional Court of Ukraine in the sphere of judicial control of acts of public authorities

19. IVAN TORONCHUK, VOLODYMYR MARKOVSKYI

The Struggle of the Greek-Catholic Priests for the Legal Status of the Ukrainian Language in the Second Polish Republic (1918–1939)

20. BILOUSEAC IRINA ADRIANA

Decentralisation and local financial autonomy

21. NIKOLA VOITSEKHOVSKYI

Participatory democracy at the local level

22. NICOLAE PLOEȘTEANU

Jurnalism, protecția datelor și gestionarea proiectelor în administrația publică din România

WORKSHOP – Normative Dimensions in the Ethics of Research

Room - E119

Moderator: ANTONIO SANDU, Professor PhD Hab; BOGDAN POPOVENIUC, Associate Prof. PhD

Language of Presentation – Romanian

STUDENTS WORKSHOP – Developing ethical culture in the academic environment

Room - E224

Moderators: OANA NEDELEA, lecturer, PhD; PETRONELA SCUTARIU, Lecturer, PhD; MARIUS ASMARANDEI, Comisar-Sef de politie, Sef serviciu Judetean Anticoruptie Suceava; CIPRIAN UNGUREANU, lecturer, PhD;

Language of Presentation – Romanian/English