

*Lectori Salutem !*

*On behalf of “Petru Maior” University and the organizing committee of the International Conference „The Need of Reform in Law and Public Administration”, Me, the Rector of the University, warmly welcome you to our academic event.*

*The efforts of the Faculty of Economics, Law and Administrative Sciences to organize an international event first in 2004 have proved to be a successful initiative. This is justified and reinforced by the large number of participants from other countries and from Romania.*

*It is my strong belief that this event will represent a challenging opportunity for all participants to exchange views and opinions, to broaden their horizons and also to bring their valuable contribution to the success of the Conference.*

*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.*

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

**Liviu Onoriu MARIAN**  
**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 economic subjects traced back to the early 90’s, and in 2004 the Faculty started to organize international scientific events.*

*We give thank to all of you for replying to our invitation and submitting papers. The scientific committee has organized these papers into four main streams that are going to run in five parallel sessions.*

*It is our distinct pleasure to announce you that the International Conference is organized under the patronage of the **Romanian Academy** (“Acad. Andrei Rădulescu” Legal Research Institute, Institute of National Economy), in partnership with Versailles Saint-Quentin-en-Yvelines University (France), “Corvinus” University of Budapest (Hungary,) University of Salento (Italy), University of Miskolc (Hungary), “Pro Iure” Foundation (Tîrgu-Mureş, Romania) and with professional associations.*

*During the Conference five workshops will be organized in the field of public law, private law, entrepreneurship, public administration education, commercial insolvency:*

***Roundtable*** – “Relationship between constitutional justice and state powers”;

***Roundtable*** – “The role of the institutionalized arbitration to resolve the international commercial litigation”;

***Roundtable-*** „ Challenges of entrepreneurship development in the (post) crisis period”;

*Roundtable-., Challenges of the European public administration education”.*

*Roundtable-., The supervision exercised by the official receiver and his liability”.*

*During the conference a book launch will be held:*

*Lucian Chiriac - „Drept administrativ. Activitatea autorităților administrației publice”, Editura „Hamangiu”*

*We are really proud of attracting the attention of internationally recognized scientists, and altogether we have received 150 papers from 12 countries.*

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

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

**Zsuzsanna SZABÓ**

**Lucian CHIRIAC**

**Ioan SABĂU-POP**

*Co-presidents  
of the Organizing Committee*

INTERNATIONAL CONFERENCE  
“The Need of Reform in Law and Public Administration”  
is organized in partnership with:



Romanian Academy - Acad. Andrei  
Rădulescu” Legal Research Institute  
(Romania)  
Institute of National Economy



Versailles Saint-Quentin-en-Yvelines  
University (France)



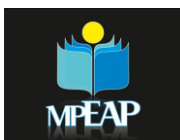
University of Salento (Italy)



University of Miskolc (Hungary)



ERENET – Entrepreneurship Research and  
Education Network of Central European  
Universities,



Erasmus Multilateral Projects - Master  
Professionnel Européen D’administration  
Publique,  
[www.mpeap-upm.ro](http://www.mpeap-upm.ro)



“Pro Iure” Foundation (Romania)



Romanian Association of Penal Sciences –  
Tîrgu-Mureş Branch (Romania)



National Association of Romanian Bars -  
Mureş Bar Association (Romania)



National Institute for Professional Training  
and Improvement of Lawyers



The Court of International Commercial  
Arbitration attached to the Chamber of  
Commerce and Industry of Romania



The Chamber of Commerce, Industry and  
Agriculture of Mureş



National Association of Insolvency  
Practitioners of Romania



National Association of Public Notaries of  
Romania



“Universul Juridic” Publishing House  
(Romania)

## INTERNATIONAL SCIENTIFIC COMMITTEE

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Liviu MARIAN

Rector of „Petru Maior” University of Tîrgu-Mureş, Romania

*Co-presidents***Lucian CHIRIAC, Zsuzsanna SZABO, Ioan SABĂU-POP**

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Ioan MACOVEI (Romania)	
Liviu MASALAR (Belgium)	
Jean Pierre MASSIAS (France)	
Luigi MELICA (Italy)	

**ORGANIZING COMMITTEE***Co-president:*

**Lucian CHIRIAC, Zsuzsanna SZABO, Ioan SABĂU-POP**  
„Petru Maior” University of Tîrgu-Mureş, Romania

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Ileana ŞTEFAN (Romania)  
Ozana VODĂ (Romania)

## PROGRAM

**WEDNESDAY, NOVEMBER 16<sup>th</sup>, 2011**

9<sup>00</sup>- 22<sup>00</sup> *Registration*: „Continental” Hotel  
16<sup>00</sup> – 16<sup>30</sup> „Tudor Drăganu” Homage  
16<sup>30</sup> – 17<sup>00</sup> Book Launch  
18<sup>00</sup> – 18<sup>30</sup> Art Expo  
19<sup>00</sup>- 22<sup>00</sup> *Welcome Cocktail*, „Continental” Hotel

**THURSDAY, NOVEMBER, 17<sup>th</sup>, 2011**

9<sup>00</sup>-10<sup>00</sup> Opening Ceremony  
10<sup>30</sup>-13<sup>00</sup> Scientific Sessions  
13<sup>30</sup>-14<sup>30</sup> Lunch break  
15<sup>00</sup>-19<sup>00</sup> Scientific Sessions  
20<sup>00</sup>-22<sup>00</sup> *Galla Dinner*

**FRIDAY, NOVEMBER 18<sup>th</sup>, 2011**

9<sup>00</sup>-13<sup>00</sup> Scientific Sessions  
13<sup>30</sup>-14<sup>30</sup> Lunch break  
15<sup>00</sup>-17<sup>30</sup> Workshops  
18<sup>30</sup>-19<sup>30</sup> Closing Ceremony  
20<sup>00</sup>-22<sup>00</sup> *Reception*

The sessions of the conference will take place at:

**Section 1** – *Public Law* - „Tonitza” Conference Hall, “Continental” Hotel

**Section 2** – *Private Law* – „Grigorescu” Conference Hall, “Continental” Hotel

**Section 3** – *Public Administration* – „Petru Maior” University, Room 412

**Section 4** – *Commercial Insolvency* -,„Petru Maior” University - Senate Hall, R21

**Conference website:**

<http://conferinte.upm.ro/ea/icnrlpa/en/>

**Master Professionnel Européen D’administration Publique  
(MPEAP) website:** [www.mpeap-upm.ro](http://www.mpeap-upm.ro)



**SECTION 1 – PUBLIC LAW**

***THURSDAY,  
November 17<sup>th</sup>, 2011***

9:00 - 10:00 **OPENING CEREMONY**

Location: „Petru Maior” University Aula Magna

10:30 - 13:00 **SCIENTIFIC SESSION**

**Paper presentations**

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

Co-chairs: **Jacqueline MORAND-DEVILLER** (Honory Dean, Sorbonne, Paris, France)

**Harry E. VANDEN** (South University, Tampa, Florida, USA)

**Gavin SUTTER** (University of London, United Kingdom)

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

**1. PUBLIC LAW AND PRIVATE LAW IN ADMINISTRATIVE LAW**

Elena Mihaela FODOR, „Dimitrie Cantemir” Christian University, Cluj-Napoca, ROMANIA  
Gabriela - Aura FODOR, „Dimitrie Cantemir” Christian University, Cluj-Napoca, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO. 4

**2. APPEAL AT THE CONSTITUTIONAL COURT OF ROMANIA ON THE PRESIDENT OF ROMANIA’S MODALITY TO EXERCISE THE POWERS ESTABLISHED BY LAW**

Ioan VIDA, West University, Timișoara, ROMANIA

Ioana VIDA, West University, Timișoara, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO. 12

**3. CURRENT LEGAL BACKGROUND AND NORMATIVE PERSPECTIVES REGARDING THE INSOLVENCY OF ADMINISTRATIVE-TERRITORIAL UNITS IN ROMANIA**

Lucia CĂTANĂ, „Dimitrie Cantemir” University, Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO. 11

**4. LEGISLATIVE NOVALTIES IN LOCAL PUBLIC ADMINISTRATION REGULATIONS: REFLECTIONS, PROJECTIONS, CONSEQUENCES**

Verginia VEDINAŞ, Faculty of Law, Bucharest, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.1

**5. RESTORING VALUES: UNFULFILLED NEEDS OF THE ROMANIAN CRIMINAL JUSTICE**

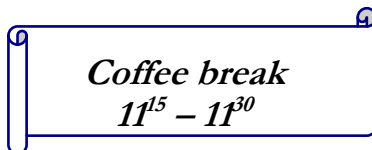
Brînduşa GOREA, „Dimitrie Cantemir” University, Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.9

**6. LES MODES DE RESOLUTION DES CONFLITS DE LA COUR PENALE INTERNATIONALE**

Laurence SLÁRKO, Senior Alegal Adviser, International Criminal Court, NETHERLANDS

DISCUSSANT: PRESENTER OF THE PAPER NO.27



**7. THE PRINCIPLE OF THE SUPREMACY OF THE COMMUNITY LAW**

Eugenia IOVĂNAŞ, „Aurel Vlaicu” University, Arad, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.13

**8. SUR LA RETICENCE DU LEGISLATEUR ROUMAIN DE RECONNAITRE LE CARACTERE ADMINISTRATIF DE CERTAINES CONTRATS**

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

DISCUSSANT: PRESENTER OF THE PAPER NO.21

**9. THE SMALL REFORM AND ITS EFFECTS IN CRIMINAL MATTERS**

Valentin MIRIŞAN, Faculty of Law, University of Oradea, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.39

**10. LEGAL TRANSPLANT**

Răzvan Cosmin ROGHINA, University of Bucharest, Faculty of Law, School of doctoral studies, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.26

**11. THE OBSERVANCE OF THE JURIDICAL SECURITY PRINCIPLE – THE KEY OF AN AUTHENTIC FISCAL REFORM IN ROMANIA**

Anca Mihaela GEOROCEANU, „Dimitrie Cantemir” University, Cluj - Napoca, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO. 32

**12. ADMINISTRATIVE ACTS REGARDING FISCAL AND BUDGETARY GOVERNMENTAL POLICIES EXCEPTED FROM JUDICIAL CONTROL, IN TERMS OF THE CONSTITUTION REVISION DRAFT**

Ionița COCHINȚU, Constitutional Court, Bucharest, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO. 35

12<sup>45</sup> – 13<sup>00</sup>

**FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: Jacqueline MORAND-DEVILLER (Honory Dean, Sorbonne, Paris, France), Harry E. VANDEN (South University, Tampa, Florida, USA), Gavin SUTTER (University of London United Kingdom), Dragoş CHILEA (“Petru Maior” University of Tîrgu-Mureş, Romania)

*Lunch*

*13<sup>30</sup> - 14<sup>30</sup>*

15:00 - 19:00 **SCIENTIFIC SESSION**

**Paper presentations**

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

Co-chairs: **Jacqueline MORAND-DEVILLER** (Honory Dean, Sorbonne, Paris, France)

**Gavin SUTTER** (University of London, United Kingdom)

**Luigi MELICA** (University of Salento, Italy)

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

**13. LES ASPECTS CONCERNANT LE DEFICIT DEMOCRATIQUE DU SYSTEME INSTITUTIONNEL DE L’UNION EUROPEENNE**

Claudia Simona TIMOFTE, Faculty of Law, Oradea University, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO. 18

**14. THE IMPORTANCE OF PROVISIONS REGARDING THE FIGHT AGAINST CYBER-CRIMES**

Cristian Dumitru MIHEŞ, Faculty of Law, Oradea University, ROMANIA

Costin FOCSA, Association for the Promotion of Research in Law and Administrative Sciences, Oradea, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.23

**15. THE SYSTEM OF LEGAL ACTS AND LEGISLATIVE PROCEDURES OF THE EUROPEAN UNION AFTER THE TREATY OF LISBON**

Judit FAZEKAS, University of Miskolc, HUNGARY

DISCUSSANT: PRESENTER OF THE PAPER NO.7

**16. THE ROLE OF TAX RELIEF IN A TIME OF CRISIS**

Donato CARBONE, University of Salento, Lecce, ITALY

Vincenzo CARBONE, University of Salento, Lecce, ITALY

DISCUSSANT: PRESENTER OF THE PAPER NO.41

**17. ADMINISTRATIVE JURISDICTIONAL SYSTEMS IN STATES OF THE EUROPEAN UNION: AN OUTLOOK ON FRANCE AND ROMANIA**

Dragoş CHILEA, „Petru Maior” University, Tîrgu-Mureş, ROMANIA

Ana CHILEA, University of Versailles, FRANCE

DISCUSSANT: PRESENTER OF THE PAPER NO.6

**18. L’IMMUNITÉ PRÉSIDENTIELLE DANS LE DROIT EUROPÉEN  
PRESIDENTIAL IMMUNITY IN EUROPEAN LAW**

Dragoş CHILEA, „Petru Maior” University, Tîrgu-Mureş, ROMANIA

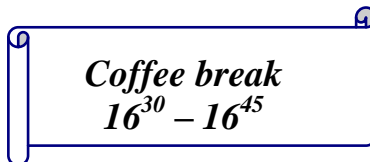
Ana CHILEA, University of Versailles, FRANCE

DISCUSSANT: PRESENTER OF THE PAPER NO.37

**19. CRIMES SPECIFIC TO THE EUROPEAN PUBLIC FUNCTION**

Andreea ENACHE, Constanţa Bar Association, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.42



**20. SOCIAL NORM AND LEGAL NORM**

Gheorghe MIHAL, West University, Timișoara, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.36

**21. SOME CONSIDERATIONS ON THE ORGANIZATION AND DEPLOYMENT OF REFERENDUM IN ROMANIA**

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

DISCUSSANT: PRESENTER OF THE PAPER NO.6

**22. COURT REGARD CONSTITUTIONNALISTE SUR LE PROJET DE REVISION DE LA CONSTITUTION ROUMAINE**

Mircea CRISTE, West University, Timișoara, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.28

**23. THE EVIDENTIAL VALUE OF AUDIO RECORDINGS OR VIDEO RECORDINGS**

Ioan GÂRBULEȚ, Vice-President of the Court of Appeal, Tg Mureş, ROMANIA

Sandra GRĂDINARU, „Alexandru Ioan Cuza” University, Iași, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.5

**24. PRESERVING THE RIGHT TO A HEALTHY ENVIRONMENT IN THE ECHR JURISPRUDENCE**

Lucreția DOGARU, „Petru Maior” University, Tîrgu-Mureş, ROMANIA

Antonia DOGARU, „Petru Maior” University, Tîrgu -Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.34

**25. PUBLIC POLICIES REGARDING FOREST PROTECTION IN THE EUROPEAN UNION**

Lucreția DOGARU, „Petru Maior” University, Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.43

**26. CONSIDÉRATIONS SUR CERTAINES QUESTIONS  
CONTROVERSÉES CONCERNANT LA PROCÉDURE JUDICIAIRE  
PRÉVUE À L'ARTICLE 320 IND. 1 DU CODE DE PROCÉDURE PÉNALE  
ROUMAIN**

Olimpiu SABĂU, „Petru Maior” University, Tîrgu-Mureş, ROMANIA

Horea HĂDĂRĂU, Mureş Bar Association, Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.29

**27. EUROPEAN ARREST WARRANT. SOME CONSIDERATIONS ON  
THE INTERRUPTION OF THE PUNISHMENT EXECUTION  
PRESCRIPTION S COURSE IN CASE OF WARRANT EMISSION**

Mihaela PĂTRĂUŞ, Faculty of Law, Oradea University, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.40

18<sup>45</sup> – 19<sup>00</sup>

**FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: Jacqueline MORAND-DEVILLER (Honory Dean, Sorbonne, Paris, France), Gavin SUTTER (University of London United Kingdom), Luigi MELICA (University of Salento, Italy), Dragoş CHILEA (“Petru Maior” University of Tîrgu-Mureş, Romania)



***FRIDAY,  
November 18<sup>th</sup>, 2011***

9:30 - 13:00

**SCIENTIFIC SESSION**

**Interventions**

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

Co-chairs: **Mircea Ştefan MINEA** (Constitutional Court, Bucharest, Romania)

**Harry E. VANDEN** (South University, Tampa, Florida, USA)

**Rodica Narcisa PETRESCU** (“Babeş-Bolyai” University of Cluj-Napoca, Romania)

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

**28. THE INFLUENCE OF THE EUROPEAN UNION’S LAW UPON THE NATIONAL JURISDICTION REGARDING A FAIR TRIAL**

Dumitru - Adrian CRĂCIUNESCU, „Mihai Eminescu” University, Timișoara, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.15

**29. CONTROVERSY ON THE PRINCIPLE OF OPPORTUNITY IN THE CRIMINAL PROCEEDINGS**

Nelu Dorinel POPA, Mureş County Police Department, Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.31

**30. ADMINISTRATIVE APPEALS IN ROMANIA AND POLAND – A COMPARATIVE TOPICAL PERSPECTIVE**

Dacian Cosmin DRAGOŞ, „Babeş Bolyai” University, Cluj-Napoca, ROMANIA

Mariusz SWORA, University of Kracov, POLAND

DISCUSSANT: PRESENTER OF THE PAPER NO.3

**31. DISCUSSIONS REGARDING THE PRESCRIPTION IN CRIMINAL LAW**

Ramona Mihaela MOLDOVAN, „Petru Maior” University, Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.10

**32. ÉLÉMENTS DE DROIT COMPARE EUROPEEN CONCERNANT LA  
PROCEDURE DE CONSTATATION ET DE SANCTIONEMENT  
CORRESPONDANT AUX CONTRAVENTIONS ROUTIERES**

Ovidiu Mircea URȘUȚA DĂRĂBAN, Faculty of Law, University of Oradea,  
ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.17

**33. LEGAL OBJECT OF CRIMES FROM THE SCOPE OF ILLEGAL  
PRELEVATION AND TRANSPLANTATION OF ORGANS, TISSUES AND  
CELLS OF HUMAN ORIGIN**

Cristina Teodora POP, Constitutional Court, Bucharest, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.14

**34. LEGAL COORDINATES OF EUROPEAN UNION'S CULTURAL  
POLICY**

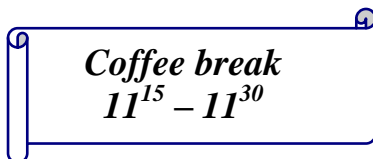
Nicoleta DIACONU, "Alexandru Ioan Cuza" Police Academy, Bucharest,  
ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.38

**35. CONSTITUTIONALISM: REFORM ON DATA PROTECTION LAW  
AND HUMAN RIGHTS**

Rezana BALLA, Tirana University, Faculty of Law, ALBANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.2



**36. THE EUROPEAN PUBLIC ORDER AND THE REFORM OF THE  
CONTROL MECHANISM FOR THE OBSERVANCE OF THE RIGHTS  
STIPULATED BY THE EUROPEAN CONVENTION OF HUMAN RIGHT**

Nicoleta Adriana ODINĂ, „Eftimie Murgu” University, Reșița, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.30

**37. L'IMMUNITÉ DU PRESIDENT DE LA ROUMANIE**

Narcisa- Mihaela STOICU, „Vasile Goldiș” Université, Arad, ROMANIA

Sorin FILDAN, „Vasile Goldiș” Université, Arad, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.33

**38. COMMENTS ON THE JURISPRUDENCE OF THE  
CONSTITUTIONAL COURT OF ROMANIA RELATED TO THE  
EUROPEAN COURT OF HUMAN RIGHTS**

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

DISCUSSANT: PRESENTER OF THE PAPER NO.25



**39. APPLICABILITY OF THE INNOCENCE PRESUMPTION IN THE PRACTICE OF ROMANIAN COURTS**

Lucian CHIRIAC, „Petru Maior” University, Tîrgu-Mureş, ROMANIA  
Ramona MOLDOVAN, „Petru Maior” University, Tîrgu-Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.22

**40. DISSEMINATION OF CRIMINAL JUDGMENTS IN WRITTEN OR AUDIOVISUAL MEDIA, COMMUNICATION TOOL OF JUSTICE WITH CIVIL SOCIETY**

Olimpiu SABĂU, „Petru Maior” University, Tîrgu-Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.44

**41. HIGH CIVIL SERVANTS IN EUROPEAN LAW**

Irina ALEXE, Ministry of Administration and Interior, Bucharest, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.19

**42. A THEORY OF INTERPRETATION OF THE EUROPEAN CONVENTION ON HUMAN RIGHTS**

Cristinel MURZEA, „Transilvania” University, Braşov, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.20

**43. THE INTERNATIONAL AND EUROPEAN REGIME OF HEALTH PROTECTION AND FOOD SECURITY**

Anamaria TOMA-BIANOV, „Transilvania” University, Braşov, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.24

**44. TITLE WILL BE ANNOUNCED**

Henry BURKS-VAIVADAS, University of Riga, LATVIA  
DISCUSSANT: PRESENTER OF THE PAPER NO. 16

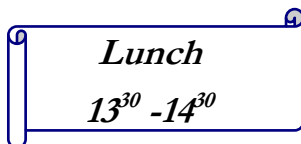
**45. ASPECTS CONCERNING THE PRIOR PROCEDURE IN THE ROMANIAN ADMINISTRATIVE CONTENTIOUS**

Ximena MOLDOVAN, Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO. 22

12<sup>45</sup> – 13<sup>00</sup>

**FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: Mircea Ştefan MINEA (“Babeş-Bolyai” University of Cluj-Napoca, Romania), Harry E. VANDEN (South University, Tampa, Florida, USA), Rodica Narcisa PETRESCU (“Babeş-Bolyai” University of Cluj-Napoca, Romania), Lucian CHIRIAC (“Petru Maior” University of Tîrgu-Mureş, Romania)



## WORKSHOP

*15:30 - 17:00*

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

### **RELATIONSHIP BETWEEN CONSTITUTIONAL JUSTICE AND STATE POWERS**

18<sup>30</sup>-19<sup>30</sup>

#### **Closing Ceremony**

Location: „Petru Maior” University Aula Magna

18<sup>30</sup>-19<sup>15</sup>

#### **FINAL CONCLUSIONS, RESULTS, EVALUATIONS**

Presentation made by the co-chairs of the section.



**SECTION 2 – PRIVATE LAW**

*THURSDAY,  
November 17<sup>th</sup>, 2011*

9:00 - 10:00     **OPENING CEREMONY**  
Location: „Petru Maior” University Aula Magna

10:30 - 13:00   **SCIENTIFIC SESSION**  
**Paper presentations**  
Location: „Grigorescu” Conference Hall, “Continental” Hotel

Co-chairs: **Florea MĂGUREANU** (“Romanian-American” University, Bucharest, Romania)

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

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

**1. CONSIDERATIONS CONCERNING JUDICIARY PROCEEDINGS TO SOLVE CONFLICTS**

Florea MĂGUREANU, Faculty of Law, „Romanian-American University”, Bucharest, ROMANIA

George MĂGUREANU, Faculty of Law, „Romanian-American University”, Bucharest, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO. 26

**2. RÉFLEXIONS SUR L'ABUS DE DROIT DE PROPRIÉTÉ ET SUR L'INCONVENIENTS DE VOISINAGE**

Cornelia MUNTEAN, “Lucian Blaga” University of Sibiu, “Simion Bărnuţiu” Faculty of Law, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.22

**3. CONSIDERATION ON INTERNATIONAL COMMERCIAL ARBITRATION IN COMPETITION MATTERS IN THE EUROPEAN UNION**

IOAN LAZĂR, „1 Decembrie 1918” University of Alba Iulia, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.25

*Coffee break  
11<sup>15</sup> – 11<sup>30</sup>*

**4. LEX MARCATORIA 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.14

**5. REGULATIONS IN THE NEW CIVIL CODE REGARDING THE ACTIONS AIMED AT PROTECTING THE POSSESSION**

Eugen HURUBĂ, Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.10

**6. CONVENTIONAL LIMITS OF PRIVATE OWNERSHIP**

Natalia SAHAROV, Faculty of Law, „Dimitrie Cantemir” Cristian University of Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.11

**7. THE QUESTION OF ORIGINALITY RELATING TO DATABASES**

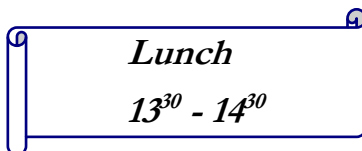
Paul POPOVICI, Faculty of Law, „Dimitrie Cantemir” Cristian University of Cluj-Napoca, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.19

12<sup>45</sup> – 13<sup>00</sup>

**FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: Florea MĂGUREANU (Romanian-American” University, Bucharest, Romania), Dan POPESCU (“Babeş-Bolyai” University of Cluj-Napoca Romania), Romulus GIDRO („Petru Maior” University of Tîrgu-Mureş, Romania)



15:00 - 19:00 **SCIENTIFIC SESSION**

**Paper presentations**

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

Co-chairs: **Florea MĂGUREANU** (“Romanian-American” University, Bucharest, Romania)

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

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

**8. SOME ASPECTS CONCERNING THE HUSBANDS’ RIGHTS AND OBLIGATIONS IN THE NEW ROMANIAN CIVIL CODE**

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

DISCUSSANT: PRESENTER OF THE PAPER NO.6

**9. RULES OF CONDUCT CREATION, OPERATING AND CLOSURE LIMITED LIABILITY COMPANY**

Gheorghe GUȚU, Faculty of Law, The State University, Chişinău, MOLDOVA

DISCUSSANT: PRESENTER OF THE PAPER NO.12

**10. THE ACTUALITY OF THE PROPERTY’S PRINCIPLES REFLECTED IN THE NEW CIVIL CODE IN THE EUROPEAN CONTEXT**

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

DISCUSSANT: PRESENTER OF THE PAPER NO.27

**11. THE VISION OF THE ACTUAL CIVIL CODE ON THE OFFERT FOR CONTRACTING AND THE ACCEPTANCE OF THIS OFFERT**

Lacrima Bianca BOILĂ, Faculty of Law, “Babes Bolyai” University of Cluj-Napoca, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.28

*Coffee break*

*16<sup>30</sup> – 16<sup>45</sup>*

**12. COMPARATIVE ANALYSIS OF THE LEGAL SITUATION OF THE CIVIL LAW SUBJECTS THROUGH THE OLD AND THE NEW CIVIL PROVISIONS**

Ernest LUPAN, Faculty of Law, „Babes-Bolyai” University Cluj-Napoca of ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.5

**13. THE INDIVIDUAL DISMISSAL THROUGH SOME CONTROVERSIAL ISSUES AND THE LAST MODIFICATIONS OF THE LABOR CODE**

Romulus GIDRO, Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA  
Aurelia GIDRO, Faculty of Law, „Bogdan Vodă” University of Cluj-Napoca, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.23

**14. ABOUT THE COMPETENCES TO SOLVE LITIGATIONS IN THE INTERN AND INTERNATIONAL COMMERCIAL ARBITRATION MATTERS**

Ioan SABĂU-POP, Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.9

**15. DISCUSSIONS ABOUT THE LEGAL STATUS OF INDIVIDUAL ENTREPRENEUR**

Olga TRETIACOV, Faculty of Law, The State University of Chişinău, MOLDOVA  
DISCUSSANT: PRESENTER OF THE PAPER NO.27

**16. DISSOCIATION OF THE INSTITUTION OF THE CIVIL ACTION BETWEEN THE CIVIL LAW AND THE CIVIL PROCEDURE LAW**

Eleonora BADAN-MELNIC, Faculty of Law, The State University of Chişinău, MOLDOVA  
DISCUSSANT: PRESENTER OF THE PAPER NO.20

**17. ISSUES REGARDING THE COLLECTIVE LABOUR CONFLICTS AND STRIKES IN THE LIGHT OF THE NEW REGULATIONS**

Romulus GIDRO Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA  
Aurelia GIDRO, Faculty of Law, „Bogdan Vodă” University of Cluj-Napoca, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO. 19

1845 – 1900

**FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: Florea MĂGUREANU (Romanian-American” University, Bucharest, Romania), Dan POPESCU (“Babeş-Bolyai” University of Cluj-Napoca Romania), Romulus GIDRO („Petru Maior” University of Tîrgu-Mureş, Romania)



*Galla Dinner*  
*20<sup>00</sup>-22<sup>00</sup>*

**FRIDAY,  
November 18<sup>th</sup>, 2011**

9:30 - 13:00 **SCIENTIFIC SESSION**

**Paper presentations**

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

Co-chairs: **Florea MĂGUREANU** (“Romanian-American” University, Bucharest, Romania)

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

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

**17. LA REFORME DE L’INSTITUTION JURIDIQUES DE PRESCRIPTION  
EXTINCTIVE DANS LE DROIT CIVIL ROUMAINE**

Florina MOROZAN, Law Faculty, University of Oradea, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.2

**18. LE CARACTÈRE ALÉATOIRE DU CONTRAT D’ENTRETIEN VU LES  
DISPOSITIONS DU NOUVEAU CODE CIVIL**

Sorin FILDAN, Narcisa-Mihaela STOICU, Faculty of Legal Sciences, The West University „Vasile Goldiș” of Arad, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.28

**19. SCIENCE, TECHNIQUE AND SISTEM IN LAW – GÉNY, SAVIGNY ANT  
THE ROMANIAN APPROACH ON <LEGAL CONSTANTS>**

Tudor AVRIGEANU, The Institute for Legal Research “Acad. Andrei Rădulescu”, Romanian Academy, Bucharest, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.24

**20. «FAIR TRIAL IN AN OPTIMUM AND FORESSEABLE TIME» COUNCIL  
OF EUROPE’S RECOMMANDATION THROUGH EUROEPAN COMMISSION  
FOR THE EFFICIENCY OF JUSTICE AND EXPRESS LEGAL PROVISIONS  
IN THE NEW ROMANIAN CODE OF CIVIL PROCEDURE**

George Eduard ROGHINĂ, “Lucian Blaga” University of Sibiu, “Simion Bănuțiu” Faculty of Law, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.7

**21. BIOETHICS – A NEW SCIENTIFIQUE CONCEPTION CONCERNING THE HUMAN DIGNITY IN A DEMOCRATIC SOCIETY**

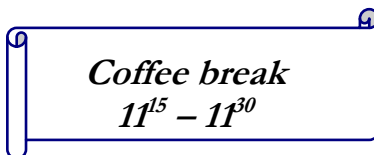
Lacrima Rodica BOILĂ, „Gr. T. Popa” Medicine and Pharmacy University of Iaşi, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.15

**22. A NEW PERSPECTIVE ON THE INSTITUTION OF THE TORT RESPONSABILITY THROUGH THE CIVIL CODE PROVISIONS**

Lacrima Rodica BOILĂ, Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.8

**23. THEORETICAL AND PRACTICAL CONSIDERATIONS REGARDING THE NOTIFICATION TERMS OF COURTS IN THE MATTER OF INDIVIDUAL LABOR CONFLICTS IN THE SETTLEMENT OF THE LABOR CODE AND LAW NO.62/2011 OF THE SOCIAL DIALOGUE**

Lavinia ONICA-CHIPER, Law Faculty, University of Oradea, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.13

**24. NON-RETROACTIVIY OF CIVIL LAW, THROUGH THE DOCTRINE AND JURISPRUDENCE**

Tiberiu MEDEANU, Faculty of Law, “The West University” of Timișoara, ROMANIA

Adrian-Dumitru CRĂCIUNESCU, The “Mihai Eminescu” University of Timișoara, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.17

**25. INTERIM MEASURES IN ARBITRATIONS**

Crenguța LEAUA, Office Leaua&Asociații, Bucharest, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.1

**26. THE FORMALISM IN PRIVAT INTERNATIONAL LAW**

Dan POPESCU, „Babes-Bolyai” University of Cluj-Napoca, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.16

**27. THE OBLIGATION TO INFORM IN THE CONSUMPTION LAW FIELD**

Emilia MIHAI, Faculty of Law, The West University of Timișoara, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.3



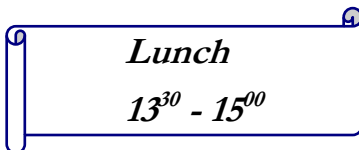
**28. BESIION DE MODERNISATION DU DROIT ROUMAIN DES CONTRATS. LE CAS DES CONTRATS DURÉES.**

Ozana VODĂ, Faculty of Economics, Law and Administrative Sciences, „Petru Maior” University of Tîrgu-Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.4

12<sup>45</sup> – 13<sup>00</sup>

**FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: Florea MĂGUREANU (Romanian-American” University, Bucharest, Romania), Dan POPESCU (“Babeş-Bolyai” University of Cluj-Napoca Romania), Romulus GIDRO („Petru Maior” University of Tîrgu-Mureş, Romania)



**WORKSHOP**

*15:30 - 17:00*

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

**THE ROLE OF THE INSTITUTIONALIZED ARBITRATION TO RESOLVE THE INTERNATIONAL COMMERCIAL LITIGATION**

18<sup>30</sup>-19<sup>30</sup>

**Closing Ceremony**

Location: „Petru Maior” University Aula Magna

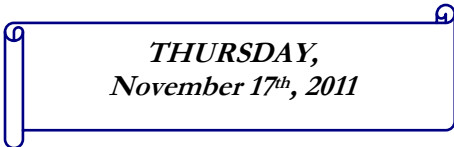
18<sup>30</sup>-19<sup>15</sup>

**FINAL CONCLUSIONS, RESULTS, EVALUATIONS**

Presentation made by the co-chairs of the section.



## SECTION 3 – PUBLIC ADMINISTRATION



*THURSDAY,  
November 17<sup>th</sup>, 2011*

10:30 - 13:30    **SCIENTIFIC SESSION**  
**Paper presentations**  
**Location: „Petru Maior” University, Room 412**

Co-Chairs: **ERDŐS Éva**, University of Miskolc, Hungary  
**Aurel NIȚĂ**, SNSPA, Romania

**1.THE ADMINISTRATION REFORM OF THE JUDICIAL SYSTEM IN HUNGARY**

ELEK Balázs, Debrecen High Court of Appeal, Debrecen University Faculty of Law, HUNGARY

DISCUSSANT: PRESENTER OF THE PAPER NO 4

**2.THE DIGITAL PUBLIC ADMINISTRATION. LEGAL RULES AND ORGANIZATIONAL MODELS**

Pasquale Luigi DI VIGGIANO , University of Salento, Lecce, ITALY.

DISCUSSANT: PRESENTER OF THE PAPER NO 3

**3. LE SYSTEME DE L'ORGANISATION DE LA MEDIATION PENALE EN HONGRIE**

TÓTH Andrea, Debrecen University, Faculty of Law, HUNGARY

DISCUSSANT: PRESENTER OF THE PAPER NO 9

**4.BUON GOVERNO E RIFORMA DELLA PUBBLICA AMMINISTRAZIONE**

Francesco BERLOCO, Bar Association of Lecce, ITALY

DISCUSSANT: PRESENTER OF THE PAPER NO 2

**5.CURRENT QUESTIONS OF THE HUNGARIAN PUBLIC ADMINISTRATION**

TORMA András, University of Miskolc, HUNGARY  
SZABÓ Balázs, University of Miskolc, HUNGARY  
DISCUSSANT: PRESENTER OF THE PAPER NO 9

**6.WITHDRAWAL OF POLITICAL SUPPORT AND NOMINATION OF LOCAL COUNCELORS**

Adrian BOANTĂ, „Petru Maior” University Tîrgu Mureş, ROMANIA  
Nicolae PLOEŞTEANU, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 1

**7.THE NECESSITY OF PUBLIC ADMINISTRATION INFORMATIZATION**

Ileana ŞTEFAN, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 2

**8.THE PROBLEMATICS OF LEGAL ROMANIAN-ENGLISH/ENGLISH-ROMANIAN DICTIONARIES AND GLOSSARIES**

Nicoleta MEDREA, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 3

**9.THE ROLE OF THE STATE'S REPRESENTATIVE IN THE TERRITORY TO ENSURE BALANCE BETWEEN OF THE NATIONAL AND LOCAL INTERESTS**

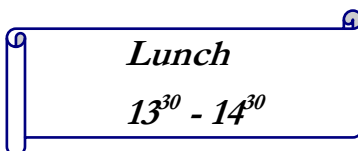
Viorica BURUIAN, State University of Moldova, Chişinău, REPUBLIC OF MOLDOVA  
DISCUSSANT: PRESENTER OF THE PAPER NO 4

**10.FROM EMOTIONAL INTELIGENCE TO SPIRITUAL INTELIGENCE IN PUBLIC ADMINISTRATION**

Aurel NIŢĂ, SNSPA, Bucureşti, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 4

**13:15 – 13:30 FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: ERDŐS Éva, University of Miskolc, Hungary  
Aurel NIŢĂ, SNSPA, Romania



15:00 - 19:00    **SCIENTIFIC SESSION**  
**Paper presentations**  
**Location: „Petru Maior” University, Room 412**

Co-Chairs: **Gheorghe ZAMAN**, MCA , Romania  
**JENEI György**, Corvinus University, Budapest, Hungary  
**Valentina VASILE**, IEN Bucuresti, Romania

**1. ENTREPREUNERSHIP DEVELOPMENT IN THE CRISIS PERIOD. A GENDER APPROACH**

Gheorghe ZAMAN, MCA, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 3

**2. CHALLENGES FOR GOVERNANCE AND SHORTCOMINGS IN THE RESPONSES IN CENTRAL EUROPE**

JENEI György, Corvinus University, Budapest, HUNGARY  
DISCUSSANT: PRESENTER OF THE PAPER NO 5

**3. REDEFINING THE RELASHIONSHIP BEETWEN GOVERNANCE AND ENTREPRENEURSHIP IN THE CURRENT ECONOMIC CRISIS CONTEXT. REGIONAL GROWTH AND DEVELOPMENT POLICY, SMES SECTOR AND INNOVATIVE PROCESS**

Anca DODESCU, University of Oradea, Faculty of Economic Sciences, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 9

**4 ASPECTS REGARDING THE ROLE OF ENTREPRENEURSHIP IN THE MARKET ECONOMY**

Emilia HERMAN, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 5

**5. THE IMPACT OF THE CRISIS ON THE SME SECTOR IN ROMANIA. THE BACK-UP OF INNOVATION AND ENTREPRENEURSHIP DEVELOPMENT**

Zsuzsanna Katalin SZABÓ, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 1

**6. A MODEL OF AN INTEGRATED SURVEY TO ASSESS THE ECONOMIC AND SOCIAL IMPACT OF INNOVATIVE SMES**

Emilia TITAN, Simona GHITĂ, Cristina BOBOC, Daniela TODOSE, Mihaela COVRIG, ASE Bucuresti, ROMANIA,  
DISCUSSANT: PRESENTER OF THE PAPER NO 12

**7. ENTREPRENEURIAL COMPETENCE AND SMES COMPETITIVENESS FROM THE LLL PERSPECTIVE**

Valentina VASILE, IEN Bucuresti, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 23

**8. INNOVATIVE SPIRIT STIMULATION OF THE ENTREPRENEURS**

Liviu MARIAN „Petru Maior” University Tîrgu Mureş, ROMANIA

Georgeta BOARESCU, „Petru Maior” University Tîrgu Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 7

**9. MARKETING RESEARCH, A SUCCESS FACTOR FOR AN ENTREPRENEUR**

Liviu CIUCAN-RUSU, Rozalia GABOR, Iulia APAVALOAIIE, „Petru Maior” University Tîrgu Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 2

**10. CAN SME'S IN DEVELOPING COUNTRIES RESIST CRISIS? AN ANALYSIS ON ROMANIA'S CASE**

Mariana BĂLAN, Institutul de Prognoză Economică – INCE, Academia Română, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 14

**11. FINANCING INNOVATIVE SMALL AND MEDIUM-SIZED ENTERPRISES IN TIMES OF CRISIS**

DEJAN Eric, Isidora BERAHA, Sonja DJURICIN, Institute of Economic Sciences, Belgrade, SERBIA

DISCUSSANT: PRESENTER OF THE PAPER NO 1

**12. INNOVATIVE FINANCING SOLUTIONS OF SME'S IN THE CONTEXT OF CURRENT CRISIS**

Gabriela PRELIPCEANU, Stefan cel Mare University of Suceava, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 10

**13. IMPLICATION OF MACROECONOMIC VOLATILITY IN OPERATING WITH REAL OPTIONS THEORY**

Daniel ŞTEFAN, „Petru Maior” University Tîrgu Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 11

**14. MICRO-FOUNDATIONS FOR SUCCESSFUL INNOVATIVE APPROACHES: ENTREPRENEURSHIP AND MICRO-ENTERPRISES. POLICY SUPPORT REQUIREMENTS**

Cornelia DUMITRU, CS, IEN Bucuresti, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 19

**15. EDUCATION AND TRAINING OF HUMAN RESOURCES IN ROMANIA IN THE PERSPECTIVE OF SUSTAINABLE DEVELOPMENT**

Petruța BLAGA, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 22

**16. WOMEN'S ENTREPRENURSHIP IN ROMANIA**

Angela ON, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 21

**17. RATIONAL THINKING AND INTUITION IN ENTREPRENEURIAL ORIENTATION OF WOMEN IN WESTERN ROMANIA**

Elena BOTEZAT, University of Oradea, Faculty of Economics, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 8

**18. DISCRETIONARY FISCAL POLICY AND GOING CONCERN PRINCIPLE FOR SME'S IN CRITICAL ECONOMIC ENVIRONMENT**

Ramona NEAG, Mihaela GÖNDÖR, Irina PAȘCAN, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 13

**19. THE SME'S FISCAL POLICY DURING CRISIS PERIOD IN A COMPARATIVE PERSPECTIVE**

George ENESCU, UPG Ploiești, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 20

**20. EMPIRICAL ANALYSIS OF THE RELATION BETWEEN TAXES AND GVA: AN OVERVIEW AND SHORT DISCUSSION**

Marius SURUGIU, CS III, IEN Bucuresti, Camelia Surugiu, CS II, INCDT Bucuresti, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 10

**21. LABOUR FORCE EMIGRATION, ECONOMIC CRISIS AND THE FAMILY CRISIS IN ROMANIA**

Maria-Ana GEORGESCU, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 7

**22. MANAGERIAL ORGANISATIONAL PATHOLOGY IN EXTENDED CRISIS PERIODS**

Ioan PASTOR, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 3

**23. INNOVATION IN THE AREA OF SUSTAINABLE DEVELOPMENT OF HUMAN RESOURCES IN ADMINISTRATION - CASE STUDY**

Avram TRIPON, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 21

**24. PERSPECTIVES OF CAREER MANAGEMENT IN PUBLIC ADMINISTRATION**

Camelia ILIES, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 15

**25. THE SUPPORT ROLE OF GOOD GOVERNANCE FOR SUSTAINABLE DEVELOPMENT**

Mihaela KARDOS, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO 2

**18:45 – 19:00 FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: **Gheorghe ZAMAN, MCA , Romania**  
**JENEI György, Corvinus University, Budapest, Hungary**  
**Valentina VASILE, National Economic Institute Bucuresti, Romania**





*FRIDAY,  
November 18<sup>th</sup>, 2011*

9:00 - 10:30

**SCIENTIFIC SESSION**

**Paper presentations**

**Location: „Petru Maior” University, Room 412**

Co-chair: **TORMA András**, University of Miskolc, Hungary  
**HÓGYE Mihály**, Corvinus University, Hungary

**1. CONFLICTS IN THE INTERNATIONAL TAX LAW AND ANSWERS OF THE EUROPEAN TAX LAW**

Éva ERDŐS, University of Miskolc, Faculty of Law, HUNGARY

DISCUSSANT: PRESENTER OF THE PAPER NO 9

**2. URBAN CRISIS - SIGNIFICANT COMPONENT OF "GLOBAL CHANGE"**

Elena MINEA, „Babeş- Bolyai” University Cluj Napoca, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 1

**3. INDICATORS FOR MEASURING URBAN SUSTAINABILITY. BEST PRACTICES AT THE INTERNATIONAL LEVEL**

Bogdana NEAMTU, „Babes Bolyai” University, Cluj- Napoca, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 4

**4. THE ROLE OF INFORMATION COMMUNICATION TECHNOLOGIES (ICT) IN THE REFORM OF PUBLIC ADMINISTRATION IN THE REPUBLIC OF SERBIA**

Nataša TOMIĆ-PETROVIĆ, University of Belgrade, SERBIA

DISCUSSANT: PRESENTER OF THE PAPER NO 8



**5. THE ROLE OF THE BILATERAL INTERNATIONAL IN THE CONSOLIDATION OF THE REFORM IN FISCAL ADMINISTRATION**

Diana CÎRMACIU, University of Oradea, Faculty of Law, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 7

**6. THE CRISIS OF THE RULE OF LAW - SHORT THEORETICAL AND PRACTICAL ANALYSIS**

Andrea KAJCSA, „Petru Maior” University Tîrgu Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 10

**7. THE CONCESSION CONTRACT**

Liliana BELECCIU, “Ştefan cel Mare” Academy of MAI of Republicii Moldova, REPUBLIC OF MOLDOVA

Ştefan BELECCIU, “Ştefan cel Mare” Academy of MAI of Republicii Moldova, REPUBLIC OF MOLDOVA

DISCUSSANT: PRESENTER OF THE PAPER NO 2

**8. HUMAN DEVELOPMENT AND ACTUAL GLOBAL PROBLEMS (CASE STUDY)**

Adrian GORUN, Horaţiu Tiberiu GORUN, "Constantin Brancusi" University of Targu-Jiu, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 3

**9. LA CODIFICATION DU CONTENTIEUX ADMINISTRATIF**

Maria ORLOV, President of Administrative Sciences of Republic of Moldavia, REPUBLIC OF MOLDOVA

DISCUSSANT: PRESENTER OF THE PAPER NO 5

**10. ADMINISTRATIVE CONTROL OVER THE ACTIVITY OF LOCAL PUBLIC AUTHORITIES IN THE REPUBLIC OF MOLDOVA**

Natalia SAITARLÎ, „B.P. Hasdeu” University, Cahul, REPUBLIC OF MOLDOVA

Liliana BELECCIU, Academia “Ştefan cel Mare” a MAI al Republicii Moldova, REPUBLIC OF MOLDOVA

DISCUSSANT: PRESENTER OF THE PAPER NO 6

**11. THE EXPERIENCES OF THE CENTER FOR PUBLIC AFFAIRS STUDIES IN EDUCATION FOR EUROPEAN ADMINISTRATION**

Mihály HÓGYE, Corvinus University of Budapest, HUNGARY

DISCUSSANT: PRESENTER OF THE PAPER NO 1

**12. TYPES OF TRUTH, TRANSDISCIPLINARITY AND LIMITS OF ACADEMIC EDUCATION WITHIN PUBLIC ADMINISTRATION**

Aurel NIŢĂ, SNSPA, Bucureşti, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO 11

10:15 – 10:30 FINAL COMMENTS AND CONCLUSIONS

Co-chair: **TORMA** András, University of Miskolc, Hungary  
**HÓGYE** Mihály, Corvinus University, Hungary



*FRIDAY,  
November 18<sup>th</sup>, 2011*

## WORKSHOP

*11:00 -13:00*

*Location: „Petru Maior” University, Room 412*

CHALLENGES OF ENTREPRENEURSHIP DEVELOPMENT  
IN THE (POST) CRISIS PERIOD

*- Economical, Social and Juridical Implications -*



*Lunch*

*13<sup>30</sup> - 15<sup>00</sup>*

## WORKSHOP

*15:00- 17:00*

*Location: „Petru Maior” University, Room 412*

CHALLENGES OF THE EUROPEAN PUBLIC ADMINISTRATION  
EDUCATION

18<sup>30</sup>-19<sup>30</sup>

**Closing Ceremony**

Location: „Petru Maior” University Aula Magna

18<sup>30</sup>-19<sup>15</sup>

**FINAL CONCLUSIONS, RESULTS, EVALUATIONS**

Presentation made by the co-chairs of the section.



## SECTION 4 - COMMERCIAL INSOLVENCY

*THURSDAY,  
November 17<sup>th</sup>, 2011*

9:00 - 10:00    **OPENING CEREMONY**  
Location: „Petru Maior” University Aula Magna

10:00 - 13:30    **SCIENTIFIC SESSION**  
**Paper presentations**  
Location: „Petru Maior” University - Senate Hall, R 21

Co-chairs: **Mircea N. COSTIN** („Babeş-Bolyai” University of Cluj-Napoca, Romania)

**Ioan SCHIAU** („Transilvania” University of Braşov, Romania)

**1. EFFECTIVE CASE MANAGEMENT OF AN INTERNATIONAL ARBITRATION UNDER ICC ARBITRATION AND ADR RULES (2012)**

Ioan SCHIAU, Faculty of Law, „Transilvania” University of Braşov, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.8

**2. THE RESPONSIBILITY OF THE ADMINISTRATORS OF COMMERCIAL COMPANIES IN INSOLVENCY**

Mircea N. COSTIN, „Babeş Bolyai” University of Cluj Napoca, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.11

**3. KNOWLEDGE MANAGEMENT IN ROMANIAN ORGANIZATIONS**

Sebastian Ion CEPTUREANU, The Bucharest Academy of Economic Studies, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.19

*Coffee break  
11<sup>15</sup> – 11<sup>30</sup>*

**4. CHANGE AND CRISIS IN ROMANIAN ORGANIZATIONS**

Eduard Gabriel CEPTUREANU, The Bucharest Academy of Economic Studies,  
ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.10

**5. BANKRUPTCY OF AN INDIVIDUAL BEING A TRADER**

Răzvan VIORESCU, "Ştefan cel Mare" University of Suceava, ROMANIA

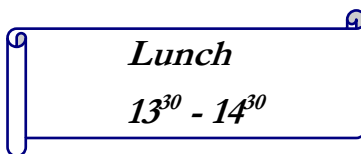
DISCUSSANT: PRESENTER OF THE PAPER NO.15

13<sup>15</sup> – 13<sup>30</sup>

**FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: Mircea N. COSTIN („Babeş-Bolyai" University of Cluj-Napoca, Romania),

Ioan SCHIAU („Transilvania" University of Braşov, Romania)



15:00 - 19:00

**SCIENTIFIC SESSION****Paper presentations**

Location: „Petru Maior" University - Senate Hall, R 21

Co-chairs: **Mircea N. COSTIN** („Babeş-Bolyai" University of Cluj-Napoca,  
Romania)

**Ioan SCHIAU** („Transilvania" University of Braşov, Romania)

**6. CERTAIN ASPECTS REGARDING THE PROTECTION OF CHILD'S RIGHTS IN THE LIGHT OF THE NEW ROMANIAN CIVIL CODE**

Dan LUŢESCU, University of Bucharest, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.14

**7. FROM THE GOING CONCERN ASSUMPTION TO INSOLVENCY – DEBATES AND REFLECTIONS**

Ramona NEAG, „Petru Maior" University Tîrgu Mureş, ROMANIA

Irina PĂŞCAN, „Petru Maior" University Tîrgu Mureş, ROMANIA

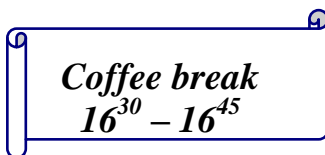
DISCUSSANT: PRESENTER OF THE PAPER NO.20

**8. IS THE OPENING OF INSOLVENCY PROCEEDINGS AT DEBTOR'S REQUEST CONDITIONED BY A PREVIOUS DECISION OF THE GENERAL ASSEMBLY OF SHAREHOLDERS?**

KIS Attila, "Petru Maior" University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.16

**9. CURRENT PROBLEMS OF DISTRIBUTION COMPANIES JUDICIAL REORGANIZATION PROCEEDINGS**

Călin M. COSTIN, „1 Decembrie 1918” University Of Alba Iulia, ROMANIA  
Raul Felix HODOŞ, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.18



**10. ECONOMIC AND FINANCIAL ANALYSIS OF COMPANIES IN DIFFICULTY**

Ioan BIRCEA, „Petru Maior” University Tîrgu Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.3

**11. PROPERTY RESERVE CLAUSE IN INSOLVENCY PROCEEDINGS**

Sergiu GOLUB, „Babes-Bolyai” University Cluj Napoca, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.7

**12. DATIO IN SOLUTUM AS A WAY OF DEBT PAYMENT IN THE PROCEDURE OF JUDICIAL REORGANIZATION**

Raul-Felix HODOŞ, ”Petru Maior” University Tîrgu Mureş, ROMANIA  
Crina MALCOCI, Academy of Economic Studies of Moldavia, MOLDAVIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.6

**13. THE LEGITIMATE ACTIVITIES OF THE RECEIVER IN BANKRUPTCY, UNDERTAKEN IN THE PERIOD BETWEEN THE REJECTION OF THE ORGANIZATIONAL PLAN / OPENING OF THE BANKRUPTCY PROCEDURE AND THE RESOLUTION OF THE APPEAL AGAINST THE SENTENCE OF OPENING THE BANKRUPTCY PROCEDURE**

Radu Cornel ANDREICA, „Babeş Bolyai” University of Cluj-Napoca, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.5

**14. THE ENFORCEMENT OF COURT DECISION OF LIABILITY GOVERNING BODIES**

Emilia COTOI, “Dimitrie Cantemir” University of Tîrgu-Mureş, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.17

**15. THE BARRIERS OF ACCESSING AND USING EUROPEAN FUNDS: EXCESSIVE BUREAUCRACY, THE LACK OF TRANSPARENCY AND FORESIGHT OF MANAGEMENT AUTHORITIES**

Gabriel MOINESCU, “Alexandru Ioan Cuza” Police Academy of Bucharest, ROMANIA  
DISCUSSANT: PRESENTER OF THE PAPER NO.12

18<sup>45</sup> – 19<sup>00</sup>

**FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: Mircea N. COSTIN („Babes-Bolyai” University of Cluj-Napoca, Romania),  
Ioan SCHIAU („Transilvania” University of Braşov, Romania)



**FRIDAY,  
November 18<sup>th</sup>, 2011**

9:00 - 13:30

**SCIENTIFIC SESSION**

**Interventions**

Location: „Petru Maior” University - Senate Hall, R 21

Co-chairs: **Călin M. COSTIN** („1 Decembrie 1918” University, Alba Iulia, Romania)

**Ignăţie SOO TODOR** (UNPIR, Romania)

**16. REORGANIZATION PLAN – CASE STUDY**

TODOR SOO Ignăţie, UNPIR, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.9

**17. METHODS OF PREVENTION THE INSOLVENCY OF COMPANIES**

Ioana Monica HORJA, „Dimitrie Cantemir” University, Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.2

**18.. COMPANIES REORGANIZATION – A CHANCE FOR THE INSOLVENT COMPANIES**

Ioan Pompei HORJA, UNPIR, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.13

**19. THE ECONOMIC AND FINANCIAL CAUSES FOR COMPANY INSOLVENCY - CASE STUDY**

Ema MAŞCA, „Petru Maior” University Tîrgu-Mureş, ROMANIA

Ramona NEAG, „Petru Maior” University Tîrgu-Mureş, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.4

**20. INSOLVENCY IN ROMANIA: ADVANTAGES / DISADVANTAGES**

Adrian FOGHIŞ, University of Oradea, ROMANIA

DISCUSSANT: PRESENTER OF THE PAPER NO.1

13<sup>15</sup> – 13<sup>30</sup>

**FINAL COMMENTS AND CONCLUSIONS**

Co-chairs: Călin M. COSTIN („1 Decembrie 1918” University, Alba Iulia, Romania),

Ignăţie SOO TODOR (UNPIR, Romania)



*Lunch*

*13<sup>30</sup> - 14<sup>30</sup>*

## **WORKSHOP**

*15:30 - 17:00*

Location: „Petru Maior” University - Senate Hall, R 21

### **THE SUPERVISION EXERCISED BY THE OFFICIAL RECEIVER AND HIS LIABILITY**

18<sup>30</sup>-19<sup>30</sup>

**Closing Ceremony**

Location: „Petru Maior” University Aula Magna

18<sup>30</sup>-19<sup>15</sup>

**FINAL CONCLUSIONS, RESULTS, EVALUATIONS**

Presentation made by the co-chairs of the section.

*Reception*

*20<sup>00</sup>-22<sup>00</sup>*

The scientific journal of the Faculty of Economics, Law and Administrative Sciences of Petru Maior University Tîrgu Mureş has been published since 1997 and has 4 issues /year in printed and online version in English and French.

Site: <http://revcurentjur.ro>



**Universitatea  
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Apariție tri-mestrială  
p - ISSN: 1224 - 9173  
e - ISSN: 2247 - 8361

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Tîrgu-Mureş, România  
Last modification: October 04<sup>th</sup>, 2011

**Journal is indexed in the following international databases:**

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