



EDITORS' NOTE

Rule of Law, Administration and Justice Reform: Eastern and Western Challenges

Note of the Editors of the *Revista de Științe Politice. Revue des Sciences Politiques*

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Editorial tasks

In April 2018, the first issue of the *Revista de Științe Politice. Revue des Sciences Politiques* (hereinafter **RSP**) enables an interdisciplinary linkage between the rule of law – administration – justice reform.

RSP issue 57/ 2018 (April 2018) defines a normative framework of the justice reform in Eastern and Western landscape at a time of complex challenges and encounters across the transition and integration periods.

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The objective of the current issue is to provide a multi-level matrix of the linkage rule of law – administration – justice reform.

As such, the first issue of 2018 desires to be relevant and operative in the field of justice reform and rule of law. The journal comprises nine types of papers analyzing:

- (i) Freedom, rights and liberties: constitutional encounters and legal practice:
 - A. Gabriela TĂNĂSESCU, *Cohabitation as a Problem of the Romanian Semi-presidentialism* (focuses on the legal modalities of cohabitation and the analysis of the cohabitation mechanism in the Romanian post-communist constitutional development);
 - B. Marijana RAŽNJEVIĆ ZDRILIĆ, *Human Rights and Freedoms in Croatia in 1989/1990 Using the Example of Local Newspapers* (focuses on the issue of human rights, liberties, freedoms and journalism practice in Croatia in the period 1989/1990);
- (ii) Administration and justice sector reform:
 - A. Cristian Radu DRAGOMIR, *Autonomous Administrative Authorities - a Means to Achieve Administrative Justice in the Rule of Law* (focuses on the establishment and functioning of the autonomous administrative authorities and the rule of law encounters);
 - B. Dan Claudiu DĂNIȘOR, *The Expert or the People? – On the Justification of Autonomous Authorities* (legal, social and interpretative patterns of the autonomous authorities);
- (iii) Romanian Civil Code analysis :
Sevastian CERCEL, Ștefan SCURTU, *Liability of the Carrier in the 2009 Romanian Civil Code and the Convention on the Contract for the International Carriage of Goods by Road, Geneva, 1956* (focuses on the comparative legal analysis between the 2009 Romanian Civil Code and the legal framework of the Contract for the International Carriage of Goods by Road, Geneva, 1956);
- (iv) Legality of measures:
Mircea Mugurel ȘELEA, *The Right of a Person Subject to a Technical Surveillance Warrant to Contest the Legality of the Measure in case He/She Did Not Become a Defendant* (focuses on “the provisions of Article 145 of the Criminal Procedure Law in accordance with the decision no. 224 of April 6th 2017 of the Constitutional Court”)
- (v) Administration-law-policies encounters:
 - A. Ana Maria MĂLĂESCU, *The Role of the Accountancy Profession in Tackling Corruption in Romania*;
 - B. Narcis Eduard MITU, *A Basic Necessity of a Modern Fiscal Policy: Voluntary Compliance* (focuses on the accountancy profession and the role of public interest in Romania);
- (vi) *Legal provision in other legislations:*

EDITORS' NOTE

- Al Jashami Muhammed Khariy QSAIR, *The Provisions of Compensation in Iraqi Civil Law and the Position of Punitive Damages* (focuses on the “current situation of punitive damages in Iraqi law” and a legal comparative analysis with other countries);
- (vii) EU comparative legal framework:
Roxana Cristina RADU, Marina Loredana BELU, *Collective Bargaining and Solving Collective Labor Conflicts in the European Union: Several Models of Representing the Interests of Workers* (focuses on the legal determinants of solving collective labor conflicts in the European Union: comparative factors and indicators);
- (viii) *Other legal commentaries:*
Mariana PĂDUREANU, *The Protection of Sexual Freedom and the Incrimination of the Sexual Assault in Romania* (focuses on the changes and challenges in the post-communist Romania regarding sexual freedom);
- (ix) *Electoral framework in transition countries:*
Marian ZIDARU, *The General Election in 20th of May 1990 in the County of Constanța* (focuses on the electoral legislation and electoral performance in the general elections May 20th, 1990).

Research methodology

The articles of issue 57 provide a “win-win” approach to the rule of law and justice sector reform supplying a challenging legal analysis and “opinion case law” on past or current legal themes relevant to the transitional landscape.

All nine thematic areas set up a methodological matrix of institutions, legal framework and mechanisms licensing theoretical and methodological insights of the current, but also prospective norms.

The biggest challenge of the issue 57/ 2018 is to research and then associate the rule of law approach – the administration system up-to-date legislation and the justice reform essentials dealing with who and how operates and implements the legal provisions.

The research methodology of the current issue includes original research papers mapping a legal forum for the most recent contributions and syntheses focusing on the following research methods and methodologies:

- (i) Doctrinal legal analysis and research;
- (ii) Qualitative legal research;
- (iii) Legal case study/ case law;
- (iv) Case study research
- (v) The exploration of the interdisciplinary concepts and thematic areas;
- (vi) Comparative contextual analysis of legal settings;
- (vii) The legal interpretation of law texts;
- (viii) Researching of constitutional law;
- (ix) Researching of administrative law;
- (x) Jurisprudence analysis and legal studies;
- (xi) The analysis of the legal documents/ official reports/ documentation/ treaties;
- (xii) Law reform research and methods;

EDITORS' NOTE

- (xiii) The social and legal research;
- (xiv) Sociology of law;
- (xv) Literature review of the law and economics relationship;
- (xvi) Social and legal network analysis in the field of transitional justice;
- (xvii) Monitoring of the interdisciplinary research.

Editorial policies

RSP issue 57/ 2018 (April 2018) focuses on the rule of law-administration-justice sector reform understandings and analyses.

The contents enable the following editorial policies developing: current legal analyses, high-quality legal reviews networking scholar, professionals, experts and academics in the field of law, social sciences, political sciences, sociology, administration sector.

The conceptual design of the **RSP** issue 57/ 2018 (April 2018) responds to the editorial policies securing originality and relevance to the law and social sciences sectors.

All views expressed in the articles of **RSP** issue 57/ 2018 (April 2018) foster the legal understanding of the concepts, legal advances, legal procedures, legal tools and mechanisms framing the Eastern and Western challenges of the justice sector reforms.

Wishing you all the best,

The RSP Editors