

# PROPOSAL ON THE STRUCTURING OF ADMINISTRATIVE SCIENCES IN ROMANIAN PUBLIC LAW

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## **Abstract**

*This paper aims to offer a new approach in administrative science, capitalizing on the author's experience in the field of private law. The evolution of law and judicial practice, as well as the requirements of today's society (economic, technological and strategic and, last but not least socio-cultural) require a rethinking of common law and interference in public law - private law.*

**Keywords:** administrative code, administration, current affairs, public international law.

**JEL Classification:** H83, K23

## **1. Introduction**

Today's Romanian society is not able to withstand the pressure and consequences of a rigorous and compartmentalized structuring of administrative law in the form of an Administrative Code<sup>2</sup> but rather needs the support of the doctrine in applying and interpreting the effects of a so-called (inevitable) conceptual restructuring at the level of public law<sup>3</sup> - within which administrative law is a factor of mobility and stability (at the same time), depending on the adoption by the legislator of normative acts in the field of public administration or the elaboration and issuance of administrative acts by the Romanian public administration bodies.

That is why we present a modern approach to the main areas of interest of administrative science.

## **2. Contents**

We consider that the current administrative science would have as priorities:

- ◆ Administration in the medical field;
- ◆ Local administration;
- ◆ Education;
- ◆ Land and agricultural administration;
- ◆ Environmental administration;
- ◆ Public utilities administration<sup>4</sup>;
- ◆ Public procurement/sectoral procurement/works and services concessions<sup>5</sup>.

We consider that we cannot add elements to this enumeration since the public international law comes in support of the administrative law from Romania through Law no. 199 of 1997 for the ratification of the European Charter of Local Self-Government, adopted in Strasbourg on October 15, 1985 - which is an important source of public international law.

## **3. Conclusions**

With the conviction that the approach of central and local administration presented is susceptible to interesting dialogues in doctrine, we hope that this topic is a reason to reflect and study.

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<sup>2</sup> Government Emergency Ordinance no. 57/2019 on the Administrative Code in force since July 5, 2019 (Official Gazette no. 555 of July 5, 2019).

<sup>3</sup> "Public law includes all the rules that underlie the organization of a state and which regulate the relations between public authorities, public institutions and, sometimes, their relations with individuals" - Bazil Oglindă, *Dreptul afacerilor. Teoria generală. Contractul*, Universul Juridic Publishing House, Bucharest, 2012, p. 18. See also Cătălin-Silviu Săraru, *Drept administrativ. Probleme fundamentale ale dreptului public*, C.H. Beck Publishing House, Bucharest, 2016, p. 36.

<sup>4</sup> See [www.anre.ro](http://www.anre.ro), consulted on 15.09.2020.

<sup>5</sup> Activities that are exclusively within the competence of national authorities (which are competent in the management of European funds), according to the logical interpretation of Government Ordinance no. 80 of 2019 for the amendment and completion of some normative acts in the field of European funds (published in the Official Gazette no. 1044 of December 24, 2019).

### **Bibliography**

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4. Government Ordinance no. 80 of 2019 for the amendment and completion of some normative acts in the field of European funds (published in the Official Gazette no. 1044 of December 24, 2019).