

The impact of changes in legislative optics on criminal procedural forms. Syntheses or epitomes of an evolution marked by profound transformations

Summary

Beyond the inherent technical-administrative constraints and its obvious functional purpose, given by the very nature of the approach through which it is carried out, this habilitation thesis concentrates, in a verifiable form, the result of a scientific and professional journey carried out in the fifteen years since obtaining the title of Doctor of Law. Equally, the thesis evokes the foundation that allowed this academic and professional evolution, always carried out in an ascending direction and which had as its epicenter the teaching activity carried out for about 25 years within the Chair, and subsequently the Department of Criminal Law of the Faculty of Law, University of Bucharest.

The presentation of personal academic, scientific and professional contributions is carried out under the spectrum of the major challenge that has repeatedly marked the process of assuming the teaching and research role that the professional activity related to the disciplines to which it was dedicated implied – highlighting the evolution of the relationship between the regulatory ensemble that makes up the autonomous branch of law of criminal procedure and the legal science developed through its analysis and interpretation. Under the title “*The impact of changes in legislative optics on criminal procedural forms. Syntheses or epitomes of an evolution marked by profound transformations*” I have tried to evoke the dynamics of this relationship perceived as the source or main landmark of the evolution of my own activity, considering that this should not be circumscribed to a sterile approach, but to a result that has the ability to contribute to the consolidation of the role played by this subject within the legal sciences curriculum, as well as to its development at the national level in resonance with the European trends and aspirations.

In a *focused introductory part*, I chose to present the theoretical foundations of the aforementioned report, to set the main coordinates of my scientific preoccupations and to establish the basic landmarks of the didactic and professional evolution that followed the moment of obtaining the title of Doctor of Law.

In *the first section of the main part* of the habilitation thesis, I tried to present in a coherent manner, following the line of my progressive and coordinated professional evolution, the scientific, professional and academic achievements in the two major disciplinary thematic directions around which my concerns

have revolved. As for each of these major thematic directions, all the specific approaches to the activity carried out in and in connection with the quality of titular member of the Criminal Law Department had a rather holistic nature, by reporting to the broad thematic that the legal discipline to which I dedicated my activity implies, probably the most appropriate form of individualization of these directions is the one that makes the distinction between *Criminal Procedural Law*, as a basic subject, and *In-depth Criminal Procedure*.

Regarding the first direction, we took into account, in relation to it, the scientific, professional and academic achievements obtained as a result of the research activity carried out in relation to the two fundamental subjects in criminal matters, of a formal nature, within the undergraduate legal studies: Criminal Procedural Law I, General Part and Criminal Procedural Law II, Special Part. For the second thematic direction, I evoked the teaching and research activity carried out also in relation to formal criminal law but within the Criminal Sciences master's program as representing the source or premise of the scientific and professional results. The actual subjects targeted within the scientific approach relating to the study of In-depth Criminal Procedure were *Regulation of Preventive Measures from the Perspective of European Protection of Human Rights* and *Controversial Institutions of Criminal Procedural Law*.

As Criminal Procedure itself, although autonomous and fundamental as a legal science or branch of law, always manifests itself interdependently, naturally the scientific and research activity carried out in the light of these major thematic directions has also ticked, punctually, sub-directions related to distinct subjects. From the perspective of interdisciplinary approaches, we have presented, as a natural corollary of the main manifestations, the verifiable results of the activity carried out in adjacent disciplinary fields, such as Criminalistics, Substantive Criminal Law, Criminology, Law of the Execution of Criminal Sanctions. We have aimed for all references to scientific, academic and professional achievements not to be evoked in a strictly documentary, neutral manner, but from the perspective of relevance in the context of the current stage of research in the thematic fields considered, emphasizing, in verifiable and argued ways, the originality and impact of personal contributions.

In the *second section of the main part* of the habilitation thesis, dedicated to teaching activity, I reviewed the achievements that contributed to my profiling as a recognized specialist in the field of criminal procedural law, taking into account both the activity carried out within the Faculty as a tenured teacher and that carried out for or before other representative entities (Faculties from the main national university centers, tutelary authorities that manage access to basic legal professions, etc.) in relation to

the quality of specialized teacher. Regardless of whether it actually concerned teaching or seminaring activity, managerial capacities for coordinating teaching projects, selection, as a university teaching staff, for participation in the public defense committees of doctoral theses, for writing topics or for examination for entrance exams to the professions of magistrate or lawyer, for the competition for promotion to the position of judge at the High Court of Cassation and Justice, the teaching activity, *lato sensu*, was presented in a form that allows verification.

In the *second part of the habilitation thesis*, I presented the plans for the evolution and development of my professional, scientific and academic career. Highlighting the research and teaching objectives as well as the benchmarks for future evolution followed the same dual perspective, whether I referred to the thematic areas (in relation to the subjects in which I am going to manifest myself) or to the type of activity carried out (didactic or research).

Naturally, all perspectives and plans for the future had as their starting point the ongoing projects at the level of the criminal procedure subject collective in which I am involved. Equally, for the research activity, I presented the directions that have the vocation to develop the research fields of Criminal Procedure for the bachelor's degree and the in-depth one, and for the teaching activity the challenges and perspectives that the allocation, starting with the 2025/2026 academic year, of three semesters for the study of the discipline of Criminal Procedure Law in the bachelor's degree curriculum implies, as well as maintaining the position of the Criminal Sciences master's program (of which I have been the Director since 2018) as being - exclusively from the perspective of the interest manifested through the largest number of candidates enrolled annually - the most efficient among the Faculty's in-depth education programs.

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