

Sónia de Carvalho (ed.)
Anton Petričević (ed.)

Building an Adapted Business Law



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Building an Adapted Business Law

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Sónia de CARVALHO

Activity

Sónia de Carvalho is associate professor at the Law Department of Portuguese Infante D. Henrique University, where she specializes in Commercial law, EU Competition Law, Procedural Labour Law. Lawyer in the Portuguese Bar Association; lecturer of Portuguese Bar Association, member in the Editorial Board of several scientific journals; evaluator at the exams to CEJ admission; researcher of IJP; lecturer at several conferences; professor in undergraduate, postgraduate, master's and professional training courses, in various institutions, since 2000.

Publications

Publications of several papers and monographies, such as, Carvalho, S., Nogueira, N., Lavajo, P., & Silva, J. P. (2019), *O marco laboral do sector da moda*, in J. F. Castro (Coord.), *Fashion Law, Direito da Moda* (pp. 485-534). *Alcune riflessioni sulla tutela dei lavoratori nel contratto di engineering tra imprese di paesi membri dell'Unione Europea* in Caprara Andrea, Tesaro Mauro (eds.), *Studi sul c.d. contratto di engineering*, Collana del Dipartimento di Scienze Giuridiche dell' Università di Verona, 16, Edizioni Scientifiche Italiane, 2016, Napoli, pp. 31-63; *As condutas extra-laborais nas redes sociais e a justa causa de despedimento* in Moreno Solana Amanda (coord.), Mella Méndez, Lourdes (director) Nuñez-Cortés Contreras (director), *Pilar Nuevas tecnologías y nuevas maneras de trabajar: estudios desde el derecho español y comparado*, Dykinson, Madrid, 2017, pp. 282-301; author of several articles published in journals and conference volumes: *The distribution contracts: an Iberian approach*, „Juridical Tribune – Tribuna Juridica”, Volume 6, Issue 2, December 2016, pp. 40-75; *A contemporary overview of the factoring agreement* in I. Silberstein, T. Bonneau, C. E. Popa Tache, L. P. Dobarganes, K. Muscheler, & C. Hunt (Eds), *Banking Law in the 21st Century* (pp. 87-115), ADJURIS – International Academic Publisher, 2021; *Chicago School Analysis on Vertical Restraints*, „International Investment Law Journal” Volume 1, Issue 2, July 2021; *Revisiting the franchise contract*, „Juridical Tribune – Tribuna Juridica”, volume 10, Issue 3, December 2020; *The US antitrust jurisprudence through the lens of Chicago School and the Transaction Costs Economics*, „Juridical Tribune – Tribuna Juridica”, Volume 9, Special Issue, October 2019; *As restrições verticais, concorrência contratual e a teoria dos custos de transacção vertical*.

Anton PETRIČEVIĆ

Activity

Anton Petričević is assistant professor at the Chair of labor and social security law and social work at the Faculty of Law, University of Josip Juraj Strossmayer in Osijek, Republic of Croatia. In 2007 he graduated from the Faculty of Law in Osijek. In 2011 he successfully completes the program of pedagogical-psychological and didactic-methodical training at the Faculty of Teacher Education in Osijek. In 2013 he successfully defended his master's thesis entitled "Working hours - Changes and Challenges" at the Faculty of Law of the Pan-European University "Apeiron" Banja Luka, Bosnia & Herzegovina. In the same year he conducted a research on his PhD thesis at the University of Tokyo, Faculty of Law, Japan. In 2015. he successfully defended his Ph.D. thesis titled "Working relation and decent work" at the Faculty of Law of the Pan-European University "Apeiron" Banja Luka, Bosnia & Herzegovina. In the same year he was elected as a postdoctoral assistant (senior assistant), and then since 2017 as assistant professor at the Chair of labor and social security law of the Faculty of Law of Josip Juraj Strossmayer University in Osijek, Croatia, where he currently works. He is actively using English and Italian language in speech and script and possesses passive knowledge of Spanish and Portuguese language. The main areas of his scientific interest are: decent work, protection against discrimination and mobbing at the workplace, job flexibility, legal protection of persons with disabilities. He teaches the following courses: Basics of labor and social security law, Social policy (Professional administrative study programme), Social security law (Undergraduate university study of social work).

Publications

Actively participates in scientific activity by publishing scientific papers independently and in co-authorship on domestic and international scientific conferences. He has participated in several international conferences in Austria, Romania, Serbia, Bosnia and Herzegovina, North Macedonia.

Prizes

Award of the Dean of the Faculty of Law in Osijek for outstanding success during education 2005.

Award of the International Literary Institute for outstanding contribution to artistic creation 2004.

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Preface

Editors

Associate professor **Sónia de Carvalho**

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This volume contains the scientific papers presented at the Eleventh International Conference „Perspectives of Business Law in the Third Millennium” that was held on 19 November 2021 in online format on Zoom. The conference is organized each year by the *Faculty of Law of the Bucharest University of Economic Studies* together with the *Society of Juridical and Administrative Sciences*. More information about the conference can be found on the official website: www.businesslawconference.ro.

The scientific studies included in this volume are grouped into four chapters:

- *Stop or go back to business as unusual — legal issues impacting businesses during this time.* The papers in this chapter refer to: how can be affected international investment by the reaction of states during crises; organizational and legal forms of intermunicipal cooperation to ensure human rights in the framework of COVID-19 pandemic: Ukraine and European experience; the impact of human rights on business; decent work and decent working hours in the world of modern technologies; collaborative economy vs. participatory economy in the digital age; law and security: legal and institutional aspects.
- *Changes in the legal landscape, regulatory challenges and more.* This chapter includes papers on: provisional measures concerning security for costs and security for claim in international commercial arbitration; how does the GDPR impacts real estate transactions; data protection in the context of employees’ performance appraisal; Book X ("Trusts") of the Draft Common Frame of Reference (DCFR): subject of doctrinal discussions and model of inspiration for the legislator of the Republic of Moldova; the governance of groups under Albanian company law; matters concerning multiple office holding in light of the CJEU judgment in case C 585/19.
- *In-depth look at business law topics.* The papers in this chapter refer to: considerations on the acquisition of ownership rights over the assets of the company deregistered by the sole shareholder, foreign citizen belong-

ing to a third state; perspectives on the joint venture agreement in business law; some notes on the commercial concession contract; legal regime of competition in Croatia; valences of the “polluter pays” principle in the conflict between economic interest and ecological interest; influencers: the path from consumers to professionals; translation of arbitral awards in the procedure for the recognition and enforcement of foreign arbitral awards;

- *European overview of the legal and business considerations.* This chapter includes papers on: online sales of medicinal products in the CJEU case-law – between the free movement of goods and public health protection; the EU Green Deal and the future of the EU business law - scenarios for legal evolution; term of office as an indicator of independence of the antitrust authority in the implementation of the ECN+ Directive: experiences of Polish law and of the Polish antitrust authority; substantial and procedural rules in the perspective of Directive no. 2019/1023 of the European Parliament and of the Council on preventive restructuring frameworks; relationship between infringement proceedings applied by the European Commission and the WTO law.

Table of Contents

STOP OR GO BACK TO BUSINESS AS UNUSUAL — LEGAL ISSUES IMPACTING BUSINESSES DURING THIS TIME 11

Cristina Elena POPA (TACHE)
How can be affected international investment by the reaction of states during crises? 12

Elvira TITKO, Zhanna HRUSHKO
Organizational and legal forms of intermunicipal cooperation to ensure human rights in the framework of COVID-19 pandemic: Ukraine and European experience 28

Carmen MOLDOVAN
The impact of human rights on business 43

Anton PETRIČEVIĆ
Decent work and decent working hours in the world of modern technologies 60

Nicolae PANĂ
Business law: collaborative economy vs. participatory economy in the digital age 75

Felicia BEJAN
Law and security: legal and institutional aspects 86

CHANGES IN THE LEGAL LANDSCAPE, REGULATORY CHALLENGES AND MORE 100

Sofia COZAC
Provisional measures concerning security for costs and security for claim in international commercial arbitration 101

Simona GUȚIU
How does the GDPR impacts real estate transactions? 114

Ioana Cristina NEAGOE-DINIȚĂ
Data protection in the context of employees' performance appraisal 123

Irina DIGORI Book X ("Trusts") of the Draft Common Frame of Reference (DCFR): subject of doctrinal discussions and model of inspiration for the legislator of the Republic of Moldova.....	132
Jonida RYSTEMAJ The governance of groups under Albanian company law: what can be changed?	155
Mihaela Emilia MARICA Matters concerning multiple office holding in light of the CJEU judgment in case C-585/19.....	169
IN-DEPTH LOOK AT BUSINESS LAW TOPICS.....	180
Cristina COJOCARU Considerations on the acquisition of ownership rights over the assets of the company deregistered by the sole shareholder, foreign citizen belonging to a third state.....	181
George-Bogdan IONIȚĂ Perspectives on the joint venture agreement in business law	188
Sónia de CARVALHO Some notes on the commercial concession contract.....	195
Ovidiu Horia MAICAN Legal regime of competition in Croatia	213
Angelica COBZARU Valences of the “polluter pays” principle in the conflict between economic interest and ecological interest.....	225
Aura-Elena AMIRONESEI Influencers: the path from consumers to professionals.....	237
Crenguța LEAUA, Radu-Mihai NECULA Translation of arbitral awards in the procedure for the recognition and enforcement of foreign arbitral awards. Conditions and assumptions.....	259

EUROPEAN OVERVIEW OF THE LEGAL AND BUSINESS CONSIDERATIONS	270
 Gabriela BELOVA Online sales of medicinal products in the CJEU case-law – between the free movement of goods and public health protection	 271
 Oleg ZAICHUK, Yuri ZAICHUCK The EU Green Deal and the future of the EU business law - scenarios for legal evolution.....	 285
 Rafał R. WASILEWSKI Term of office as an indicator of independence of the antitrust authority in the implementation of the ECN+ Directive: experiences of Polish law and of the Polish antitrust authority	 303
 Cristian DRĂGHICI Substantial and procedural rules in the perspective of Directive no. 2019/1023 of the European Parliament and of the Council on preventive restructuring frameworks	 312
 Gina ORGA-DUMITRIU Relationship between infringement proceedings applied by the European Commission and the WTO law	 321