

JOURNAL OF CRIMINAL INVESTIGATION

Volume X Issue 1/2016

- Journal indexed in EBSCO, SSRN, PROQUEST and INDEX COPERNICUS -



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*The Magazine is published with the support of the Police Department from
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Semestrial publication under IPA Romania

Address: Bucharest, Șos. Olteniței, 158 – 160, Sector 4, 041323

Tel. 0213321754, 0213321756

www.cij.ro; www.iparomania.ro/ric

ISSN 2247 – 9503

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I. ANALYSIS, STUDIES, SYNTHESIS

THE NEED OF LEGAL SECURITY

PhD Professor COSTICA VOICU

(President/Chair of the International Police Association-Romanian section)

Abstract

Legal security is a prerequisite for all civilizations. This requirement is born from a deep necessity. It is actually a legal shield against anarchy. In society there are individuals, not a few, who understand only to take advantage of the benefits conferred by the existence of the law, without complying with the constraints imposed by it. It is known the fact that the antisocial behavior of some people may be endangering their rights and physical integrity. In addition to it, their security may be may be severely affected. The legal security represents in our opinion, the fundamental axis of the concept of European and national security, it is the spine on which should be settled the normative networks which regulate security in all the vital fields.

Key words: *decisional mediocrity, political pathology, institutional mechanisms, abusive behaviours, legal evasion, legal insecurity, incompetence contamination.*

LE RESPECT DES DROITS D'AUTEUR DANS LA RÉDACTION D'UNE SENTENCE ARBITRALE

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Abstract:

This article is meant to be a signal for correct use of works protected by copyright in arbitration proceedings.

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An arbitration court, can rule and may use works protected by copyright by reproducing all or part of them in arbitration

Keywords: *intellectual property, copyright, arbitration, arbitral decision, plagiarism.*

**MODERNIZATION OF NATIONAL AUTHORITY FOR TOURISM - A NEW INSTITUTIONAL MISSION -
"LET'S ADAPT TO THE FUTURE'S STAKES"**

GEORGE BORUNĂ

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Abstract

" The tourism sector in European Union holds an important position in contributing towards its economy not only in terms of generating revenue and employment opportunities but also towards development of the region and sustainable development of the country. Besides, the tourism sector in EU also contributes towards the development of the natural and cultural heritage and shaping the identity of the European continent.

The European Commission has recognized the importance of developing the tourism sector and its potential to enhance the growth of EU economy. To develop the tourism sector in the European Union, the European commission has been proactive is formulating policies to encourage competitiveness amongst the foreign players investing in the sector.

As part of the European Union, Romania has to step up to the level of the rest of the member countries, and to change it's strategy in order to adapt to the challenges of the future".

Keywords: *tourism, national strategy in tourism, cooperation, Europe, future stakes*

PUBLIC DISMISSAL – DISCIPLINARY SANCTIONS

Dr. Camelia Valentina COSMA
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Abstract:

Work discipline is an objective condition, necessary and indispensable conduct of business of each employer. Requirement of a certain order, of rules to coordinate the conduct of individuals to achieve a common goal, arrives with the obvious force that applies to any human activity done collectively.

In the contents of the material can be found general terms about discipline of work and its characteristic features and ways of carrying.

Like any form of legal liability, disciplinary liability meets a subsidiary role because, in ensuring rule of law, conscience of responsibility holds the main weight as a superior characteristic of dignity and humane personality. The article continues with a brief overview of the features and conditions of liability discipline.

Keywords: *dismissal, disciplinary action, labor discipline, disciplinary liability, military discipline.*

CONSIDERATIONS REGARDING THE RESTRICTIVE NATURE OF ORDER 50/1990 ISSUED BY THE
MINISTRY OF LABOUR AND SOCIAL PROTECTION – DIFFERENT JURISPRUDENTIAL
INTERPRETATIONS.

DAN CIOANA ATTORNEY

Abstract:

The aim of this paper is to present a few legal issues interpreted differently regarding the applicability of order 50/1990 as regards the legal actions taken by employees or by former employees to recognize their benefits related to the work provided under certain working conditions.

**SENSIBILIZAREA CĂLĂTORILOR ȘI PERSONALULUI CĂILOR FERATE ÎN SISTEMUL
TRANSPORTURILOR FERROVIARE CU PRIVIRE LA AMENINȚĂRILE TERORISTE PE PLAN EUROPEAN**

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**MAIN LINES OF ACTION TAKEN INTO ACCOUNT BY MUREȘ GENDARMERIE IN 2016,
PERFORMANCE GROWTH, TASKS PERFORMED RESULTS AND MAIN LINES OF
ACTION TO IMPROVE PERFORMANCE IN 2017**

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Abstract:

Romanian Gendarmerie is the specialized institution of the state, military status, part of the Ministry of Interior, which exercises, under the law, the duties incumbent on defense and public order, rights and freedoms of citizens, public property and private, to prevent and detect crimes and other violations of laws and protection of state institutions and combating terrorism.

Both the powers they have and the organization, preparation and layout territorial contributes to guarantee the sovereignty, independence, authority, unity and state security, constitutional democracy throughout the national territory both in peacetime and in crisis situations.

Romanian Gendarmerie operates in the interests of citizens, the community and in support of state institutions, and based solely on law enforcement.

Keywords: *institution, military status, public order, protection, combating.*



II. EVOLUTION AND TRENDS OF CRIME

THE TRAFFIC OF HUMAN BEINGS, SCOURGE OF ORGANIZED CRIME

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Abstract:

Associated with the name of modern slaver , human trafficking is a threat to freedom, physical and mental integrity and life of those who are victimized by this form of crime which cause millions of human dramas around the world. Paradoxical as it seems for the third millennium joining Terminator "trafficking " and " human beings", it is real, so that throughout the world, human beings are reduced to the condition of goods, they are sold and resold as simple objects and exploited forms that recall the slave trade.

The biggest problem of human trafficking is the international dimension of the phenomenon, a dimension that acquires meanings increasingly stronger and generating countless loopholes in preventing and combating the phenomenon, especially the legislative area.

Keywords: traffic, people, crimes, combat.

GENERAL CONCEPTS OF HUMAN RIGHTS

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Abstract:

The phrase of "human rights" was initially "natural rights". Also, it was appreciated that the phrase "rights of man" used in English is discriminatory thinking that it is only reporting to man's rights. The expression "Human rights" was first used during second World War. The idea of "human rights" has its roots even from the ancient times, such as the year 300 i.Hr in the Greco-roman historical philosophy grounded by Zenon.

Through the phrase "human rights" we generally understand the inherent nature's rights, ones without we can't live as human beings.

Ion Deleanu considers that through "human rights" we understand the rights of each person that is situated in the space of a state's sovereignty, regardless of his connection with that state.

Human rights and fundamental liberties allow us to develop and to fully use our human qualities, intelligence, talent and conscience.

Keywords: *human rights, rights of man, inherent nature's rights, human qualities.*

CYBERTERRORISM - FICTION OR REALITY?

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Abstract:

After the end of the Cold War and the collapse of the Soviet Union the security environment on the international arena has changed. The most important aspect would be that of awareness of the fact that as security concept cannot be reduced only to the military component. Great actors in international affairs have acted accordingly, realizing that emphasis, in terms of security, is no longer placed on the military side, and that the major threats to security come from computer and economic sector.

The internet is the factor thanks to which the risks and threats coming from the IT field have increased. It has managed to create a worldwide connection where all the networks converge, thus increasing also the vulnerability of the systems and technological networks, as well as the acceleration of the independence phenomenon manifested both at the micro- and macro-level.

Key words: cyberterrorism, viruses, hacker, virtual space.

CONSIDERATIONS REGARDING JUDICIAL BALLISTICS

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Abstract:

As we can see, nowadays more and more crimes are carried out by the use of firearms. Various crimes spreading from theft, robberies domestic violence and even murders are being comited by a person who uses a pistol, shotgun, rifle. In the next few pages we will try to shed some light on the discipline that is called judicial ballistics and its importance.

Keywords: *firearms, judicial ballistics, crimes, murder.*

**BIOLOGICAL EVIDENCE, CLUES AND ANSWERS
FOR CRIMINAL ACTIVITY**

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Abstract:

This paper is a presentation of the categories of biological traces. It highlights how they are formed on the scene, the items whereon they can deposit, the shapes they acquire when criminal deeds are committed, the tools used to make them visible and the possibilities to identify the individuals they come from, and all of these can be evidenced by bio-forensic expertise.

Keywords: *bio-forensic expertise, blood, saliva, biological evidence, hairs, transfer*



III. RESEARCH AND CRIME PREVENTION

INVESTIGATION OF THE THEFT CRIMES FROM ATM'S USING THE „FALSE SHUTTER“ METHOD

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Abstract:

Considering that criminals seek for new operating methods to commit crimes against property (patrimony), the police must adapt to those methods in order to prevent and combat them. This article aims to present a method through which the "fake shutter" crime of theft from ATMs can be combated.

Since January 2015, in Prahova county have been committed a series of offenses of theft from ATMs located in the county, using the "fake shutter" method. The authors have created a well-tuned mechanism by which they managed to obtain large sums of money.

Keywords: fake shutter, theft, ATM, cash release slot, IPJ Prahova, mode of operation

DISAPPEARANCE OF MINORS - CAUSES, FORMS, MANIFESTATION

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Abstract:

The cases of disappearances among minors are increasing more and more, especially those of voluntary disappearances. Minors turn to such gestures due to various reasons which need to be identified in order to find the minors and to prevent these actions from repeating. In this respect the Romanian Police collaborates with other institutions and bodies so as to prevent disappearances or to settle these cases.

The disappearance of minors is a major concern of the society at the beginning of the 21st century. The number of cases of disappearances among minors is increasing and the reasons are more and more diverse.

The existence of minors who repeatedly left their place of residence or community units, each parting being registered in the police records as a new disappearance. An increasing number of minors who voluntarily leave their place of residence or foster care centres can be noticed over the last period of time.

The Romanian state showed permanent preoccupations towards the issue involving the disappearance of minors and, in this respect, it promoted The National Strategy in the protection and promotion of the children's rights field, as well as an operational plan to implement this strategy.

Keywords: minor, disappearance, voluntary, causes, prevention.

HUMAN TRAFFICKING

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Abstract:

Increasing freedom of movement of citizens leads to an increase in their vulnerability in the face of job offers seemingly more favorable, behind which are hiding trafficking networks. In these circumstances, it becomes extremely important to disseminate useful information to the most vulnerable groups.

Slavery or other similar processes of deprivation of freedom or servitude refers to the condition of a person over whom it is exercised any power, consisting in order to live in a space required and to provide certain specific activities, without being given the opportunity subject to change. In the case of human trafficking, the victims are transformed from free persons in a mere object of propriety, like any other good, being treated as a commodity that brings income.

Victims (women, men and children) are virtually enslaved and turned into objects at the mercy of exploiters, traffickers, using methods of coercion of the most diverse, including: violence, blackmail, psychological terror, enslave them and dehumanize them.

In this context, the formulation of coherent policy to prevent and combat human trafficking, a process that encounter a number of difficulties arising primarily from ignorance of the real dimensions of the phenomenon, due to the mobility of large, intense movement across borders of people and goods, and, secondly, from obscurity phenomenon, ensured by maintaining its manifestations in the context of apparently legal activities.

Keywords: *traffic, victims, traffickers, human rights, National Agency Against Trafficking in Persons.*

THE MAIN CRIMES COMMITTED AGAINST PROPERTY: THEFT AND ROBBERY

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Abstract:

The investigation at crime scene is a first step, required in investigating offenses, after that we will have a very valuable conclusion for the future of investigation. So, the information gathered from the crime scene can give hints such as modus operandi, the number of offenders or details on their identity. Also from the research of crime scene come off the first assumptions regarding about type of the crime and the possible suspects.

Keywords: *investigation at crime scene, investigation, the information, modus operandi, suspects*

**THE MAIN ACTIVITIES DEVELOPED BY THE ROMANIAN GENDARMERIE IN ORDER TO INCREASE
CITIZEN SAFETY AND CRIME PREVENTION IN THE STREET**

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Abstract:

Romanian Gendarmerie is the militarized unit, which is part of the Ministry of Internal Affairs, specialized in maintaining public order by accomplishment of specific missions such as : missions for keeping public order, missions on maintenance of public order, missions conducted in cooperation with the structures and plans signatories to the protocol of cooperation / collaboration, missions carried out by the mountain gendarmes' structures, missions for preventing and fighting antisocial acts.

Keywords: *public order, Ministry of Internal Affairs, specific mission, mountain gendarmes, antisocial acts*

The image features a 3D rendered mechanical assembly, possibly a turbine or engine component, with a blue translucent overlay. A light blue rectangular box is positioned in the center, containing the text "IV. MANAGEMENT OF CRIME INVESTIGATION".

IV. MANAGEMENT OF CRIME INVESTIGATION

PERFORMANCE MANAGEMENT – SYSTEM AND PROCESS

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Abstract:

Organizations which implement performance measurement systems can get substantial benefits in the view of world renowned authors in the field of management.

Performance management is carried out through a complex process whose ends is success – as it has been designed by the organization, namely through efficiency and effectiveness that lead to profit – in the case of economic entities in the private sector, and/or delivering products or carrying out services within the established qualitative and quantitative parameters – in the case of public entities.

Keywords: *management, performance, system, process, organization*

SUBORDINATES LEADERSHIP . STYLES OF LEADERSHIP

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Abstract:

Changing determined by various factors attracted default, institutions need to focus and especially to perceive the human factor as the most important capital.

Each manager has his own style, non-transferable, or a dominant style depending on the situation or depending on his personality traits.

Keywords: *management, leadership, human resources, human factor, style.*

**METHODS OF MANAGERIAL PLANNING.
PLANNING AND FORECASTING.
THE IMPORTANCE OF PROGRAM AS THE OBJECT OF PLANNING IN THE PUBLIC ORDER AND
NATIONAL SECURITY SYSTEM**

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Abstract:

The termes public order and national security refer to protection of the political, social or economic order, to protection of the nation and its citizens against a broad set of threats.

Public order is the domain of police or other policing agencies, courts, prosecution services, and prisons, all of which make up the criminal justice system. The sytem to be functional and to work properly all elements must work together.

The ways of prevention and abolishment of internal and external crises are sustained in programs, strategies as a result of activities like forecasting and managerial planning. The national security plans have a shared practice and vocabulary relating to risk management, efficient and effective security-related regulation and use of public resources and enhancing accountability.

Keywords: *public order, national security, risk management, prevention and abolishment, crises, strategies, forecasting, managerial planning, national security plan, shared practice, accountability.*

THE STRATEGY OF ROMANIA ON THE RISKS MANAGEMENT TO PUBLIC ORDER AND THE CITIZENS SECURITY

Legal Adviser Mădălina POPESCU BORDENI

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Local Police Ploiești

Abstract:

The year 2007, the year of the integration of Romania into the European Union, finds the Romanian Police as a modern institution, fully adapted to the requirements of the great families of the European Police Communities, thanks to a managerial activity oriented on the priorities of institutional change and the optimization of resources.

In a complex global world, dynamic and conflicted, strongly affected by the economic and financial crisis, the safety of citizens and public order are the fundamental objectives of the government of our country. They have as a field of reference the fundamental human rights, the Constitutional order and are attained in the context of the active participation in the European construction, Euro-Atlantic cooperation and global developments.

Keywords: *area of freedom, the safety of citizens, cross-border character, organized groups, criminal phenomenon*

CONSIDERATIONS REGARDING THE POSSIBILITY OF ANALYSIS BY THE COURTS OF LAW OF THE REQUESTS FILED BY THE EMPLOYEES OR BY FORMER EMPLOYEES REGARDING THE GRANTING OF THE BENEFIT FROM THE 1ST AND 2ND WORK GROUPS PURSUANT TO THE PROVISIONS OF ORDER 50/1990 OF THE MINISTRY OF LABOUR AND SOCIAL PROTECTION.

ATTORNEY CIOANA DAN

Abstract:

The purpose of this paper is to present a few legal issues interpreted differently by the courts regarding the non-admissibility of certain requests filed for establishing or determining the benefits set forth by order 50/1990 and the analysis of this action, based on the managed evidence.



V. SCHENGHEN ISSUES

**BASIC RULES REGARDING THE ANALYSING OF INTERNATIONAL AUSPICES
DEMAND DEPOSED TO THE ROMANIAN STATE BY AN ASYLUM SOLICITOR**

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Abstract:

International protection of asylum seekers means refugee status or subsidiary protection granted by Romania through the specialized structure, General Inspectorate for Immigration, following the submission of an international protection request by an asylum seeker.

Keywords: international protection, refugee status, subsidiary protection, asylum seeker, international protection request.