



EQOGPVCTKWN''WPQT''RTGXGFGTK''CNG''
JQV TŽTKK''RNGPWNWK''EWT KK''UWRTGOG''FG''
LWUVK KG.''pt039''fkp''903304227.''šFGURTG''RTCEVKEC''
LWFKEKCT ''P''ECW\GNG''FKP''ECVGIQTKC''
KPHTCE KWPKNQT''RTKXKPF''XKC C''UGZWCN ö<''
KPHTCE KWPKNQ''RTGX \WVG''NC''ctv0395/397''E0rgp0''TO

Ugtikw''DT\PC.''

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SUMMARY

In this article there are analyzed the offences prevented in Art.173-175 PC RM, inclusively from the viewpoint of its delimitation from rape offence and brutal acts of sexual type. Especially, the research is dcugf''qp''pc''okp''i''vjg''guugpeg''qh''vjg''dgpqL''p''q''v''k''p''vj''t''q''w''i''j''q''w''v''vjg''o''cvgtkcn''fgrgpf''f''g''peg.''vjg''g''o''rnqf''ogp''v''or throughout other kinds of the victim appearances, in this way to appoint the coercion method in the ukv''w''cv''k''p''qh''vjg''q''h''h''g''p''e''g''r''t''g''x''g''p''v''g''f''k''p''C''t''v''0''3''9''5''R''E''T''O''0''C''n''u''q.''vjg''c''w''v''j''q''t''L''p''f''u''j''k''o''u''g''n''h''f''g''v''g''t''o''k''p''g''f''v''q''c''p''c''n''f''/''g'' the art.174 PC RM offence. It is taken into account that the name of this article, as well as its disposal d{''i''q''p''g''e''j''c''p''i''g''u''d''g''e''c''w''u''g''q''h''v''j''g''O''q''f''k''L''e''c''v''k''p''c''p''f''E''q''o''r''n''g''v''k''p''N''c''y''q''h''v''j''g''R''g''p''c''n''E''q''f''g''q''h''T''g''r''w''d''n''k''e''q''h''O''q''n''f''q''x''c'' from 18.12.2008. In the end, the author reaches the conclusion, that Art.175 PC RM interpolates not only vjg''q''h''h''g''p''f''g''t''f''g''g''f''u.''o''g''c''p''y''j''k''n''g''r''g''t''h''q''t''o''g''f''y''k''v''j''v''j''g''x''k''e''v''k''o''q''u''c''i''t''g''g''o''g''p''v''0''J''g''t''g''y''g''L''p''f''v''j''g''c''e''v''u''e''q''o''k''w''v''g''f'' through goods damage threatening or through other kinds of coercion, excepting the one prevented in the Art.171-173 PC RM.

Î p''uv''w''f''k''w''n''f''g''h''c''x''q''o''g''n''w''e''k''f''c''g''u''g''p''c''k''p''h''t''c''e''k''w''p''k''n''q''t'' ur''g''e''k''L''e''c''v''g''n''c''c''t''v''0''3''9''5''/''3''9''7''E''0''r''g''p''0''T''O.''k''p''e''n''w''u''k''x'' u''w''d''c''u''r''g''e''w''n''f''g''n''k''o''k''v''t''k''k''c''e''g''u''v''q''t''c''f''g''x''k''q''n''k''f''g''c''e''k''w''p''k''n''g'' x''k''q''n''g''p''v''g''e''w''e''c''t''c''e''v''g''t''u''g''z''w''c''n''0''V''q''c''v''g''c''e''g''u''v''g''c.''r''t''k''p''r''t''k''u''o''c'' g''z''r''n''k''e''c''k''k''n''q''t''e''w''r''t''k''p''u''g''p''p''J''q''v''t''t''g''c''R''n''g''p''w''n''w''k''E''w''t''k''k'' U''w''r''t''g''o''g''f''L''w''u''v''k''g''š''F''g''u''r''t''g''r''t''c''e''v''k''e''c''l''w''f''k''e''k''c''t''p''e''c''w''/ |''g''n''g''f''k''p''e''c''v''g''i''q''t''k''c''k''p''h''t''c''e''k''w''p''k''n''q''t''r''t''k''x''k''p''f''x''k''c''u''g''z''w''c''n''ö.'' pt039''fkp''903304227''*''p''e''q''p''v''k''p''w''c''t''g''ö''J''q''v''t''t''g''c''R''n''g''p''w''n''w''k'' pt03914227+0³

p''v''k''f''g''v''q''c''v''g''v''t''g''d''w''k''g''f''g''o''g''p''k''q''p''c''v''e''k''p''v''g''t''r''t''g''v''t''k''k'' k''c''r''n''k''e''t''k''c''t''v''0''3''9''5''/''3''9''7''E''0''r''g''p''0''T''O''n''g''u''w''p''v''e''q''p''u''c''e''t''c''v''g'' rev06.''7.''3''/''42''c''n''g''J''q''v''t''t''k''R''n''g''p''w''n''w''k''pt03914227''0''V''q''v''w''k.'' p''w''p''v''q''v''f''g''c''w''p''c''g''z''r''n''k''e''c''k''k''n''g''e''q''t''g''u''r''w''p''|''v''q''c''t''g''t''g''w''g''u''e''u'' c''e''w''o''w''n''g''|''g''r''q''v''g''p''k''c''n''u''w''L''e''k''g''p''v''e''c''t''g''u''u''g''t''k''f''k''e''g''h''c''p''k''x''g''n''w''n'' c''v''g''r''v''t''k''n''q''t''f''g''u''v''k''p''c''v''c''t''k''n''q''t''k''d''g''p''g''L''e''k''c''t''k''n''q''t''n''g''i''k''k''r''g''p''c''n''g''0'' p''r''n''w''u.''u''g''k''o''r''w''p''g''q''p''q''w''c''d''q''t''f''c''t''g''c''c''e''g''u''v''q''t''g''z''r''n''k''e''c''/ k''k.''p''n''w''o''k''p''c''o''g''p''f''c''o''g''p''v''g''n''q''t''q''r''g''t''c''v''g''n''c''c''t''v''0''3''9''5''/''3''9''7'' E''0''r''g''p''0''T''O.''r''t''k''p''N''g''i''g''c''r''g''p''v''t''w''o''q''f''k''L''e''c''t''g''c''k''e''q''o''r''n''g''/ v''c''t''g''c''E''q''f''w''n''w''k''r''g''p''c''n''T''g''r''w''d''n''k''e''k''k''O''q''n''f''q''x''c.''c''f''q''r''v''c''v''f''g'' R''c''t''n''c''o''g''p''v''w''n''T''g''r''w''d''n''k''e''k''k''O''q''n''f''q''x''c''n''c'':''0340422:0⁴

Xqo''p''e''g''r''g''c''p''c''n''k''|''c''p''q''c''u''v''t''e''w''g''z''c''o''k''p''c''t''g''c''e''q''o''/ r''q''p''g''p''v''g''n''q''t''h''c''r''v''g''k''r''t''g''l''w''f''k''e''k''c''d''k''n''g''r''t''g''x''|''w''v''g''n''c''c''t''v''0''3''9''5'' E''0''r''g''p''0''T''O''C''u''v''h''g''n.''c''c''e''w''o''t''g''l''w''v''n''f''k''p''f''k''u''r''q''|''k''k''c'' c''e''g''u''v''w''k''c''t''v''k''e''q''n.''p''e''c''|''w''n''e''q''p''u''v''t''p''i''g''t''k''h''c''e''k''w''p''k''e''w''e''c''t''c''e''/ v''g''t''u''g''z''w''c''n.''h''c''r''v''c''r''t''g''l''w''f''k''e''k''c''d''k''n''u''g''g''z''r''t''k''o''p''c''e''k''w''p''g''c'' f''g''e''q''p''u''v''t''p''i''g''t''g''c''w''p''g''k''r''g''t''u''q''c''p''g''n''c''t''c''r''q''t''v''w''t''k''u''g''z''w''c''n''g''.

j''q''o''q''u''g''z''w''c''n''k''v''c''v''g''q''t''k''n''c''u''x''t''k''t''g''c''c''n''v''q''t''c''e''k''w''p''k''e''w''e''c''/ t''c''e''v''g''t''u''g''z''w''c''n.''r''t''k''p''c''p''v''c''l''u''c''w''r''t''q''L''v''p''f''f''g''f''g''r''g''p''f''g''p''c'' o''c''v''g''t''k''c''n.''f''g''u''g''t''x''k''e''k''w''u''c''w''f''g''c''n''v''p''c''w''w''t''c''x''k''e''v''k''o''g''k''0'' U''g''r''q''c''v''g''q''d''u''g''t''x''c''e''f''q''w''u''w''p''v''o''g''v''q''f''g''n''g''r''t''k''p''e''c''t''g''u''g'' r''q''c''v''g''t''g''c''n''k''|''c''c''e''k''w''p''g''c''f''g''e''q''p''u''v''t''p''i''g''t''g''c''3+''c''p''v''c''l''w''n''s''a''u'' 4+''r''t''q''L''v''c''t''g''c''f''g''f''g''r''g''p''f''g''p''c''o''c''v''g''t''k''c''n.''f''g''u''g''t''x''k''e''k''w''u''c''w'' f''g''c''n''v''p''c''w''w''t''c''x''k''e''v''k''o''g''k''0

K''p''v''g''t''r''t''g''v''p''f''u''k''u''v''g''o''c''v''k''e''p''q''k''w''p''g''c''f''g''e''q''p''u''v''t''p''i''g''t''g''c'' n''w''p''f''p''e''q''p''u''k''f''g''t''c''k''g''k''r''t''g''x''g''f''g''t''k''n''g''c''n''k''p''0''*''4+''c''t''v''0''5'';'' E''0''r''g''p''0''T''O.''c''l''w''p''i''g''o''n''c''e''q''p''e''n''w''|''k''c''e''p''u''g''p''u''w''n''c''t''v''0''3''9''5'' E''0''r''g''p''0''T''O.''r''t''k''p''š''e''q''p''u''v''t''p''i''g''t''g''ö''u''g''p''g''n''g''i''g''g''z''g''t''e''k''v''c''t''g''c'' w''p''g''k''r''t''g''u''k''w''p''k''c''u''w''r''t''c''x''k''e''v''k''o''g''k.''p''c''c''h''g''n''p''e''v''c''e''g''c''u''v''c'' u''p''w''/''k''r''q''c''v''f''k''t''k''l''c''c''e''k''w''p''k''n''g''r''g''p''v''t''w''e''c''x''k''e''v''k''o''c''u'' p''v''t''g''k''p''t''c''r''q''t''v''w''n''u''g''z''w''c''n.''u''r''t''c''e''v''k''e''g''j''q''o''q''u''g''z''w''c''n''k''v''c''v''g''c'' u''c''w''u''u''x''t''g''c''u''e''c''n''v''g''c''e''k''w''p''k''e''w''e''c''t''c''e''v''g''t''u''g''z''w''c''n''0''p'' c''e''g''u''v''u''g''p''u.''e''q''p''u''v''t''p''i''g''t''g''c''e''c''g''z''r''t''g''u''k''g''c''h''c''r''v''g''k''r''t''g''/ l''w''f''k''e''k''c''d''k''n''g''r''t''g''x''|''w''v''g''n''c''c''t''v''0''3''9''5''E''0''r''g''p''0''T''O.''v''t''g''d''w''k''g'' f''g''q''u''g''d''k''v''f''g''h''c''r''v''c''f''g''j''t''w''k''t''g''u''g''z''w''c''n''*''e''c''t''g''p''w''g''u''v''g'' k''p''e''t''k''o''k''p''c''v''p''n''g''i''g''c''r''g''p''c''n''c''T''g''r''w''d''n''k''e''k''k''O''q''n''f''q''x''c''+''0'' Q''t.''p''e''c''|''w''n''j''t''w''k''t''k''k''u''g''z''w''c''n''g''r''g''t''u''q''c''p''c''g''u''v''g''f''g''v''g''t''/ o''k''p''c''v''*''w''p''g''q''t''k''h''q''c''t''v''g''k''p''u''k''u''v''g''p''v''+''u''p''v''t''g''k''p''d''g''p''g''x''q''n'' c''e''v''w''n''u''g''z''w''c''n.''k''c''t''h''r''w''v''k''v''q''t''w''n''p''w''/''k''r''w''p''g''e''c''u''e''q''r''u''/''n'' p''v''t''g''k''p''e''q''p''v''t''c''t''x''q''k''p''g''k''c''e''g''u''v''g''k''r''g''t''u''q''c''p''g''0''R''g''t''u''q''c''p''c'' j''t''w''k''v''u''g''z''w''c''n''c''t''g''p''v''q''v''f''g''c''w''p''c''n''k''d''g''t''v''c''v''g''c''f''g''c''f''g''e''k''f''g'' u''c''e''e''g''r''v''g''u''c''w''p''w''c''e''v''g''n''g''u''g''z''w''c''n''g''r''t''q''r''w''u''g''0''E''j''k''c''t''f''c''e'' g''u''v''g''p''g''x''q''k''v''u''u''w''r''q''t''v''g''q''c''v''o''q''u''h''g''t''p''g''r''n''e''w''v''q''u''v''k''n''.



fgitcfcpv .w o knkvctg"ucw"kpunvn vqctg0"Cvwpk" ,pu " e-pf" rgtuqpc" guvg"pgxqkv "u "wtog|g" xctkpcvc" fg" eqpfwkv "k o rwu "fg" h rvwkvqt."pgcx-pf"cnvgtpevcx ."xc" vtgdwk"eqpukfgtcv "xkevko "c"kphtce kwpkk"rtgx |wv"nc" ctv0395"E0rgp0"TO0

Ogvqfng" fg"eqpuvt-pigtg"pq o kpcnk|cvg" ,p" fkurq/ |k kc"ctv0395"E0rgp0"TO0"uwpv"rtg|gpvcvg"gzjcwuvkx|Fg" ceggc."pw"ug"ctg" ,p" xfgtg"pkk"eqpuvt-pigtg"Ł|ke ." pkek"egc"rukjke ."gzgtekvcvg" ,p"ec|wn"kphtce kwpkk"rtg/ x |wv"nc"ctv0393" k"394"E0rgp0"TO0"Vqe o ck"ectcevtwn" eqpuvt-pigtg"guvg"wpwn"fkpvtg"rtkpekr cngng"etkvtgk"ectg" rgtokv"fgnk o kvctgc"fg"cegugv"kphtce kwpk" c"kphtce kwpkk" fg"eqpuvt-pigtg"nc"ce kwpk"ew"ectcevtg"ugzwcno

Rtkxkvq"nc" cpvcl"o" rtk o c" fkpvtg" o gvqfng" fg"eqp/ uvt-pigtg"pq o kpcnk|cvg" ,p"ctv0395"E0rgp0"TO0" ,p"rev03: " cn" Jqv t-tkk" Rngpwnwk"pt03914227"ug" o gp kqpgc| <"š000" eqpuvt-pigtg" rtkp" cpvcl"ug"gzrtko " ,p" c o gpkp ctgc" ew"fkxwni ctgc"kphtq o c knkt"ectg."fgxgpkpf"ewpquewvg." rqv" rglw fkek" qpqctgc" k" fg o pkvcvg" xkevko gk"ucw" c" rgtuqcpngt"crtrkrcvg" gk."qtk"rqv"Ł"ecw|c"cnvqt"wt o tk" pgfqtvg0"Eqp kpwwn"wpqt"cuvg o gpgc"kphtq o c kk"fgurtg" xkevko "rqcvg"rtkxk"rtcevkectgc"rtqukvw kgc="dqnc" xg/ pgtke "c"cegugkc="eqpuw o wn"fg"uwduvcp g"pcteqvkeg"ucw" rukj qvtqr g="u x-t ktgc"wpqt"hc"rvg"knngi cng="kpŁfgnkvcvg" eqplw i cn "gve0"Vqvqfcv ."nc"ecnkŁectg"pw"ctg" k o rqtvcv " fce "cegugv"kphtq o c kk"uwpv" o kpekpcug"ucw" xgk fkegö0

Pw"guvg"igtg"fg"qdugtxcv e ." ,p"ctv0395"E0rgp0"TO0" ngikwkvqtn"wkkn|gc| "vgtogpwn"š cpvclö" ,pvt/q" ceegr/ kg" o ck" ,piwuv "fge-v"egc"fkp"ctv03: ; "š cpvclwö" fkp" Eqfwn"rgpcn0" k."vqvqfcv ." ,pvt/q" ceegr kg"uk o knct "ew" egc"ectg" c" xk|cv" rtxgfgtg" fg"nc"nkvd+"cnkp0*4+"ctv0536" šEqpuvt-pigtg" fg" c" hceg" fgenctc"kk" o kpekpcug."eqp/ enw|kk"hcnuv"ucw"vtcfwegtk"kpqctgevg"qtk"fg" c"ug"guejxc" fg"nc"cegugv"qdnkic kkö" fkp" Eqfwn"rgpcn0"5" Cnvhgn"urwu." pw"gzkv "q"eqpewtgp "fkpvtg"q"rctvg" k"wp" ,pvtgi" ,pvtg" ctv03: ; " k"ctv0395"E0rgp0"TO0"Uwpv"fqw "pqt o g"rgpcng" ,p"ectg"cegnc k"vgt o gp"o"š cpvclö"o"guvg"hnqukv"ew"fqw " ,p gnguwtk"fkhtkv0

pu .pw"fqct" cpvclwn"rqcvg"Ł" o gvqf "fg"eqpuvt-pig/ tg" ,p"eqpvzvw"kphtce kwpkk"rtgx |wv"nc"ctv0395"E0rgp0" TO0" Cn vwtk" fg"gc."ngikwkvqtn"pwogvg"ec" o gvqf " rrtqŁvctgc"fg"fgrgpfgp c" o cvgtkc .fg"ugtxkek"ucw" fg"cnv "pcvwt "c" xkevko gk0" p"ukwvc kc" fcv." xkevko c" rqcvg"Ł"fqct"q"rgtuqcp "fgrgpfgpv "fg" h rvwkvqt0

Ectg"vtgdwk"u "Łg"ecnkŁectg" fce "h rvwkvqtn"eqp/ ukfgt "gtqpcv"e "xkevko c"guvg"fgrgpfgpv "fg"gn."fg" k" ,p" tgenkvcvg"q"cuvg o gpgc"fgrgpfgp "pw"gzkv A" pvt/wp"cuw/ hgn"fg"ec|."gtqctgc"fg"hc"rv"ug"tghgt "nc"ecnkvcvg" xkevko gk" kphtce kwpkk."kct"gtqctgc"kp1wpg gc| "cuwrte"ecnkŁe ttk0" Nc"eqpetgv."xc"vtgdwk"crnkcev "t urwpfgtg"eqpht o " ctv049" k"395"E0rgp0"TO0"Qt."ce kwpgc" h rvwkvqtnwk"guvg" ,pftgrvcv "pgoklnqkv"urtg"u x-t ktgc"eqpuvt-pigtgk"nc

ce kwpk"ew"ectcevtg"ugzwcn."rtqŁv-pfw/ug"fg"fgrgpfgp c" xkevko gk0" pu ."fkp"ecw|g"kpfgrgpfgpv"fg"xqkp c" h rrw/ kvqtnwk."cegucv "ce kwpg"pw/ k"rtqfweg"ghgevw"ueqpv0" Cegucv" ,pvtwe-v." ,p"tgenkvcvg."ug"fqxgfg vg"e "xkevko c" guvg"q"rgtuqcp "ectg"pw"fgkpf"fg" h rvwkvqt0

Ew"cnv "qec|kg." ,p" rev03: " cn" Jqv t-tkk" Rngpwnwk" pt03914227"ug"gzrnke <"šFgrgpfpg c" o cvgtkc "c" xkevko/ o gk"hc "fg" h rvwkvqt"ug"cvguv " ,p"wt o vqctgng"ukwvc kk< xkevko c"ug" cŁ "nc" ,pvtg kpgtgc"vqvcn "ucw" rct kn "c" h rvwkvqtnwk="fg" h rvwkvqt"fgkpf" , o dwp v ktgc"ucw" ,pt wv ktgc"uv tkk" o cvgtkcng" c" xkevko gk="fgdkvqtn" fg/ rkpfg"fg"etgfvqt-r tkp k"pgrwvkeq k"fgkpf"fg"eqrkkk" cr k"fg" o wpe "gveö0

"p"nkvtcvwct"fg"urgekcnkvcvg" c" hquv"gzrtk o cv"rwpevw" fg" xfgtg"e "eqpuvt-pigtg" .rtqŁv-pfw/ug"fg"fgrgpfgp/ c" o cvgtkc "c" xkevko gk."ug" rqcvg"gzrtk o c."kpenwukx." ,p" rrtq o kvgtgc" , o dwp v ktkk"uv tkk" o cvgtkcng" c" xkevko gk."rg" ecngc"qhgtkkk"cegugkc"fg"hnqvcug"rcvtk o qpkcng0

Qrpkk"qrwug"cw" hquv"gzrtk o cv"fg"cn k"cwvqtk<"šRtq/ Łvctgc" fg" fgrgpfgp c" o cvgtkc "c" xkevko gk"eqpuvkvwk" eqpuvt-pigtg"fqct" ,p"cegng"ec|wtk"e-pf" h rvwkvqtn" c o g/ pkp "ew"ng|ctgc"kpvtgugngt" xkevko gk." ,pu "pw/k" rrtq o kvg" rtkxkng i kk"ucw"hcxqtwk0"7="šGuv"kpfc o kukdn" c" tcrqtvc"nc" eqpuvt-pigtg"ec|wtkng"fg" rrtq o kvgtgc"wpqt"hnqvcug"rcvtk/ o qpkcng0" Cegucv"fgqctgeg" ,pvtg kpgtgc"cevgngt"ugzwcng" rgpvtw"tg o wpgtctg"vtgdwk"eqpukfgtcv "rtqukvw kg."kct" pw"egfctg" ,p"hc c"eqpuvt-pigtgk00

Uwpvg o "fg"ceqtf"ew"wnk o gng"fqw "rq|k k0"Rgtuqpc." uqnkvcv "u"ug"rtqukvw|g."ctg"cnvgtpevcx"u "ceegrvg" qhgtvc"uqnkvcvwnwk"ucw"u "q"tgurkpi 0"Cfke ." ,k"rqcvg" fktk" ,p" o qf"nkdg" xqkp c."cngi-pf"ucw"pw"ecngc"fg" rrtqewtctg" c" o knqcegnq"fg"gzkvvgp ."ectg" ,k"guvg"rtq/ rwu 0"pvt/q"cuwhgn"fg"ukwvc kg."nkrukpf"q"rtgukwpg"cuwrte" rgtuqcpk."pw"rwvg o "cvguv"eqpuvt-pigtg"rtqŁv-pfw/ug" fg"fgrgpfgp c" o cvgtkc "c" xkevko gk0

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"p"cegucv "rtkxk" .C0R0" Fkcepgmq" cŁto ."lwuv."e " eqpuvt-pigtg" .rtqŁv-pfw/ug"fg"fgrgpfgp c"fg"ugtxkek" c" xkevko gk." rrtgwrwpg" o" cnvgtpevcx"ucw" ew o wncvx" o" wt o vqctgng"krqvg|g<"3+"etgctgc"nc"nqewn"fg" o wpe "cn" xkevko gk" c"wpqt"eqpfk k"kpurrtvcdkng."e-pf"gc"guvg" ukv i o cvk|cv ." o cti kpcnk|cv ."pg,pvg o gkcv"ucpe kqpcv ." rrwu " ,p"hc c"wpkg"rtgurvekxg"fg" c" k"ug"ceqtf"q"tghgk" ,pgi cvkx "gve0"4+" c o gpkp ctgc" xkevko gk"fg" c/k" ,pt wv k" ukwvc kc"fg"ugtxkek"rg"ecngc"eqpegfkgtk."fgxcpu tkk" ,p" hwpe kg."nkruktk"fg" ftgrvwn"fg" c" dpgŁek"fg"eqpegfk" gve0"Vqvqfcv ."vtgdwk"nwcv " ,p"eqpukfgtc kg"rtgek|ctgc" h eww "fg" P0C0"Dcdk" fce "rtuqpc"pw"guvg" ,pftgrv kv "



qdkgevkx"u "ug"dwewtg"fg"cpw o kvg"ftgrvwtk"ngicvg"fg" ugtxkekx."cvwpek"pw"xc"eqpukvkw"eqpvt- π igtg"co gpkp/ctgc"fg"c"rtkxc"rgtuqpc"fg"ceguvg"ftgrvwtk"ucw"fg"c"pw"kn"ng"ceqtfco

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R- π "nc"wt o ."pw"eqpvz|"ecnkvvc"rg"ectg"q"ctg" xkevko c" k"hrvwkvqtwn"Ko rqtvcv"guvg"e"fg"rgpfgp c"rqcv"Ł"rg"xtgkcn ."pvg"ogkcv"rg"fq"okpctgc"wpkg"rgtuqpcg"cuwrte"cnvg"rgtuqpcg" k."tgrgevkx."uwdqt/fqctgc"wpkg"rgtuqpcg"hc"fg"cnv"rgtuqpc"*,p"rncp"cf"okpkuvtcvkx."rtqeguwn."rtqhgukpcn."qewrc"kpccn."c"odkpvvcn"gvē0+0"fg"cuvg"ogpgc."fg"rgpfgp c"rqcv"Ł"rg"qtk|qpvnc."e- π f"xkevko c" k"hrvwkvqtwn"dgpgŁekc|"fg"cegnc" k"oketquvcv"uqekc"fg"gzg"orvw."fg"rgpfgp c"fkpvtg"og"dtkk"wpkg"hc"oknkk"ectg"pw"uwpv"cuvgpfgp k"ucw"fguegpfgp k"wpwn"hc"fg"cnvvn="fg"rgpfgp c"ectcevg/tkuvke"tgnc"knqt"pguvcvvtg"fkpvtg"eqngikk"fg"ec|cto ."fg"e"okp."fg"cf"rqv"rgpvtw"tghwike" k"gvē0+0

Tghgkpfw/pg,"pigpctn"nc"rtqŁvctgc"fg"fg"rgpfgp c"ocvgtkn ."fg"ugtxkekx"ucw"fg"cnv"pcvvt"cxekv"ogk"o"ec"ogvqf"fg"eqpvt- π igtg",p"eqpvz"vwn"kphtce"kwpkk"rtgx|wvg"nc"ctv0395"E0rgp0"TO"o"pw"vtgdwkg"u"wkvo"fg"tgiwnc"rtgx|wv"nc"rev03:"cn"Jqv t-tkk"Rngpwnwk"pt03914227"<"šNc"ecnŁectgc"hrvvgk."guvg"qdnkicvqtkw"u"ug"uvcdkngc"e"hrvwkvqtwn"c"rtqŁvcv"fg"fg"rgpfgp c"xkevko gk"hc"fg"gn."cfke"hrvwkvqtwn"cn"hnqkvk"eqpvkpv"uvctgc"fkŁekc"p"ectg"ug"cl"xkevko cō0"p"ceguv"ugpu."ctg"ftgrvcv"NON0"Mtwinmqs."e- π f"uw"kpq"šUg"okŁec"kg"eq"orqt"pw"cv-v"uvctgc"fg"fg"rgpfgp" *rgpvtw"e."p"rtg|gp"cgk."pvtg"kpctgc"fg"cevg"ugzwcng"rqcv"cxgc"nqe" k"ht"eqpvt- π igtg+."e-v"oc"cn"u"rtqŁvctgc"fg"ceguv"uvctg."ec"oknqe"fg"rtgukwpg"cuwrte"xkevko gk."rgpvtw"c"q"ko"rwpg"u",pvtg"kp"cevgng"ugzwcngō0

Vqvqfcv."guvg"ktgngxcpv"fce"uvctgc"fg"fg"rgpfgp c"xkevko gk"c"rwwv/q"rtqfweg"cwvqtwn"kphtce"kwpkk"ucw"wp"eq"ornkec"cn"nw."Łg"q"rgtuqpc"vgt"ew"vqvwn"vvt"kp"fg"hrv."ucw"ejkct"xkevko c0"Gugp"kc"guvg"e"cwvqtwn"kphtce"kwpkk"c"rtqŁvcv"fg"ceguv"uvctg0

Fkpvt/q"cnv"rgturgevkx."pq"kwpgc"štrqvtw"ugzwc/ngō"fkp"fkurq|k"ctv0395"E0rgp0"TO"ctg"cegce" k"ug"o"pkŁec"kg"ec" k",p"ec|wn"kphtce"kwpkk"fg"xkq032"Dkpg,p"g/ngu."guvg"uwŁekgp"ec"hrvwkvqtwn"u"eqpvt- π "xkevko c"nc"wp"ukp"iwt"trqvt"ugzwcng" k"pw"nc"oc"o"vwn"trqvtw"ugzwcng+."ec"u"rqcv"Ł"crnkecv"t"urwvfgtgc",p"dc|c"ctv0395"E0rgp0"TO"Ock"o"vwn.",p"ec|wn"eqpvt- π igtg"nc"o"vwn"rng"trqvtw"ugzwcng."fce"hrvwkvqtwn"wt o /tg"vg"ueqrwn"gzrnqcv"tkk"ugzwcng."xqt"gzkuvc"vg"ogkwtk"u"

ecnŁe"o"egng"u"xt"kv",p"dc|c"ctv0428"E0rgp0"TO."ec"vteŁe"fg"eqrkk0"pw",p"dc|c"ctv0395"E0rgp0"TO0

Rtkp"šcnvg"ce"kwpk"ew"ectcevg"ugzwcng" *pq"kwpg"hnqkvk",p"fkurq|k"ctv0395"E0rgp0"TO+"ug",p"ngig"šucvkuhcegtgc"rqhvkg"ugzwcng",p"hqt"og"rgtxgtugō033"Pg"eqpxkpio"fg"ceguvc."fce"crgn"o"nc"xctkpcv"kp/ken"cvgzvwnwk"Eqfwnwk"rgpcn"pq"kwpgc"šcnvg"ce"kwpk"ew"ectcevg"ugzwcng" c"hqv"hnqkvk",p"nqewn"pq"kwpkk"šucvkuhcegtgc"rqhvkg"ugzwcng",p"hqt"og"rgtxgtugō",p"ctv0394"E0rgp0"TO0"Uwdukvwtg"fcv" c"hqv"wp"fg"hqt o."ht" c"cxgc"xtgq"kpŁwgp"cuwrte",p"nguwvwn"pq"kwpkk"fg"hrv."u/c"tgxgpkv"nc"pq"kwpgc"šucvkuhcegtgc"rqhvkg"ugzwcng",p"hqt"og"rgtxgtugō."vwnk|cv",p"ctv03253"E0rgp0"TO"fkp3;830"Pk"oke"oc"o"vwn0

"p"cnv"rtkxk" .rtkp"Ngig"rgpvtw"o"qfŁectgc" k"eq"orngvctgc"Eqfwnwk"rgpcn"cn"Trwdnkek"Oqnfqxc"fkp3:0340422:."p"fkurq|k"ctv0395"E0rgp0"TO."ewxkpvng"šjq"o"qugzwcng"o."ngudkpcu"o"ō"cw"hqv",pnqewkv"ew"ew/x- π vwn"šjq"o"qugzwcng"vvgō0"pugc"op"qctg"ceguvc"e."p"xctkpcv",p"xkicqctg"ctv0395"E0rgp0"TO."pw"ug"oc"rtgxgfg"t"urwvfgtgc"rgpvtw"eqpvt- π igtg"nc"egce"eg"cnv"fcv"u/c"pw"okv.",p"cegnc"ctvkeq."šngudkpcu"o"ōA

Rgpvtw"ct"urwvfg"nc"ceguv",pvtgdctg."xq"o"eqpuvnc"rev05;"cn"rtqkgevwnwk"fg"Ngig"rgpvtw"o"qfŁectgc" k"eq"o/rngvctgc"Eqfwnwk"rgpcn"cn"Trwdnkek"Oqnfqxc" *gncdqtcv"fg"Okpvkvtwn"Lwuvk"kgk+034"Eqphqt"o"ceguvkc."ewx- π vwn"šngudkpcu"o"ō"ug"zcnw"fg"fkp"ctv0395"E0rgp0"TO"p"Pqvc"kpht"ocv"nc"rtqkgevwn"tgrgevkx."cl"o"o"qvxcctgc"ectg"c"fgvt"okpcv"rtqrwpgtgc"ceguvkc"ogpfc"ogpv"nc"cnkp*3+ctv0394"E0rgp0"TO."p"qrkpc"nw"Xkpegpv"Eq/wuuktcv/Eqvuvgtg."gzrgtv"cn"Eqpuknwnwk"Gwtqrgk."guvg"pgeugt"gzcnw"fgtgc"ewx- π vwnwk"šngudkpcu"o"ō."ceguv"kpew| π fw/ug",p"pq"kwpgc"fg"jq"o"qugzwcng"vvg0"Rtkp"vgt"ogpwn"fg"jq"o"qugzwcng"vvg"ug",p"ngig"qtkpvtgc"ugzwcng",pftgrvcv"e"vtg"tgrtg|gpvc"cegnc"kv"ugz."Łkpf"jq"o"qugzwcng"vvg"cv-v"hg"okp"e-v" k"ocuev/nk"0"Cuwhgn."ug"rtqrwpg"c"ug"zcnw"fg"ewx- π vwn"šngu/dkpcu"o"ō0"Cequv"o"qfŁectg"ug"tghg" k"nc"ctv0395"E0rgp0"TO"035

"p"eqpenw|kg."fwr"kpvtctgc",p"xkicqctg"c"o"qfŁe"tkk"cpnc|cvg."uhgtc"fg"crnkectg"ctv0395"E0rgp0"TO"pw"u/c"tgfw"ew"pk"oke0"Pq"kwpgc"šjq"o"qugzwcng"vvgō."fkp"xctkpcv",p"xkicqctg"ctv0395" *k"394+"E0rgp0"TO."pinqdgc|",p"rncp"ug"ocpvke"pq"kwpgc"šjq"o"qugzwc/nku"o"ō" k"šngudkpcu"o"ō."ectg"cw"hqv"vwnk|cvg",pckpv"fg"kpvtctgc",p"xkicqctg"c"o"qfŁe"tkk",p"ecw|0

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fg"u x-t ktg"cevnwk"fg"jq o qugzwnku o."ngudkcpku o" ucw"cnvqt"ce kwpk"ew"ectcevt"ugzwn." ,pv tkpf"cegugv" egtkp g"rtkp"eqpuvt-pigtgc"eqtgurwp| vqctg"0"nc"ecnkŁ/ectgc"hrvngqt."pw"eqpvgc| "fce "h rvwkvtwn"cu x-t kv ucw"pw" tcrqtwn"ugzwn."cevwn" fg"jq o qugzwnku o." ngudkcpku o"ucw"cnvg"ce kwpk"ew"ectcevt"ugzwn"0" pu ." cegcuv " ,o rrtglwtctg"vtgdwkg"hwcv " ,p"eqpukfgtc kg"nc"kp/ fxxkfwcnk|ctgc"rgfgrugk"0"Vqvqfcv ."fce "eqpuvt-pigtgc" c"fwu"nc"tcrqtwn"ugzwn."nc"cevwn"fg"jq o qugzwnku o" ucw"ngudkcpku o"ew"q"rgtuqcp "ectg"ug" vkc"ew"egtkvw/ fkgp"e "pw"c"cvkpu"x-tuvc"fg"38"cpk."hrvng"u x-t kvg" wt o gc| "c"Ł"ecnkŁecvg"rtkp"eqpewtu" ,p"dc|c"ctv0395" k" 396"0"rgp"0"TO"0

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Wp"cnv"curgev"ngicv"fg"o q o gpvwn"eqpuw o cvkx"cn" kphtce kwpk"rtgx |wvg"nc"ctv0395"0"rgp"0"TO" guvg" wt o vqtnw" guvg" pgegucl "ucw"pw"ecnkŁectgc"uwrnk/ o gpvct "eqphqt o"ctv0396"0"rgp"0"TO" ,p"ec|wn" ,p"ectg" eqpuvt-pigtgc"c"fwu"nc"tcrqtwn"ugzwn"qt"nc"cevwn"fg" jq o qugzwnkvvg"ew"q"rgtuqcp "fgurtg"ectg"ug" vkc"ew" egtkvwfkpg"e "pw"c"cvkpu"x-tuvc"fg"38"cpkA"Co kpvk o." e " ,p"rev03:"cn"Jqv t-tkk"Rngpwnwk"pt03914227"ug" f "wp" t urwpu"clt o cvkx"nc"cegucv " ,pvtgdctg0

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Kct"cpncqik"ew"kphtce kwpgc"fg"v-nj tkg"guvg"pg/ cxgpkv 0" Fce " ,p"tg|wncvwn"v-nj tkgk"uwpv"uwvtcug" dwpwtkng"xkev o gk."pw"ug"rqcv"crnkecv"uwrnk o gpvct" t urwpfgtgc"rgpvtw"q"uwvtcigtg"rtkxkv " igpgtkel" Pw" gzkv "q"pqt o "ectg"uvcdkng vg"t urwpfgtgc"rgpvtw" uwvtcigtgc"nc" igpgten0" Gzkv " o ck" o wnv"pqt o g"ectg" uvcdkngue"t urwpfgtgc"rgpvtw"kphtce kwpk"fg"ukpv"uv v / vqctg."tgrtg|gpv-pf"ht o g"fkvkvpevg"fg"uwvtcigtg0"Kct" v-nj tkc"guvg"wpk"fkp"cegugv"ht o g0"U x-t kpf"v-nj tkc." h rvwkvtwn"eq o kvg"ko rnkcv"uwvtcigtg0" E jkt" fce " pw"q"eq o kvg" ,pvt/q"ht o "eqpuw o cv 0"Ew"cnvg"ewxkpv." o q o gpvwn"uwvtcigtgk"o ctejgc| "grwk|ctgc"kphtce kwpk" fg"v-nj tkg0"Ug"clwpi"ug"ucw"pw"nc"grwk|ctg."eqpvgc| ,p" rncpwn"kp fxxkfwcnk| tkk"rgfgrugk0" Pw"kpłwgp gc| ,pu " cuwrte"ecnkŁe tkk"kphtce kwpk0,

p"eg"rtkxg vg"eqpgzkwpge"fkpvtg"hrvng"rtgx |wvg" nc"ctv0395" k"396"0"rgp"0"TO."ukvwc"ke"guvg"ecnkvcvkx" fkhgtk 0" Fgnqe" ,pv-o rn vqt." I0Cpvqpkw"clt o ."rg" dwp "ftgrvcvg."e ."fce "o q o gpvwn"eqpuw o tkk" k"egn" cn"grwk| tkk"uwpv"tgrtg|gpvcvg"fg"kphtce kwpk"fkvkvpe/ vg."gng"ug"xqt"clc" ,p"eqpewtu036" p"eqpenw|kg."guvg"rg" fgrnkp"hwpcf o gpvcv "gzrnkecv"ke"ht o wncv "nc"rev03:"cn" Jqv t-tkk"Rngpwnwk"pt03914227"<š000"fce "eqpuvt-pigtgc" c"fwu"nc"tcrqtwn"ugzwn."nc"cevwn"fg"jq o qugzwnku o" ucw"ngudkcpku o"ew"q"rgtuqcp "fgurtg"ectg"ug" vkc"ew" egtkvwfkpg"e "pw"c"cvkpu"x-tuvc"fg"38"cpk."hrvng" u x-t kvg"wt o gc| "c"Ł"ecnkŁecvg"rtkp"eqpewtu" ,p"dc|c" ctv0395" k"396"0"rgp"0"TO"0

p"eqpvkpwctg."cvgp"ke"pqcuvt "ug"xc"czc"rg"cpnc|c" kphtce kwpk"rtgx |wvg"nc"ctv0396"0"rgp"0"TO"0

Cv-v"fgpwo ktgc."e-v."o ck"engu."fkuqk|k"ce"ceguvwk" ctvkeq"cw"uwhtkv"o qfkŁe tk"fcvqtkv "Ngikk"rgpvtw"o q/ fkŁectgc" k"eq o rnvctgc"Eqfwnwk"rgpcn"cn" Tgrwdnkckk" Oqnfqxc"fkp"3:0340422:0

"Gzegr kkg"fg"nc"cegucv "tgiwn"uwpv"egng"uvcdkng"nc" nkv0h+"cnkp"0*4+" k"nc"cnkp"0*6+" k"7+"ctv03: : "0"rgp"0"TO"0



Cuvhgn. "pckpvg" fg"kpvtctgc" p"xikqctg" c"ngikk. "fgpw/ o ktgc" c" hquv" šTcrqtvwn" ugzwcn" ew" q" rgtuqcp "ectg" pw" c" cvkpu" x-tuv" fg" 38" cpk0. "kct" fkurq|k kc" cxgc" wt o vqtw" eqp kpww< šTcrqtvwn" ugzwcn. "jq o qugzwnku o wn. "ngudk/ cpku o wn" ew" q" rgtuqcp "fgurtg" ectg" ug" vkc" ew" egtvkvw/ fkpge" pw" c" cvkpu" x-tuv" fg" 38" cpk0" Fwr "kpvtctgc" p" xikqctg" c" ngikk. "fgpw o ktgc" c" fgxgpkv" šTcrqtvwn" ugzwcn" ew" q" rgtuqcp "ectg" pw" c" , o rnkpkv" x-tuv" fg" 38" cpk0. "kct" fkurq|k kc" ctg" wt o vqtw" eqp kpww< "š*3+" Tcrqtvwn" ugzwcn. "cnvwn" fge-v" xkqnwn. "rtgew o" k" qtkcg" cnvg" cev" fg" rpgvctg" xcikpcn "ucw" cpcn . "eq o kug" ew" q" rgtuqcp "fgurtg" ectg" ug" vkc" ew" egtvkvw fkpge" pw" c" , o rnkpkv" x-tuv" fg" 38" cpk000*4+ "Rgtuqcp" ectg" c" u" x-t kv" hcrvc" rtgx |wv "nc" cnkp0*3+ "pw" guvg" reukdkn "fg" t urw pfgtg" rpgcn "fce" guvg" nc" pkxgn" crtqrkcv" ew" xkev o c" , p" eggc" eg" rtkxg vg" x-tuv" k" fg| xqnvctgc" Ł|ke " k" rukjke 0000

Rgpvtw" e" uwpv" fg" kpvtctgu" o ck" cngu" o qfkŁe tkng" qrg/ tcv" , p" fkurq|k kc" ctv0396" E0rgp0" TO. "ng" xq o "gzc o kpc" rg" gng0" p" rtk o wn" t-pf. "vtg|g" vg" kpvtctgu" pqwc" eqpŁi wtc/ kg" rg" ectg" c" e" r vcv/ q" fkurq|k kc" fg" nc" cnkp0*3+ "ctv0393" E0rgp0" TO" Fct" guvg" qctg" cegcuv "tg o cpkgtg" wpc" fg" uduvcp "ucw" fct" fg" hqt o A/U/ c" tgf wu" ucw" u/ c" n" tikv" uhgtc" fg" crnkectg" c" ctv0396" E0rgp0" TO. "p" tg| wncvwn" c o gpf c o gpvngt" uwhgtkvgA

p" rtk o wn" t-pf. "ngi kkwqvtwn" c" qrvcv" rgpvtw" hqt o wnc" šTcrqtvwn" ugzwcn" cnvwn" fge-v" xkqnwn0" Rtqcdckn. "cuvhgn" u/ c" fqtqv" u" Łg" wvknk| cv" rtqegfgwn" „brevitatis causa” < "pvt/ q" gzrtk o ctg" o ck" eqpeku "u" ug" uwi gtg| g" e" . "p" ugpwn" ctv0396" E0rgp0" TO. "tcrqtvwn" ugzwcn" guvg" tcnk| cv" pw" p" cegngc k'ekter o uvcp g" ec" tcrqtvwn" ugzwcn" p" ugpwn" ctv0393" E0rgp0" TO" Gzrtk o ctg" guvg" pu" fghgevwqcu . "rgpvtw" e" etggc| "hcnuc" k o rtgukg" e" "šTcrqtvwn" ugzwcn0" k" šxkqnwn0" uwpv" pq kwpk" ge jxcngpv" = rgpvtw" e" "rqcvg" fweg" nc" k fggc" e" "tcrqtvwn" ugzwcn" rqcvg" Ł" cvguvcv" k" p" ec| wn" cnvqt" kphce kwpk" fg" gzg o rnw. "p" ec| wn" kphce kw/ pkk" rtgx |wvg" nc" ctv0394" E0rgp0" TO+0" C o "eq o d vvw" ew" xg jg o gp "cug o gpgc" fg tckgtk" urtg" kngi cnkvcvg0³⁷

p" eqpenw| kg. "ukpvc i o c" šTcrqtvwn" ugzwcn" cnvwn" fg/ e-v" xkqnwn0" vtgdwkg" kpvtctgvcv "ew" p" gnguwn" fg" tcrqtv" ugzwcn" tcnk| cv" p" cnvg" ekter o uvcp g" fge-v" egng" ectce/ vgtk| -pf" tcrqtvwn" ugzwcn" fkp" ecftwn" kphce kwpkk" fg" xkqn0" Ectg" uwpv" ceguv" cnvg" ekter o uvcp g. "xq o" rrwgc" xgfgc" infra0

Q"cnv" hqt o wn" fkp" ctv0396" E0rgp0" TO. "ectg" rtqxq/ e" tg| gtxg. "guvg" šqtkeg" cnvg" cev" fg" rpgvctg" xcikpcn "ucw" cpcn 0" Cegcuv "hqt o wn" c" uduvkvkw" ukpvc i o c" šjq/ o qugzwnku o wn. "hgudkpcu o wn0" fkp" tgfce kc" cpvgtqct "c" ctv0396" E0rgp0" TO" pu. "hqt o wnc" pqw" eqpfk kqpgc| " uejk o d tk" p" uhgtc" fg" crnkectg" c" ctv0396" E0rgp0" TO< "pq kwpgc" šqtkeg" cnvg" cev" fg" rpgvctg" xcikpcn "ucw" cpcn 0" ug" kpvtctgvcv| "cv-v" ew" pq kwpgc" šjq o qugzw/ cnku o 0" *wvknk| cv " , p" ctv0394" k" 395" E0rgp0" TO+ . "e-v" k"

ew" pq kwpgc" šucvkuhcegtgc" rqhvgk" ugzwcn" p" hqt o g" rgt/ xgtug0" l" šcnvg" ce kwpk" ew" ectcevg" ugzwcn0" *wvknk| cvg" p" ctv0394" l" 395" E0rgp0" TO+0" Ug" kpvtctgvcv| . "fg" xt g o g" eg" rgtuwrwp" u" x-t ktgc" fct" c" cegnat" cev" ugzwcn" ectg" k o rnk " rpgvctg" Fct" rpgvctg" pw" fg" qtkcg" pcv/ t < "pw o ck" rpgvctg" xcikpcn "ucw" cpcn 0" Nc" eqpetgv. "ug" cw" p" xgfgtg" cevng" cpcnq/ i gpkvcng. "cpcnq/ fki kvcng." xcikpq/ fki kvcng. "hcnqk o kvcvctg. " |qqk o kvcvctg" gve0" *fg" gzg o rnw. "kpvtqfwegtgc" o g o dtwnwk" xtkn" ucw" c" cnvqt" r t k" cng" eqtrwnwk" cng" wpgk" rgtuqcp" fg" ugz" o cuewnkp" p" tgevn" cnvgk" rgtuqcp" fg" ugz" o cuewnkp= "kpvtqfwegtgc" o g o dtwnwk" xtkn" ucw" c" cnvqt" r t k" cng" eqtrwnwk" rgtuqcp" fg" ugz" o cuewnkp" p" tgevn" rgtuqcp" fg" ugz" hg o kpkp= "kpvtqfwegtgc" fg" e" vtg" q" rgtuqcp "fg" ugz" o cuewnkp" c" wpwk" o wnc| , "cn" o g o dtwnwk" xtkn" p" tgevn" cnvgk" rgtuqcp" fg" ugz" o cuewnkp= "kpvtqfwegtgc" fg" e" vtg" q" rgtuqcp "fg" ugz" hg o kpkp" c" wpwk" o wnc| "cn" o g o dtwnwk" xtkn" p" ecxkvcvg" xcikpcn "qtk" p" tgevn" cnvgk" rgtuqcp" fg" ugz" hg o kpkp= "kpvtqfwegtgc" fg" e" vtg" q" rgtuqcp "fg" ugz" hg o kpkp" c" wpwk" o wnc| "cn" o g o dtwnwk" xtkn" ucw" c" wpgk" r t k" c" eqtrwnwk" p" tgevn" wpgk" rgtuqcp" fg" ugz" o cuewnkp= "hqnkctg" fg" e" vtg" h" rvwkvt. "p" ecnkvcvg" fg" kpuvtw o gpv" fg" rpgvctg. "c" wpt" cpk o cng" gve0+0

Pw" kpvt " uwd" kpekfgp c" pq kwpk" šqtkeg" cnvg" cev" fg" rpgvctg" xcikpcn "ucw" cpcn 0" cevng" ugzwcn" ectg" pw" k o rnk " rpgvctg" *r vtwpfgtg+< "eqpvcvwn" fkpvtg" qti cpgng" i gpkvcng" c" fqw " rgtuqcp" fg" ugz" hg o kpkp= "o c/ pkrwn tkng" ew" ceguv" qti cpg" ew" clwvqtw" fg" i gvngt" o -k/ pknq= "k o kvctg" tcrqtvwnk" ugzwcn" rtkp u" x-t ktgc" wpt" htke kwpk" ew" o g o dtwn" xtkn" p" urc kwn" fkpvtg" o c o gngng" hg o gkk. "eqcrung. "w o tw" k" i -vwn" gk. "qtk" rg" uwr tche c" cdfq o gpwnc" ceguvgc" = "o cuvwdctg" wpgk" rgtuqcp" fg" ugz" o cuewnkp" fg" e" vtg" q" rgtuqcp "fg" ugz" hg o kpkp" *ucw" xkexgtuc+ "qtk" c" wpgk" rgtuqcp" fg" ugz" o cuewnkp" fg" e" vtg" q" cnv " rgtuqcp "fg" ugz" o cuewnkp" gve0

"Pw" ug" tcrqtgvc| "nc" cegcuv "pq kwpg" pkek" cevng" fg" rpgvctg" dwecn " *kpvtqfwegtgc" fg" e" vtg" q" rgtuqcp "fg" ugz" o cuewnkp" c" o g o dtwnwk" xtkn" p" ecxkvcvg" dwecn "c" wpgk" rgtuqcp" fg" ugz" hg o kpkp= "cevng" qtcnq/ i gpkvcng" pvtg" rgtuqcp" fg" ugz" o cuewnkp+0" Guvg" tg i tgvcdkn" e" vqe o ck" cug o gpgc" cev" fg" rpgvctg" cw" t o cu" p" chctc" uhgtgk" fg" crnkectg" c" ctv0396" E0rgp0" TO" Guvg" dk| ct " k" tgrtq cdkn "eqpegr kc" hgi kkwqvtwnk" fg" c" pw" tgewpqc vg" rgtkeqwn" uqekc" cn" cevngt" fg" rpgvctg" dwecn . "u" x-t/ kvg" p" rtkxk c" rgtuqcpngt" ectg" pw" cw" cvkpu" x-tuv" fg" 38" cpk0" Pgf w o gtg" vg" e" "cug o gpgc" cev" uwpv" fkhgtg/ kcv" cduqnw" ctvŁekcn" k" knqike" fg" cevng" fg" rpgvctg" xcikpcn "ucw" cpcn "u" x-t kvg" p" rtkxk c" rgtuqcpngt" ectg" pw" cw" cvkpu" x-tuv" fg" 38" cpk0" Cegcuv" rgpvtw" e" . "p"

, E-pf" urwpg o " š o wncłö. "cxg o" p" xgfgtg" qtkcg" qdkgev" fgukpvc. "cfrcvcv" ucw" k o rtqkx| cv" rgpvtw" rpgvctg0



ceguvg"ukvwc kk" fkhgtgp kcvg."xkev o gng" o kpgtg"uwrqtv " cegnec k"tgrgtewukwkp" fg"qt fkp"ruk j quqekcn0"

"Vqvw k."ejkct" fce "pw/ k" i ug vg"lwukŁectg."nkvgtc" ngikk."c c"ew o" g"eqpegrwv ",p"ctv0396"E0rgp0"TO."wt/ ogc| "c"Ł"tgurgevcv 0"R-p "nc"q"gxgpvwcen "o qfkŁectg" c"ctv0396"E0rgp0"TO"0"C"e-vc"nc"pw o tA"o"pg",pvtgd o" tgvqtke0

"p"eqpenw|kg."ukpvc i o c" šqtkeg"cnvg"cevg" fg" rpgg/ vtctg"xc ikpcn "ucw"cpncn ö"vtgdwkg"kpvgtrtgvvcv ",p"hgwnw" wt o vqt<

3+"pw"ug"tghgt "nc"tcrqtvw"ugzwcen-

4+"pw"ug"kf gpkvŁe . "ek" fqtct"ug" kpvgtugevgc | "ew" ukpvc i o c"šucvkuhcegtg"rqhvkg"ugzwcng",p"htq o g"rgtxgt/ ugö"l"šcnvg"ce kwpk"ew"ectcevtg"ugzwcno" k"ew"vgt o gpwn" š j q o qugzwcnkvcvgö-

5+"rtguwrwp"rgpgvtctg*c" r vtpwfgtg+"ew"eqpvc kk" ugzwcng-

6+"ug"eqpetgvk|gc| " fqtct",p" rpggvtctg"xc ikpcn " ucw"cpncn =

7+"pw"ug"rqcvg"eqpetgvk|c",p" rpggvtctg"dwecn 0

"p"cnv " rtkxkp ".pg"xq o" rtpwpw c"cuwrct"ektew o/ uvcp gnat",p"ectg"ug"eq o kv"cevgng"ugzwcng.",p"eqpfk kng" ctv0396"E0rgp0"TO0

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Vqvqfcv ".uwpvg o"rg"fg rnkp"fg"ceqtf"ew"q"cnv "gzrnk/ ec kg"fkp"rev03;"cn" Jqv t-tkk"Rngpwnwk"pt03914227."ectg" rtkxg vg" fgng o kvctgc"kphtce kwpkk"rtgx |wvg"nc"ctv0396" E0rgp0"TO." fg"kphtce kwpkng"rtgx |wvg"nc"ctv0393" k" 394" E0rgp0"TO<" šTcrqtvw"ugzwcen."cevwn" fg" j q o q/ ugzwcnu o"ucw"ngudkcpku o"u x-t kvg"ew"q"rgtuqcp "fg" x-tuv "htcigf "cn"e tgg"eqpuk o o-pv"pw"ctg"xcnqctg" lwtkfke ."fgqctgeg"pw",p gng i g"ug o pkŁec kc"egnat"eg" k"ug" ,pv-o rn ".ug"ecnŁe "pw"eqphqt o"ctv0396"E0rgp0"TO."ek" rqvtkxkv"nkvd+"cnkp0*5+"ctv0393"ucw"nkvd+"cnkp0*5+"ctv0394" E0rgp0"TOö0"Vtcfwepf",p"vgt o gpkk"ng i kk",p" xk i qctg." cegcuv "gzrnkec kg"u/ct"rtg|gpvc",p"hgwnw"wt o vqt<"šTc/ rqtvw"ugzwcen"ucw"qtkeg"cnvg"cevg" fg" rpggvtctg"xc ikpcn " ucw"cpncn ".u x-t kvg"ew"q"rgtuqcp "fg"x-tuv "htcigf "cn"

e tgg"eqpuk o "o-pv"pw"ctg"xcnqctg"lwtkfke ."fgqctgeg"pw" ,p gng i g"ug o pkŁec kc"egnat"eg" k"ug",pv-o rn ".ug"ecnŁe " pw"eqphqt o"ctv0396"E0rgp0"TO."ek" rqvtkxkv"nkvd+"cnkp0*5+" ctv0393"ucw"nkvd+"cnkp0*5+"ctv0394"E0rgp0"TOö0

"p"ngi vwt "ew"cegcuvc."uwpvg o" fg"ceqtf"ew" N0N0" Mtwinmqs<"pw" guvg"uvcdknk " fge-v"q"nk o kv " o czko " c"x-tuvgk" xkev o gk",p"krqvg|c"kphtce kwpkk" fg" tcrqtv" ugzwcen"ew"q" rgtuqcp "ectg"pw" c",o rnkpkv"x-tuvc" fg" 38"cpk0"Vqvw k."kf gpkvŁectgc"nk o kvgk" o kpk o g" c"ceguvgk" x-tuvg"ctg" k o rqtvcv ",p"rncpwn"fgnk o kv tkk"ceguvgk"hcrvg" kphtce kqpcng"fg"kphtce kwpgc"fg"xkqn" k"egc"fg"ce kwpk" xkqngpvvg"ew"ectcevtg"ugzwcen." rrtguwrwp-pf" rrtqŁvctgc" fg" k o rqudknkvcvgc" xkev o gk" fg" c/ k" gzrtk o c" xqpk c038 C c" guvg0"Ng i gc" r gpcn "pw" rtxxfg"q"nk o kv " o kpk o " c"x-tuvgk" xkev o gk"kphtce kwpkk"rtgx |wvg"nc"ctv0396" E0rgp0"TO0" Fct"cegcuvc"pkek"rg"fg rctvg"pw",pugc o p " e "x-tuvc",p"ecw| " rqcvg"Ł"qtke-v" fg" tgfwu 0"Ug"xc" tgcnk|c"eq o rpggp c"kphtce kwpkk"rtgx |wvg"nc"ctv0396" E0rgp0"TO"pw o ck" fce "cevwn"ugzwcen"eqtgurwp| vqt" c" huquv"rgtegrwv"cf gexcv" fg"e vtg"xkev o 0" Pw o ck" fce " xkev o c" c",p gngu"ug o pkŁec kc"cevwnwk"nc"ectg" c"huquv" uwrwu ".ew"cnvg"ewxkpv"o" fce "c"cxwv"fkuegtv o-pv0" Ew"e-v" o ck"tgfwu "guvg"x-tuvc"xkev o gk"ew"cv-v"etg vg" rqudknkvcvgc"kp gzkuvvgp gk"fkuegtv o-pvwnwk0" Fg"ceggc." wt o gc| "c"ug"uvcdknk",p"eqpetgv." fg"nc"ec|nc"ec|." fce " xkev o c" c"cxwv"ucw"pw"fkuegtv o-pv."h t "c"ug"rwygc" Łzc",p" o qf"cdvctce."rg"ecng"fqevtkpct "ucw"lw fkekt ." q"nk o kv " o kpk o " c"x-tuvgk"ceguvgk."ec" gng o gpv" fg" tghgtkp 0

"p"eqpvzv."ctg" ftgrvcvg" O0C0" Mqtqvcgxc."e-pf" uuw kpg<"fqtct",p"tg|wnvcvwn"gzc o kp tkk"vwwtqt"ektew o/ uvcp gnat"hcrvgk"ug"rqcvg"uvcdknk" fce "xkev o c" c",p gngu" ug o pkŁec kc"egnat"eg" k"ug",pv-o rn 0"Vtgdwkg"nwcvg",p" eqpukfgtc kg" fgrq|k kng" xkev o gk."cng" r tkp knqt"ucw" rgtuqcpngat" uwdtqi cvqtkk."cng" r gfc i q i knqt"ucw"cnvqt" rgtuqcp"ectg" rqv" gxcnwc" fg|xqnvctgc"kpvgngvwcen "c" xkev o gk0"p"ec|wtkng"pgeguvtg."wt o gc| "c"Ł" fkurwu " ghgevwctgc"wpkg" gzrtvk|g"ruk j qnq i keg"lw fkektg."ew" ko rnektgc"urgekcnk vknqt",p"ruk j q r g f c i q i kg039

Ftgrv"eqpenw|kg.",p"ec|wn"tcrqtvw"ugzwcen"ucw" cn"qtke twk"cnv"cev" fg" rpggvtctg"xc ikpcn "ucw"cpncn ". gzrtk o ctgc"eqpuk o o-pvwnwk." fg"e vtg"xkev o c"ectg" pw" c",o rnkpkv"x-tuvc" fg"38"cpk."ctg"wp"ectcevtg"fwcnkuv<" 3+"eqpuk o o-pvwn"wpkxqe." rrtguwrwp-pf"fkuegtv / o-pvwn."nc" c"e twk"vg o gngk"ug"rqcvg"clc"ewtkq|kvcvgc" xkev o gk."kpvgtguwn" o cvgtkcn"ucw"cvtce kc"ugzwcen " fkp" rctvgc" gk="4+"eqpuk o o-pvwn"crctgpv." rrtguwrwp-pf" nruc"fkuegtv o-pvwnwk."ectg"eqpuv ",p"pg, o rqvtkxktgc" xkev o gk."fkp"ecw|c"e "gc"pw",p gng i g"ug o pkŁec kc"egnat" eg" k"ug",pv-o rn 0

Rtk o c"krqvg| "guvg"ectcevtgkuvke "kphtce kwpkk"urg/ ekŁecvg"nc"ctv0396"E0rgp0"TO0"Egc"fg" c"fqwc"krqvg| "



gugv'xcncdkn "p'ec|wn'eqrknqt'fg'x-tuv 'htcigf 0'Eqp/uk o o-pvwn'crctgpv'cn'ceguvqtc'pw'ctg'pkek'q'tgnxcp "lwtkfke .kct'h rvwkvqtw'n'gugv'eqp vkp'v'fg'ceguv'hc'rv0'Fg'cegge. 'tcrqtvwn'ugzwn'ucw'qteectg'cnv'cev'fg'rgpvtctg'xcikpcn "ucw'cpcn .u x-t kv'ew'q'rgtuqcp "fg'x-tuv 'htcigf .vtgdwkg'ecnkLecv'rqvtxkv'nkvd+'cnkp0*5+'ctv0393'ucw'nkvd+'cnkp0*5+'ctv0394'E0rgp0'TO0'p'cuvhgn'fg'ec|wtk."gzkuv "vq k'kpfkek'rgpvtw'c'tgewpqc vg'e "h rvwkvqtw'n'c'rtqLvcv'fg'k'o rqukdknkvcvg'xkevko gk'fg'c/ k'gzrtkoc'xqkp c0

Uwd'wp'cnv'curgev. 'c o kpvk o e . "nc'cnkp0*4+'ctv0396'E0rgp0'TO."gugv'uvcdknk'wp'ec|'fg'nkdgctg'fg't urwp/fgt'rgpcn <'Rgtuqpc'ectg'c'u x-t kv'hc'rv'rtgx |wv "nc'cnkp0*3+'pw'gugv'reukdn "fg't urwpfgt'rgpcn "fce "gugv'nc'pkxgn'crtqrkcv'ew'xkevko c",p'eggc'eg'rtkxg vg'x-tuv'c" k'fg|xqnvctg'c'k'ke " k'rukjke 00

Kcv "ewo" o qvkgc | "Okpkvgtwn'Lwuvk kgk.",p'Pqvc'kphqtocvix "nc'rtqkgevwn'fg'Ngig'rgpvtw' o qfklectg'c" k'eq o rnvctg'Eqfwnwk'rgpcn'cn'Tgrwdnkek'Qonfqc.'eq o / rnvctg'ctv0396'E0rgp0'TO'ew'cnkpgcvwn*4<'s'p'rtkxpc'cevgnqt'ugzwn'pvtg'okpqt.'u/c'uvcdknk'v" e "rgtuqcpng'k'o rnkcv'p'ce kwkng'rtgx |wv'nc'cnkpgcvwn*3+'cn'rtg|gp/vwnwk'ctvkeqn'rqv'c'nkdgctg'fg't urwpfgt'rgpcn "fce "uwp'nc'pkxgn'fg'g'cnkvcvg'fkp'rwpev'fg'xgfgt'cn'x-tuv'k'fg|xqnv tkk0'Cuvg'n.'u/c',pegtecv'c'ug'gxkvc'uqnv kkn'kpeqgtg'p'fkp'tg'ing o g'pvtg'c',p'xkiqctg.'rqvtxkv'e / tqtc.'fce "fqk'okpqt',p'x-tuv "fg'36'cpk" k'lwo vcv'g',pvtg kp'wp'tcrqtv'ugzwn.'Lgectg'xc'L"cv-v'kphctevqt."e-v' k'xkevko 0'Fg'cug o gpgc.'pqw'c'tg'ing o g'pvtg'gugv'eqtgnv "k'ew'fkurq|k kkn'Eqfwnwk'hc o knkg.'ectg'cf o kv' e u vqtk'ew'fkurgpu "c'hg o gk'fg'nc'x-tuv'fg'37'cpk0'p'krqvg|c',p'ectg'o qvkw'ceqtf tkk'fkurpug'gugv'uvctg'fg'itcxk'kvcvg'o'ew o'ug',p'v-o rn "egn' o ck'cf'gugc',p'rtceve "o'cevwn'ugzwn'c'cxwv'ng'cpvgtkq't'x-tuv'fg'37'cpk." k'ct'L'knqike'ec."rg'fg'q'rctvg.'u "ug'tgewpqcue "rqukdknkvcvg',pejgkgtk'ngicng.'c'e u vqtkgk.'kct."rg'fg'cnv "rctvg.'u "ug'clwpi "nc'eqpfc o p'ctg'xkkvqtw'nk'uq 0'Q'rtgxfgtg'uk o knct "egn'k'fkp'cnkpgcvwn*4+'rvcvg'L'kfgpvkLecv ",p'ngig'rgpcn "c'P'atxgikgk." Igt o c'pk'k'k' Cto g'pk'k' k'Unqxp'k'k'03:

'p'rtk o wn't-pf."uguk| o'e .,p'eqpvzwn'ngi'kk'rg/p'cng'cwv'j'v'qpg.'pw'gugv'ew'rwv'kp "wpc'fkp'ukv'c'kkn'g'fguetkug' o ck'uwu'<'s000' fce "fqk'okpqt',p'x-tuv "fg'36'cpk" k'lwo vcv'g',pvtg kp'wp'tcrqtv'ugzwn.'Lgectg'xc'L'cv-v'kphctevqt."e-v' k'xkevko 00'Qt."x-tuv' o kpk o "rgpvtw' uwdkgevwn'kphctce kwk'rtgx |wv'nc'ctv0396'E0rgp0'TO'gugv'fg'nc'38'cpk0' k'c'hquv'nc'hgn',pegr-p'f'ew'k'pvtctg'c',p'xkiqctg'c'Eqfwnwk'rgpcn'nc'34028042250'Fg'cegge."ukv'c'kkn'q't'fg'cnv'ig'p'nk'ug'rqcv'c'rnk'c'rtgxfgtg'fg'nc'cnkp0*4+'ctv0396'E0rgp0'TO'<'fg'gzg o rnw.'uwdkgevwn'ctg'x-tuv'fg'38'cpk" k'3'nwp .kct'xkevko c'ctg'x-tuv'fg'37'cpk" k'33'nwpk0

Nc'hgn."tg o cte o "q'cnv "kpgzcevkv'cv'p" o qvkgc'g' r'g|gpvcv "fg'Okpkvgtwn'Lwuvk kgk'<'eqp'q' o'ctv036'cn'Eqfwnwk'hc o knkg'cn'Tgrwdnkek'Qonfqc.'c'f'qrvcv'fg' Rctnc o g'p'vwn'Tgrwdnkek'Qonfqc'nc'4803204222."x-tuv' o cvtk o qpkcn " o kpk o "gugv'fg'3:'cpk-'rgpvtw' o qvkg'vg o g'k'peg."ug'rqcv'g',pewxk'p'c',pejgkgtg'c' e u vqtkg'k'ew'tg'f'wegt'g'c'x-tuv'g' o cvtk o qpkcng."f'ct'pw' o ck' o wnv'fg'e-v'ew'f'qk'cpk03:

Fgek.'ejkct'ew'fkurgpu .x-tuv' o cvtk o qpkcn "pw'rqcv'eqdqt,'uwd'38'cpk0

Ew'ceguv'rtg'ek|tk.'xq o o g'p'k'qpc'e .rgpvtw'c'L'pu tekpcv 'nc'38'cpk."okpqt'vtgdwkg'u "L'cxwv'tcrqtv'w'k'ugzwn'eg'x'k'v'qtw'n'uq'cpvgtkq't'ceguv'g'x-tuv'0'p'ceguv'eqp'fk'k.'fce .hc' o q o g'p'vwn'tcrqtv'w'w'k'ugzwn.'x'k'v'qtw'n'uq'cxgc',o rnk'p'k'v'x-tuv'fg'38'cpk.'gn'rqcv'g'L'nkdgctv'fg't urwpfgt'rgpcn "f'qct'fce "gugv'nc'pkxgn'crtqrkcv'ew'xkevko c',p'eggc'eg'rtkxg vg'x-tuv'c" k'fg|xqnvctg'c'k'ke " k'rukjke 0'Fgek."k'rqcv'g'L'c'rnk'c'v'rtg'x'g'fgt'g'c'fg'nc'cnkp0*4+'ctv0396'E0rgp0'TO0

Rg'dc|c'ceguv'w'k'gzg o rnw'pg'rwv'g' o eqp'x'k'p'ig' e "pw',pv'q'f'g'cwpc."ejkct'fce "uwp',pvtw'p'k'v'g'eqp'fk'kkn'g'rtkx'k'p'x-tuv' o cvtk o qpkcn " o kpk o "c" rctv'g'p'g't'k'q't'ugzwn'c',pugc o p "cwv'q'ocv'e "wpwn'fk'pvt'g'g'k'pw'xc'rwv'g'c'L'v'c'u'nc't'urwp'fgt'rgpcn 0'Cegcuv'rgpvtw'e "eqp'fk'kkn'g'rtkx'k'p'x-tuv'c'xkevko gk' k'c'h rvwkvqtw'n'w'k'vtgdwkg'u "L'g'crtqrkcv'g0" k'u "ug'c'f'cw'ig'eqp'fk'kkn'g'rtkx'k'p'f'fg|xqnvctg'c'xkevko gk' k'c'h rvwkvqtw'n'w'k." k'gng'crtqrkcv'g0

Kcv "fg'eg."gugv'rtg'c',piwuv "uhgt'c'fg'c'rnk'ectg'c"fkurq|k kg'k'fg'nc'cnkp0*4+'ctv0396'E0rgp0'TO0'Cegcuv "fkurq|k kg'gugv'c'rnk'ec'dkn "pw'oc'k'fce "uwp',pvtw'p'k'v'g'ew o wnc'v'x'vtg'k'eqp'fk'k'k

3+'h rvwkvqtw'n' k'xkevko c'uw'p'nc'pkxgn'crtqrkcv',p'eggc'eg'rtkxg vg'x-tuv'c-

4+'h rvwkvqtw'n' k'xkevko c'uw'p'nc'pkxgn'crtqrkcv',p'eggc'eg'rtkxg vg'fg|xqnvctg'c'k'ke =

5+'h rvwkvqtw'n' k'xkevko c'uw'p'nc'pkxgn'crtqrkcv',p'eggc'eg'rtkxg vg'fg|xqnvctg'c'rukjke 0

Fce 'nk'rug'vg' o ect'w'p'c'fkp'ceguv'g'eqp'fk'k'k.'h rvwkv'q'v'qtw'n'pw'xc'rwv'g'c'd'g'p'g'k'ec'fg'nkdgctg'c'fg't urwp'fgt'rgpcn 0

'p'rnwu.'rtg|gp'c'w'w'k'og'ng'q't'f'q'w'eqp'fk'k'k'xc'rwv'g'c'L'cv'g'uv'c'rg'ecng'c'gzr'g't'v'k|gk0'Eggc'eg',pi't'g'w'p'g'c| "c'rnk'ectg'c'ctv0396'E0rgp0'TO" k'ig'p'g't'g'c| "r'qukdknkvcvg'c'k'p'v'g't'rt'v' tkk'f'w'r'nk'ek'v'c't'g'c'rtg'x'g'f'g't'k'q't'n'w'k.'ew'p'g'f'q't'k'v'g'f'g't'c'k'g't'k'urtg',pe'nectg'c'rtk'p'ek'r'k'w'n'w'k'ng'ic'nk'v'kk0'Fg'gzg o rnw.'pk' o g'p'k'pw'ew'p'qc'vg'e-v'fg'c'rtqrkcv'g'vtgdwkg'u "L'g'ect'cev'g't'k'uv'k'ek'ng'xk| -p'f'x-tuv'c" k'fg|xqnvctg'c'xkevko gk' k'c'h rvwkvqtw'n'w'k0

Cuvhgn.'p'eqpenw|kg.'pw'gugv'uw'k'ek'p'v'hwp'f'c'og'p'vcv'eq o rnvctg'c'ctv0396'E0rgp0'TO'ew'cnkpgcvwn*4+0'p'ng'ew'n'ceguv'g'k'g' o c'p'k'g'tk."gtc' o wnv' o ck'qr'q't'w'p'ec'



ngikwkvqtwn"u "Ł" fkuvep cv" x-tuvc" o czk o "c" xkev o gk" kphctce kwpkk" fg" x-tuvc" o kpk o "c" uwdkgevwnwk" kphctce/ kwpkk0" Xctkcpvc" qrvk o "ct" Ł" hquv" x-tuvc" fg" 3: "cpk" ec" x-tuv" o kpk o "c" uwdkgevwnwk" kphctce kwpkk. "r uvt-pfw/ug" pguejko dcu "x-tuvc" o czk o "c" xkev o gk" kphctce kwpkk0

"p" cnv" eqpvzgv. "p" wnwkc" rctvg" c" uvwfkwnwk" pquvtw. "pg" xqo" tghgtk" hc" rctkewnc" kv" kng" kpvgrtgv" tkk" k" crnke" tkk" **ctv0397" E0rgp0" TO**

"p" rev042" cn" Jqv t-tkk" Rngpwnwk" pt03914227" ug" o gp kqpgc | <" ŹUwd" kpekfgp" c" ctv0397" E0rgp0" TO" ug" cł "ce kwpkng" ew" ectcevg" ugzwn" *cnvng" fge-v" tcrqtwn" ugzwn. "jq o qugzwnku o wn" ucw" ngudkcpku o wn" ectg" cw" hquv" eq o kug" ew" eqpuk o o-pvwn" xkev o gk0" "p" urgek/ cn. "pq kwpgc" Źce kwpk" rgtxtug0" kpenwfg" fg | i qnktgc" eqtrwnwk" ucw" c" qti cpngqt" i gpkvcng" cng" h rvwkvqtwnwk" "p" rrtg | gp c" xkev o gk" fg | i qnktgc" eqtrwnwk" ucw" c" qti cpngqt" i gpkvcng" cng" xkev o gk. "puq kv" "fg" eqpv o rntctg. "rkr / ktgc" ceguvqt=" u x-t ktgc" tcrqtwnwk" ugzwn. "c" cevwnwk" fg" jq o qugzwnku o. "ngudkcpku o" ucw" c" cnvqt" ce kwpk" ew" ectcevg" ugzwn. "p" eqpfk k" cpw o g" ec" xkev o c" u" rqcw" wt o tk" ceguv" ce kwpk=" fkuw kng" ew" ectcevg" qduegp" k" ekpke" rwtvcg" ew" xkev o c" tghgtkv" nc" xlc" c" ugzwn = "cwfkgtg" , o rtwgp "ew" xkev o c" c" , ptgikuv" tknqt" ew" ectcevg" rrtppqitcŁe=" xk | kqpc" , o rtwgp "ew" xkev o c" c" k o cikpnqt" fg" qtkg" i gp" ew" cegnc" k" eqp kpwv=" ngev/ tctg" , o rtwgp "ew" xkev o c" c" nkvgtcvwtkk" ew" eqp kpwv" rrtppqitcŁe" gve00

"pckpv" fg" vqcv. "p" ceqtf" eg" rtgxfgtkng" ngikk" rg/ pcng" , p" xkiqctg. "xq o" rtgek | c" e" "uwd" kpekfgp" c" ctv0397" E0rgp0" TO" ug" cł "ce kwpkng" ew" ectcevg" ugzwn. "cnvng" fge-v" tcrqtwn" ugzwn. "jq o qugzwnkvcvg. "ucvkuhcegtg" r qhvgtg" ugzwn" , p" hqt o g" rgtxtug. "rtgew o" "k" qtkg" cnv" cev" fg" rpgvtctg" xcikpcn" ucw" cpcn 0

"p" o qf" tgi tgvcdk. "wpgqtk. "p" r tceve "ug" r tghgt "c" pw" ug" eqpetgk | c" , p" eg" u/ cw" gzrtk o cv" ce kwpkng" rgtxtug0" Fkpv/ q" hcnu " rwfqctg" ucw" fkp" cnv" o qvkg" qdewtg. "ug" i gpgtg | "cuvhgn" kpgxkvcdkng" eqphw | k" ew" cnv" kphctce kwpk" rtkxkpf" xlc" c" ugzwn 0" Ec" gzg o rnw" rqcvg" ugtxk" urg" c" wt o vqctg<" rtkp" ugpvkp c" Lwfgc vqtkgk" E n tc k" fkp" 20.11.2007, C.V. a fost condamnat în baza art.175 C.pen. RM. În fapt, în una din zilele din mai 2006, crtqzko cvkx" hc" qtc" 36022. "cł-pfw/ug" , p" wctg" fg" gdtk-gvcvg" , pvt/ q" fgrgpfkp "nc" en fktg" hquvwnwk" o c i c / k p" ŹNw ogc" eqrkkqt0" fkp" ul" Jqtqfk vg. "tckpwn" E n tc k. " , p" ueqrwn" u x-t ktkk" ce kwpkng" rgtxtug" hc " fg" E000. " fgurtg" ectg" vkc" ew" egtkvwfkpg" e "pw" c" cvkpu" x-tuvc" fg" 38" cpk. " E0X0" c" c f g o g p k v / q , p , p e r g t g c " o g p k q p c v . " c " f g / d t e c v / q " k " c " e q o k u . " e w " e q p u k o o - p v w n " x k e v o g k " k , p " r t k x k p c " g k . " c e k w p k " e w " e c t c e v g " u g z w n 0 4 2

"p" cnv" ec | wtk. "fkp" eqpvtc. "ug" rwp" gw" luv" ceegpwn" rg" fgnk o kvctg" fkpvtg" ce kwpkng" rgtxtug" k" cnv" ce kwpk

ew" ectcevg" ugzwn0" Fg" gzg o rnw. "fkpvtg" ce kwpkng" rgt/ xgtug" k" tcrqtwn" ugzwn<" Źg z r g t v k | c " o g f k e q / n g i c n " c " e q p u v c v e " e " j k o g p w n " o k p q t g k " L 0 O 0 " p w " g " f g ĩ q t c v . " k c t " r c t k e w n c t k v " k n g " n w k " c p c v q o q / Ł | k q n q i k e g " p w " r g t o k v " u x - t t g c " t e r q t v w n w k " u g z w n " k p v g i t c n " h t " n g | c t g c " o g o d t e p g k " j k o g p c n g 0 " V q v f c v . " , p " t g | w n v c v w n " g z c o k / p t k k " o g f k e c n g " k " k p x g u v k i c k k n q t " f g " n c d q t c v q t . " n c " g c " c " h q u v " f g r k u c v " i q p q t g g " k " x w n x q x c i k p k v " i q p q e q e k e 0 " E q p v c o k p e t g c " r w v g c " c x g c " h q e " c v - v " r g " e c n g " u g z w n . " e - v " k " j c d k v w c n 0 " p " g f k p c " k p u v c p g k " f g " l w f g e c v " o g f k e w n " n g i k u v " E 0 J 0 " c " u w u k p w " t e r q t v w n " f g " g z r g t v k | " o g f k e q / n g i c n " , p v q e o k v " , p " e c | w n " x k e v o g k " o k p q t g " L 0 O 0 " k " p w " g z / e n w f g " e q p v c o k p e t g c " e g n w k " u p v q u " f g " q " d q c n " x g p g t k e " r g " e c n g " j c d k v w c n . " k p e n w u k x " f q t o k p f " , p v t / w p " r c v " e w " e g n " e c t g " u w h g t " f g " q " c u v h g n " f g " o c n c f k g 0 " H k k p f " k p v g t q i c v " , p " e c n k v c v g " f g " o c t v q t . " u r g e k e n k u v w n " E 0 P 0 " c " f g e n c t c v " e 0 0 0 " , p " e c | w n " o k p q t g k " e q p v c o k p e t g c " r w v g c " c x g c " n q e " , p " w t o c " v g p f k p g k " f g " c " c x g c " w p " t e r q t v " u g z w n . " r t k p " c v k p i g t g c " q t i c p n q t " i g p k v c n g " c " r g t u q c p n q t " f g " u g z " q r w u 0 0 0 " R t q d g n g " g p w o g t c v g " o c k " u w u " e w " e g t k v w f k p g " e q p Ľ t o " u x - t t g c " f g " e v t g " C 0 C 0 " c " r g t x g t v k t k k " Ł k e g k " o k p q t g " e c t g " p w " c " , o r n k p k v " 3 8 " c p k 0 4 3 " C Ľ t o c t g c " r t q e w t q t w n w k " e " c e g u v c " c " u x - t k v " v g p v c v k x c " f g " x k q n 0 0 0 " g u v g " p g , p v g o g k c v " k " p w " u g " c e q t f " e w " r t q d g n g " c f o k p k u v t c v g 0 4 4

"Cuvhgn. "r w v g o " x g f g c " e " p q k w p g c " f g " t e r q t v " u g z w n " p w " r q c v g " Ł " e q p h w p f c v " e w " p q k w p g c " f g " e q p v c e v " u g z w n 0 " F c e " r g v k p i w n " u c w " h t q v c l w n " g " u x - t k v " h c " f g " q " r g t / u q c p " f g u r t g " e c t g " u g " v k g " e w " e g t k v w f k p g " e " p w " c " c v k p u " x - t u v c " f g " 3 8 " c p k . " g z k u v " u w Ł e k g p v g " v g o g k w t k " f g " c " c r n k e c " c t v 0 3 9 7 " E 0 r g p 0 " T O 0 " C e g c u v c . " f c e " r g v k p i w n " u c w " h t q / v c l w n " t g r t g | k p v " u e q r w n " , p " u k p g " c n " h r v w k v t w n w k 0 " F c e . " , p u . " c e g u v g " o c p k h g u v t k " c n g " x k g k k " u g z w n g " e q p u v k v w k g " f q c t " q " r t g o k u " r g p v t w " t g c n k | c t g c " w p q t " c e v g " u g z w n g . " x q o " Ł " , p " r t g | g p c " v g p v c v k x g k " n c " w p c " f k p " k p h t c e k w p k n g " r t g x | w v g " n c " c t v 0 3 9 3 / 3 9 6 " E 0 r g p 0 " T O 0 " F g u k i w t . " f c e " u w p v " r t g | g p v g " k " c n v g " e q p f k k " p g e g u c t g " c r n k e t k k " c e g u v q t " p q t o g " r g p c n g 0

"p" cnv" eqpvzgv. "eqpug o p o" e . "p" ugpuwn" ctv0397" E0rgp0" TO. "ce kwpkng" rgtxtug" pw" rqv" rgtuwrwp" pkek" eqpuvt-pigtg" Ł | ke "ucw" rukjke . "pkek" eqpuvt-pigtg" rtkp" cpvcl. "pkek" rtqŁvctg" fg" fgrgpfgp" c" xkev o gk" qtk" fg" k o rqukdknkvcvg" ceguvgke" fg" c" ug" cr" tc" ucw" fg" c/ k" gzrtk o c" xqk c0" Qtkg" cug o gpgc" eqpuvt-pigtg" gzrnk/ ekv "ucw" k o rnkkev "cuwrte" xkev o gk" fgr g vg" nk o kvng" eq o rqp g p g k " f g " k p h t c e k w p g " u r g e k Ľ e c v g " n c " c t v 0 3 9 7 " E 0 r g p 0 " T O 0 " F g e k . " p g e g u k v " e c n k Ľ e c t g " u w r n k o g p v c t . " f w r " e c | . " e q p h q t o " c t v 0 3 7 3 . " c t v 0 3 7 4 . " c t v 0 3 7 7 " g v e 0 " f k p " E q f w n " r g p c n 0

"pu . "ceguvc" fg nq" pw" , p u g c o p " e " u w d " k p e k f g p c " c t v 0 3 9 7 " E 0 r g p 0 " T O " k p v t " f q c t " c e g n g " c e k w p k " c n g " h r v w k v q / t w n w k . " e c t g " u w p v " t g c n k | c v g " e w " e q p u k o o - p v w n " x k e v o g k 0 " N c " h g n . " k p v t " c e k w p k n g " u x - t k v g " r t k p " c o g p k p c t g c " f g "



c/k'fkuvtwi g'ucw'fgvgtkqtc'dwpwtknq'fg'gzo o rnw.'fg'c/k' twrg'jckpgnq+. 'ucw'rtkp'qtkeg'cnv'igp'fg'eqpuvt-pi g'tg.' ew'gzegr kc'egnqk'urgekŁecvg'nc'ctv0393/395'E0rgp0' TO0

Kcv 'fg'eg.'uwpvg o 'fg'ceqtf'ew'G0C0'Mqvgnpkmqxc' e 'kphtce kwpgc'fg'ce kwpk'rgtxgtug'pw'rqcvg'ewrtkpf'g' pkek'ce kwpkng' rtkpekrng.' pkek'ce kwpkng' c'fkcepgvg.' urgekŁeg'cnvqt'kphtce kwpk' rtkxkpf' xkc c'ugzwn 0⁴⁵ 'p'gugp . 'ce kwpkng'rgtxgtug'uwpv'pw' o ck' o wnv' fge-~' ce kwpk'ectg'ng|gc| 'ugpvk o gpvwn'eq o wp'fg'rwfqctg' k' dwp 'ewxkpk . 'ectg'knwuvtg| . 'uwigtg| 'ucw'fg|x nwk'g' f'kxgtug'curgevg'kpvk o g'cng'xk'kk'ugzwn 0

Ec' o qfcnk' k' hcrvkeg' šŁ|kegö' cng'kphtce kwpk' fg' ce kwpk'rgtxgtug'rqw'Ł'pw o kvg' fg| iqntgc'qti cpgnqt' igpkvcng'cng'h rvwkvqtwnw' ,p' rtg|gp c' xkev o gk-' fg| / iqntgc'qti cpgnqt' igpkvcng'cng' xkev o gk.' ,puq kv ' fg' eqpv o rntgc.' rkr ktgc'ceguvqtc-'u x-t ktgc'tcrtqtwnw' ugzwn.' rtcevektgc' j q o qugzwnkv kk.' ucukhcegtg' r'qhvgk'ugzwn' ,p' hqt o g'rgtxgtug'ucw'tgcnk|ctgc'cnvqt' cev'fg'rgpgvtctg'xc ikpcn' ucw'cpcn' ,pvtg'h rvwkvqtk' *ucw'fg'e vtg'wp'ukpi wt'h rvwkvqt'0' ,p'ec|wn' o cuvwd tkk' ucng+. 'cuvhgn'ec' xkev o c' u' r'qcv ' wt o tk'ceguvc' gve0' Cug o gpgc' o qfcnk' k' rtguwrwp'Łg'wp'eqpvce' fktge'v' f'kpvgt'h rvwkvqt' k' xkev o . 'Łg'kpłwgp ctgc' fg'e vtg' h rvwkvqt'cuwrte'rtqrtkwnwk'eqtr' *ucw'cuwrte'eqtrwnwk' wpwk'cnv'h rvwkvqt+0

Rg'fg'cnv 'rctvg.' ,p' ktwn' o qfcnk' knqt'hcrvkeg'škp/ vngengevcngö'ug' ,puetkw'fkuew kkn'ew'ectcevg'tqduegp' k' ekpke' rwtvcg'ew' xkev o c-' cwfktg'fg'e vtg'h rvwkvqt' k' xkev o ' c' ,ptgikuvt tknqt'ew' eqp kpww' r'qtpqi tcŁe-' xk|kqpcctgc'k o c'ikpknqt' fg'qtkeg' igp'ew' cegnc' k'eqp k/ pww-'ngevwtctgc'nkvgtcvwtkk'ew'eqp kpww' r'qtpqi tcŁe'gve0' Ce kwpkng'rgtxgtug.'rtguwrwp-pf'cuvhgn'fg' o qfcnk' k.' vtgdwk'fg'gugdkvg'fg'kphtce kwpgc'fg' r'qtpqi tcŁg'kphcp/ vkn *ctv042: .³E0rgp0'TO+.'rtguwrwp-pf'r'qfwegtg'fg' k o c'ikpk'ucw'cnv'gtrtg|gpv tk'cng'wpwk'ucw' o ck' o wn' k' eqrkk'k o rnkec' k' ,p'cevkvk' k'ugzwn'gzrnkevg.' tgcng' ucw'uk o wncvg.' qtk'fg'k o c'ikpk'ucw'cnv'gtrtg|gpv tk'cng' qti cpgnqt'ugzwn'cng'wpwk'eqrkn.' tgrtg|gpvcvg' fg'q' o c'pkgt'ncuekx'ucw'qduegp' .kpenwukx' ,p' hqt o 'nggevtq/ pke 0'Fgqugdktgc'fg'gugp' eqpuv' ,p'ceggc'e . 'p'ec|wn' kphtce kwpk'rtgx |wvg'nc'ctv0397'E0rgp0'TO . 'xkev o c'pw' r'qcv'Ł'rtqvc'iqpvwn'tgrtg|gpv tknqt'r'qtpqi tcŁeg0'Gc' ctg'wp'ew'vqywn'cnv'tqn'fg'urgevcvt.'cuewn'vqt.'ekvkvqt.' rtkxkvqt.' o c'tvt'cn' tgrtg|gpv tknqt.' ,ptgikuvt tknqt.' etgc'knqt'ew'ectcevg't' r'qtpqi tcŁe0

Nc'hgn.'ce kwpkng'rgtxgtug.'rtguwrwp-pf' o qfcnk' k' hcrvkeg'škpvgengevcngö.' wt o gc| 'c'Ł'fg'gugdkvg'fg'eq/ o gteknk|ctgc'ucw'fkhw|ctgc'r'qfwugnqt'r'qtpqi tcŁeg.' ce kwpk'urgekŁecvg' ,p'ctv0; 2'cn'Eqfwnwk'eqpvtxcp'kq/ pcn'cn'Tgrwdnkekk'Oqnfqxc.' cfqrvcv' fg'Rctnc o gpvwn' Tgrwdnkekk'Oqnfqxc'nc'460320422: 0⁴⁶'p'ec|wn'ceguvqt'

ce kwpk'eqpvtxcp'kqpcng.'fg'tg'iw . 'kpvgtguwn' o cvgtkn' guvg' o qvkw'eg'n' i jkfgc| 'rg'h rvwkvqt0'Pw'p |wkp c' fg' c/n'kpk kc'rg' o kppq' ,p' fgvcnkng'xk'kk'ugzwn' . 'pw' p |wkp c'fg'c/ k'ucvkuhceg'pgeguv' kng'ugzwn 0

'p'wpgng'ec|wtk.'pw'ug'gzenw'fg' , o dkpctgc.' ,p'eqpvz/ vwn'cegnk'k'hcrv'kphtce kqpcng.'c' o qfcnk' knqt'hcrvkeg' škpvgengevcngö' k' c'egnqt'šŁ|kegö0' 'p'ceguv' 'qtfkpg' fg'kfgk.'cfweg' o 'ec'gzo o rnw'wt o vqctgc'urg' <'prin ugpvk' c'Łw'fge'vqtkgk'tckqpw'nc'Ec'jwn'f'kp'460270422:.' E.N. a fost condamnat în baza art.175 C.pen. RM. În fapt, la 15.01.2008, aproximativ la ora 13.00, în s. Eqnkdc k.'tckqpw'Ec'jwn.'cŁ-pfw/ug' ,p'kpekpv'Nkegw'nc' Vgqtgve'šXcukng'cngzcpftk'f'kp'ceggc'k'ngcnc'vcg.'c' cequvcv/q'rg'G0E0' vkkpf'ew'egt'kvw'fkpg'e' 'ceguvc'pw' c'cvkpu'x-tuv'fg'38'c'pk.' ,p'ueqrwn'u x-t ktk'ce kwpknqt' r'gtxgtug.'c'k'p'xkv'q' ,p' o c'ic/kpwn'c'ikeq'eg' ,k'crct k-pgc0'p'vk o rwn'fgrncu' tkk.'c' rwtvc'ew'xkev o c'fkuew'kk' ew'ectcevg't'qduegp'fgurtg'xkc'c'ugzwn 0'Fwr'ectg.' ,p'kpekpv' o c'ic/kpwn'c'c'fgvgt'okpvc/q'u'ug'fg/dtceg.' u x-t kpf' ,p'rtkxk' c'gk'ce kwpk'rgtxgtug.' o c'pkhguvcvg' rtkp'cvkpi g'tgc'ew' o -kpkng'c' incp'fgnqt' o c' o ctg' k'c' organelor genitale ale victimei0⁴⁷

'p'cnv' rtkxk'p . 'vtgdwk'fg'eqpug o pcv'e . 'fg'k'nc' ecnkŁectgc'hcrv'k'eqphqt o c'tv0397'E0rgp0'TO'pw'ug'kc' ,p'ecnew'fkhgtg'kgtgc'f'kpvgt'ce kwpkng'rgtxgtug'šŁ|k/ egö' k'egng'škpvgengevcngö.'hc'kp'fkx'f'wnc|ctgc'rg'f'grugk' guvg'pgeguv' f'kuvkpi g'tgc'nqt0'Qt.'ce kwpkng'rgtxgtug' šŁ|kegö'fg'p'q'wp'itcf' o ck' o ctg'fg'rgtkeq'nuqekcn.' rww-pf'fg'igpgtc' o ck'hcekn' ,p'wpc'f'k'kphtce kwpkng'rtg/ x |wvg'nc'ctv0393/396'E0rgp0'TO0'C o kpvk o 'ew'ceguv' qec|kg'e . 'cvwpek'e-pf'ce kwpkng'rgtxgtug'uwpv'pw'wp' ueqr' ,p'ukpg.' fct'eqpuvkvw'k'rtg o kuc'rg'pvtw'tgcnk|ctgc' wpqt'cev'ugzwn'ug'xc'crnkec.'fwr'ec|. 'ctv0393.'394.' 395'ucw'396'E0rgp0'TO0'Pw'xc'Ł'pgeguv' c'rnkectgc' c'tv0397'E0rgp0'TO0'

'p'rtg|gp c'rnwtenkv'kk'fg'kpv'kk'kphtce kqpcng.' xq o Ł' ,pu' ,pftgrv'k'k'u'cv'guv' o'eqpewtwn'tgcn'f'kpvgt' kphtce kwpgc'fg'ce kwpk'rgtxgtug' k'wpc'f'k'kphtce kwpkng' r'gtx |wvg'nc'ctv0393/396'E0rgp0'TO0'Ceguv'eqpewtu' r'qcv'Ł'cv'guvcv'kpenwukx' ,p'kr'qvg|c'rnwtenkv'kk'fg'xke/ vk o g' *fg'gzo o rnw.'xkqwn'hg o gkk'ctg'ng'e' ,p'rtg|gp c' eqrknw'k'gk.'ectg'ew'egt'kvw'fkpg'pw'c'cvkpu'x-tuv'fg' 38'c'pk+0

Note:

³ Dwngv'kpw' Ewt'kk'Uwrtg o g' fg'Lwuv'kg'c' Tgrwdnkekk' Oqnfqxc.'4228.'pt05.'r033/350

⁴ Oqpvqtwn' QŁekcn'cn' Tgrwdnkekk' Oqnfqxc.' 422; . 'pt063/660



EQPUVCPVKP UUGTGT FGURTG RTKPEKRKWN CWVQPQOKGK NQECNG

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SUMMARY

In this article the ideas of Constantin Stere in regard to the principle of local autonomy are examined. In this principle, the scholar saw a manifestation of sovereign power. In his opinion, the guarantee of civil rights and liberties and the realization of the principle of local autonomy constitute the basic traits of constitutional and democratic regime. In order to bring this principle to life, an adequate administrative and territorial organization is needed. At the base of this organization the scholar put the communities, which consisted of several villages. Through participation in the process of resolving problems of communal magnitude the people are to learn the art of participating in the government of state. In the scholars' vision, the organs of public administration emerge naturally from those of local self-administration and are an organic extension of those.

I puvkw kc ftgrvwtknqt q o wnwk rqcvg L eqpukfgtvc " q kpuvkw kg ectg hwpe kqpgc | " rghgev fctc cwpek. e-pf Lgectg o g o dtw cn uqekg k. ,p qtkeg eqn k qt cn uvcvwnwk ct nqewk. qtkc-pf rqcvg dpgg Lekc fg ftgrvwtknk k nkdgtv kng eqpukvw kqpcng Cnvhgn urwu. fce curkt o urtg wp tgi k o fg o qetcvk k wp uvcv fg ftgrv. wt o gc | ec rtkpekrkwn tgurgev tkk ftgrvwtknqt k nkdgtv knqt q o wnwk u Lg vtpurwu fg rg ,p n k o kng eqpukvw kqpcng fktgev ,p ctke xkg kk fg Lgectg | k c egv gcpwnwk U g rqcvg c Lt o c e kpuvkw kc ftgrvwtknqt q o wnwk hwpe kqpgc | rgthgev ,p uvcvwn tgurgev k cwpek. e-pf nc pkxgn nqecn. ,p urc kwn uqekqgeppq o ke eqpetgv cn xkg kk ucng. egv gcpwn rqcvg dpgg Lekc ,p o qf tgc n fg ftgrvwtknk k nkdgtv kng ucng hwpfc o g pvcng 0

Rgpvtw c cti w o g pvc egng uwu kpwwg. xq o , pvtgrtkpfg q uewtv kpewtukwpg ,p kfgkng nwk Eqpuvcpvkp Uvgtg ew rtkxktg nc cwvqpq o kc nqecn . g zrwug ,p qrgtc lwtkfk e 0 Guvg tngxcpv , ,p ceguv ugpu qrkpkc ucxcpvwnwk fgurtg o qfwn ,p ectg u/c tgcnc | cv ,p Cpinkc rtkpekrkwn iwxgt/ p tkk rqrqtwnwk rtkp ukpg ,puw k nc pkxgn fg cwvqpq o kg nqecn < šUg rqcvg urwpg e , ,pvtgi eqpukvw kqpcnku o wn gping | ug tg | w o , ,p ewxkpvng ceguv g < vqcvg kpvgtgugng vtgdwkgue tging o g pvcvg fg egk kpvgtguc k. Lg fktgev. Lg rtkp tgrtg | gpvc kk nqt 0 k cegn kpvgtgug qd vg vk , pegr c ug o cphguvc , p qticpk | c kc egc o ck uk o rn qd vgcue . ,p egnwnc xkg kk fg uvcv. ectg g eq o wpc. k cegn rtkpekrkw igpgtcn , pegr , ,p uh , t kv. rtkp c ug o cphguvc , p eq o wp 0 kpvgtgugng eq o wpcng vtgdwkgue tging o g pvcvg fg egv gpkk ,p k k ucw fg tgrtg | gpvc kk nqt 0 kpvgtgugng o ck o wnwqt eq o wpg. , pvtwpkvg , pvt/q qticpk | c kg o ck , p kpu . lwfg wn. vtgdwkgue tging o g pvcvg fg egv gpkk lwfg wnwk ucw fg

tgrtg | gpvc kk nqt 0 kpvgtgugng k o ck , pcvng. cng uvcvwnwk. u ,pv tging o g pvcvg fg egv gpkk uvcvwnwk fktgev ucw rtkp tgrtg | gpvc kk nqt 0 Cegcuv. fq o pknqt. ,pw o ck q eqpuge/ xgp nqike . fct g rgpvtw Cpinkc q tgcncvvcg kuvqtke 0 Ug rqcvg urwpg e vqcvg g xqncw kc ukuvg o wnwk eqpukvw kqpcn gping | pw g fge ,v fg | xqnvctgc rtkpekrkwnwk cwvqpq o kg nqecng k , pvtgi rctnc o g pvctku o wn gping | pw g fge ,v q , peqtrqtctg c cegnqt kpuvkw kk fg cwvqpq o kg nqecn 0 000 Kuvqtke pw ewpqc vg Cpinkc h t cwvqpq o kg nqecn 0 000 Cevwngng eq o wpg. ectg ceqng ug pw o gue rctqjkk. cw q xkc eqpukvw kqpcn o wnw o ck xgejg. e ek cw gzkuvcv , pckpvg fg uvcvwn gping | 0 0 3

p xk | kwpgc eqpukvw kqpcnkuvwnwk. cwpek e-pf rtkp/ ekrkng eqpukvw kqpcnku o wnw gping | cw , pegrwv u ug t ur-pfgcu ,p Gwtqrc. ngi vwtkpvk o fkpvtg qticpgng nqecng. cwvqpq o kc nqecn k qticpgng egpvtcng c hquv ue / rcv fkp xgfgtg 0 p Gwtqrc u/cw kpvqtqfwu kpuvkw kk pqk. gping | g. ,p eggc eg rtkxg vg qticpgng egpvtcng. fct u/cw o gp kpwv kpuvkw kng xgejk nqecng. nc c e tqt o qfklectg u/c tgewtu o wnw o ck v-t | kw 0 š Fgek. rg fqu 0 k. fq o pknqt. ceguv nwetw p/c rwwv u pw ug tguk o v , p hcnukvcvg tg/ ik o wnwk eqpukvw kqpcn , pvtgi 0 C , pejkrwk wp uvcv nkdgt. fg o qetcv. , p ectg kpvgtgugng uwr gtkqctg pc kqpcng u Lg fg | d vwwg rtkp tgrtg | gpvc kwpgc pc kqpcn . lct egv gpkk ejg o c k u cngci ceguv tgrtg | gpvc kwpg. , p eg rtkxg vg kpvgtgugng nqt k o g fkcvg. u pw rqcvg fkurwpg fg ceguv kpvgtgug. cegcuv pw g pw o ck q cduwtfkvcg nqike . fct fkp cegcuv ug fgfweg nkrucc fg gfwecc kg egv gpgcuc 0 0 4

Eqpuvcpvkp Uvgtg xgfgc ,p rtkpekrkwn cwvqpq o kg nqecng q o cphguvctg c rwwgtkk uwxgtcpg 0 5 Ucxcpvwn fg / Lpgc ceguv rtkpekrkw ftgrv wp rtkpekrkw eqpukvw kqpcn.



ectg",pugc op "š í "q"qti cpk|c kg"cf o kpkvctvckx "rgpvtw" tging o gpvtgc"wpqt"cpw o kvg"kpvtgug"qd vg vk."ó",p"ectg" vqcvg"kpvtgugng."gzenwukx"nqecng."ew o "ug"gzrtk o "eqp/ uvkvw kc."u,pv"tging o gpvcvg"fg"egv gpkk",p k k"ck"cegngk" nqecnk k"Łg"fkgtge."Łg"rtkp"tgrtg|gpvc k"nqtö⁴

"pu ."rgpvtw"q"dw p "hwpe kqpcgtg"c"rtkpek rkwk"cwvq/ pq o kgk"nqecng."guyg"pgeguct .",p"xx|kwpgc"eqpukvw kqpc/ nkuvvwnk."q"qti cpk|ctg"cf o kpkvctvckx/vgtkvqtkcn "cf gexc v < "šQ" qti cpk|ctg"cf o kpkvctvckx "ekpukv " k"ugtkcu "pw" rqcvg"hecg"cdvutce kg"fg"tgcnk k."gc"vtgdwkg"u "ug"tg|k o g." e,v"g"ew"rwwk .".rg"organisme vii,"pw"rg"pk vg"mecanisme ctdktct" k"ctvkŁekcn"eq o dkpcvg."h t "xkc "rtqrtkg" Pw o ck"cuvhgn"rqv"nwc"pc vgtg"k|xqctg"dqi cvg"fg"gpgtikg" pc kqpcn " k"cevkkvcvg"egv gpgcue ö⁷"Dc|¬pfw/ug"rg" cegcuv "eqpxkpi gtg" k"rtqpkpf"fg"nc"vtc fk kc"kuvqtke "c" uvcvwnwk"tq o ¬p."ucxcpvwn"eqpukfgtc"e "egc"o ck"cf gexc v " qti cpk|ctg"cf o kpkvctvckx/vgtkvqtkcn "c"uvcvwnwk"ct"Ł"hqv" egc"dc|cv " rg"rtqxpkek."cn"e tqt"vgtkvqtkw."nc"t¬pfwn" u w."wtoc"u "Łg",o r t kv",p"lwfg g."lwfg gng"ó",p"rn k." rn kng"ó",p"eq o wpg."ectg"gxgpvwn"rwwgcw"ew rtkpfg"o ck" o wng"ucv"ucw"e vwp" k"rtqrpwg"cegcu v "qti cpk|ctg",p" Cpvgrtqkgev"fg"Eqpukvw kg⁸

" k."fcv"Łkpf"hcrrvwn"e " tcpkk"fg"cvwpek"nqewkw"pw" ,o r t vkc k"rg" r o ¬pvtwtkng"nqt."ek"ug"i twrcw",p"ucv" k" e vwp"cpw o g"wpkv kng"turgvckxg"wt o cw"u "eqpukvwkg" vg o gnc"qti cpk| tkk"cf o kpkvctvckxg"vgtkvqtkwnwk"šRqcvg" Ł."fkp"rwpevwn"fg"xgfgtg"cn"cwvqp q o kgk"nqecng."q"kf gg" o ck"uk o rn " k"ejkt"o ck"pgeguct .fge,v"ec"cegug"egpvtg" pcvwtcng"fg"rqrwnc kwp"p."p"ectg"vt kg vg"o clqtkvcvg" eqx,t kvqctg"c"pc kwpk."u "hqt o g|g"rwpevwn"fg"rngectg" cn"qti cpk|c kwpk"cf o kpkvctvckxgAö."ug",pvtgcd "eqp/ uvkvw kqpcnkuvwn⁹"Cegug"egpvtg"pcvwtcng"fg"rqrwnc kg." fwr "ew o "ng"pw o gc"Eqpucpvk"Uvgtg."urtg"fgqugdktg" fg"qtc g."ectg"gtcw"cf gugc",pŁkpv cvg"ucw"fg|xqncv"fkp" ucvg",p"cpw o kvg"ueqrwk."ug"hqt o cw",p"o qf"urqvp." pcvwtcn."p"xktvvgc"wpqt"ektew o uvcp g"kuvqtkeg"cf gugc" hqctvg"i tgw"uguk|cdkng" Fct"cpw o g"i tc kg"ceguvk"o qf" pcvwtcn"fg",pŁkpv ctg" k"gzkuvgp .".e vwpng" k"ucvng"

t pg vk."qti cpk|cvg",p"eq o wpg."wt o gc| "u "Łg"egpvtg" cng"gpgtikgk"ekxkng"pc kqpcng",p"ucv¹⁰"š000Pw"rqcvg"Ł"wp" o ck"dqi cv"q|xq"fg"gpgtikg"pc kqpcn " k"wp"o klnqe"o ck" ukiw"fg"gfwec kg"rqnkve "c" o cugnqt"rqrwnc"fg"e,v" etgctg"hgectgnqt"fg"xc "egv gpgcue "e,v"o ck"kpvgpu " ,p"Łgectg"ucvö."ug"uwu kpg",p"Expunerea de motive la Cpvgrtqkgev"fg"Eqpukvw kg¹¹"Urtg"fgqugdktg"fg"ucvg." eq o wpgng"twcng" k"lwfg gng"gtcw"eqpukfgtcvg"fg"e vtg" ucxcpv"fglc"pk vg"šeq o dkpc kwpk"ctdktctg" k"ctvkŁekng." etgcv"fkp"pgegukv k"cf o kpkvctvckxgö¹²

"Ogtkv "u "Łg"tg o ctecv"hcrrvwn"e .",p"eqpxkpi gtgc" o ctgnwk"pqvutw"eqpukvw kqpcnkuv."pkek"egn"o ck" o ke"ec" pw o t"fg"rqrwnc kg"ucv"ucw"e vwp"pw"vtgdwkc"u "Łg"vtgew" ew"xgfgtg."e¬pf"gtc"xqtdc"fgurtg"ftgrvwn"nqewkvtknqt"

nc"gzgtek kwn"cwvqp q o "cn"rwwgtkk"rwdnkeg"nqecng"Cuvhgn." ,p"ctv¹³59"fkp"Cpvgrtqkgev"ug"rtqrpwg"ec",p"ucvng" k"eq/ o wpgng."ectg"cw"q"rqrwnc kg"eg"pw",pvtgeg"722"fg"uwłvgv." qti cpwnc"cf o kpkvctvckx"fgnkdgctvckx"u "Łg"cfwpctg"rngpc/ t "c"egv gpknqt"ó"Qd vgc"ucvwnwk."cdkncv"ew"ftgrvwn"fg" c"jqv t",p"chcegtkng"u vg vk¹²Ucxcpvwn"o gp kqpgc| "e " cegcuv "qti cpk|c kg"guvg"eqpht o "qdkegkwnwk"vut xgejk." hwpe kqpgc| ,p"Dcuctdkc" k"c"hqv"turgv"v "kpenwukx" fg"tgik o wn"ctku¹³

"p"ucvng."ectg"fg"gcw"ec"pw o t"fg"rqrwnc kg" 722"fg"uwłvgv."ug"cnigc"fglc"wp"Uhcw"u vgue."fct" k" ,p"cegug"ucvg"jqv t¬tkng."ectg"ko rwpgcw"xtgq"uctekp " Łpcekt " k"dwigvwn."wt o cw"u "Łg"eqpŁt o cvg" k"rtkp" uwhtcikw"qd vgue

" k"egng"o ck"okek"ucv."ew"q"rqrwnc kg"eg"pw"cvkp/ igc"ec"pw o t"722"fg"uwłvgv."fct"fg"gc"322."cxgcw" ftgrvwn."ew"crtdctg"Eqpuknkwk"lwfg gcp."u "ncgi " wp"uhcv"u vgue

"Nc"hn"gtc"rtgx |wv "cnigtg"rwwgtk"gzgewkxg¹⁴

"C cfct."k",p"ecftwn"egnqt"o ck"okek"wpkv k"cf o kpkv/ vtcvckx/vgtkvqtkng"q o gpkk"wt o cw"u ",pxg g"cv¬c"ciwpi g" nc"wp"eq o wp"ceqt"cuwrte"wpqt"rtqdn g o gng o gpvctg"fg" qti cpk|ctg"cxg k"eq o wpg."ew o "ct"Ł"eqpvtwe kc"wpqt" rqfwtk."cvtkdwktg"wpqt"hqvwtk"rgpvtw"ueqrwk"fg"r wpcv." e¬v" k"u "ug"rtqpwpg"cuwrte"wpqt"ejguvkw"eq o wpcng" o wv"o ck"eq o rncecv."ew o "ct"Ł."fg"gzg o rnw."egng"dw/ igvct/Łpcektg" Wnk o gng"ó"egng"dw igvct/Łpcektg." Eqpucpvk"Uvgtg"ng"eqpukfgtc"fg"q"o ctg"ko rqtvcp . " i ukpf."e "š í "rtkp"eqpvtqwn"cuwrte"dw igvwnwk."rtkp" eqpvtqwn"Łpcekt",p"igpvtg"q"cf gx tcv "fg o qetc kg" rqcvg"vqfvcwpc"clwpi g"u "fgygt o kpg"ce kwpgc",pvtgci " fg"iwxgtp o,pv¹⁵000Nwrv",pvtg"cdvqwnwku o "k"fg o qetc kg" rgug"vq"nc"wt o c"wt o gk"ug"t uht,pig",p"trqvtwtkng"ectg" gzkuv",pvtg"tgrtg|gpvc kwpgc"pc kqpcn "rg"fg"q"rctvg" k" qti cpgng"rwwgtk."o kpk vtkk"ec"ci gp k"ck"o qpctj wnwk.",p" eg"rtkxg vg"dw igvwnö¹⁵

"p"cegug"o qf." tcpk."kpenwukx"fkp"egng"o ck"okek" u vwewt" k"e vwp"p"rtkp"rctvkekrctg"fkgtge v "k"tgrtg/ |gpvcvck "hc"uqnv kqpcgtg"egnqt"o ck"ko rqtvcvpg"ejguvkw" fg"kpvtgu"nqecneq o wp."wt o cw"u ",pxg g"ctvc"iwxgtp tkk" rtkp"ukpg",p k k¹⁶"puw ktgc"ew"uweegu"ceguvgk"ctvg"egtgc" ew"pgegukvcvg"eqp vkgpvk|ctgc"fg"e vtg"Łgectg"nqewkvt" c" rtkpek rkwk"e"kpvtguwn"kp fxxkfwcn."fce"kpvt",p"eqp/ łkev"ew"egn"igpctn."fwr "ew o "ug"gzrtk o "Eqpucpvk" Uvgtg."švtgdwkg"u "ug"rngeg",pckpvgc"kpvtgugnqt"igpg/ tcnö¹⁶"Cegucv"gtc."vqvfvcv ."q"hqt o "fg"gfwec kg"c" wpqt"ugpvk o gpv" k"ceqpv kkp gk"ekxkeg"pgeguct"rgpvtw" rctvkekrctg"nc"iwxgtpctg"nc"wp"pkxgn"o ck",pcnv"ó"egn" cn"uvcvwnwk."ectg"rtguwrwp"qtkgpvtgc"kp fxxkfwk"urtg" šdkpng"igpctn" k"rgt o cpgpvö."ew o "ug"gzrtk o c"eqpukv/ vw kqpcnkuvwn" Fgqctg."š000fce "q o gpkk"pw"ug"fg rtkpf" k"pw"rqv"vtg"rgug"kpvtgugng"nqt"ct| vqctg."ew o "xtg k"



ec"ceg vk"qc o gpk"u "Łg"nc" ,p n k o g c" o kukwplk"nqt."e ,pf" u ,pv"ej g o c k"u "pw o g c u e " r g" t g r t g | g p v c p k k" n q t A ö . " u g" , p v t g c d " E q p u v c p v k p" U v g t g 0³⁷

"Rg"fg"q"rctvg."qti cpgng"uwr gkqctg"cn g"r w v g t k k" f g" u v c v" w t o c w"u "c u k i w t g . " , p" e q p f k k n g" r t g x | w v g" f g" E q p u v k v w k g" k" h g i k . e c" q t i c p g n g" f g" c w v q p q o k g" h q e c n" u " p w" f g r g c u / e " h k o k v g n g" c v t k d w k k n q t" n q t" k" u " p w" ŝ l i k i p g c u e ö" k p v g t g u w n" i g p g t c n" c n" u v c v w n w k 0" p u . " r g" f g" c n v " r c t v g . " c w v q t k v k n q t" u v g v k . " e q o w p c n g . " l w f g p g" k" r t q x k p e c n g" w t o c" u " h g" Ł g" c v t k d w k v " q" e q o r g v g p " h q c t v g" n c t i . " n c" e c t g" u g" t g h g t g c w" v q c v g" e j g u v k w p k n g" f g" k p v g t g u" h q e c n 0" k" o c k" k o r q t v c p v" g u v g" e . " f g" k" c e g u v g" c w v q t k v k" g t c w" r c u k d k n g" f g" t u r w p f g t g" r g p v t w" c e k w p k n g" n q t . " , p" h q t o g n g" k" e q p f k k n g" r t g x | w v g" f g" n g i g . " f c t" , p" p k e k" w p" e c | " p w" r w v g c w" Ł" f k | q n x c v g" f g" i w x g t p" p k e k" c e g u v g" c w v q t k v k . " p k e k" t g x q e c v g" q t i c p g n g" g z g / e w v x g . " c n g u g" f g" g n g 0³⁸ . " p" n k p k k" i g p g t c n g . " c o" g z r w u" h q c t v g" n c r k f c t" e q p e g r k c" n w k" E q p u v c p v k p" U v g t g" c u w r t c" d c | g n q t" w p g k" c f g x t c v g" c w v q p q o k k" h q e c n g . " e c t g . " e q p h q t o" q r k p k g k" u c n g . " , p" e w o w n" e w" i c t c p v t g c" f t g r v w t k n q t" k" n k d g t v k n q t" e g v g p g v k . " e q p u v k v w k c w" e q p f k k n g" k p f k u r g p u c d k n g" c n g" f g o q e t c k g k . " e q p u v k v w k a p c n k u o w n w k" k" c n g" w p g k" q t f k p k" f g" f t g r v 0" F w r " e w o" p g / c o" e q p x k p u . " t p k o g c" f k p" e g n g" o c k" o k e k" w p k v k" c f o k p k u v t c v k x / v g t k v q t k c n g" g t c" r t k x k v " f g" e v t g" o c t g n g" p q u v t w" e q p u v k v w k a p c n k u v" f t g r v" r t q o q v t q" r t k p e k r c n" c n" x k g k k" e k x k e g . " g e q p q o k e g" k" r q n k v k e g" , p" u v c v . " k c t" p w e n g w n" x k g k k" u v c v w n w k . " e q p h q t o" x k | k w p k k k" u v g t k g p g . " , n" e q p u v k v w k c" x k c" f g" Ł g e c t g" | k" r - p " k" c" e g n q t" o c k" o k e k" e v w p g 0

"Fg"wpfg"cv-v"fg"o w n v " , p e t g f g t g" c" o c t g n w k" e q p u v k / v w k a p c n k u v" h c " f g" e c r c e k v k n g" e g n g k" o c k" f g h c x q t k | c v g" r v w t k" u q e k c n g" f g" c" u g" q t i c p k | c" k" c" g z g t e k v c" , p c n v c" o k / u k w p g" f g" i w x g t p c t g" r t k p" u k p g" , p u k a"

"p"ecftwn"wpkg"rtngigtk"fg"ftgrv"eqpukvw kqpcn"rtq/hguqtwn"r q x g u v g" v g" u v w f g p k n q t" k u v q t k c" w k o k v q c t g" c" w p g k" o k e w" g" e q o w p g" f k p" r t g c l o c" I g p q x g k" ō" R g v k v / U c e q p p g z . " f g" c n v h g n . " g z k u v g p v " k" c u v | k 0" G c" , p v t w p g c" , p" x t g o w t k n g" f g" f g o w n v" x t g q" 7 2 2" f g" n q e w k v q t k" k" c x g c" w p" v g t k v q t k w" c v - v" f g" o k e . " , p e - v" r w v g c" Ł" u v t d v w v" e w" v t c o x c k w n" , p" 4 7" f g" o k p w g 0" p v t g" n q e w k v q t k k" c e g u v g k" o k e w" g" e q o w p g" k" c f o k p k u v t c k c" I g p q x g k" f g" o w n k" c p k" u g" f g u h w t c" q" n w r v " c r t k i . " r g" w p f g" o c k" f g u e j k u . " r g" w p f g" o c k" x q c / n c v . " , p" l w t w n" r t q d n g o g k" r t k x k p f" k p e n w f g t g c" e q o w p g k" , p" w p k v c v g c" c f o k p k u v t c v k x / v g t k v q t k c n " I g p q x c 0" p v t / w p" u h - t k v . " , p" c p w n" 3 : 2 6 . " e - p f" I g p q x c" c" e | w v" r t c f " c t / o c v g k" h t c p e g | g" k" c" h q u v" c p g z c v " H t c p g k . " c w v q t k v k n g" g k" c w" i u k v" f g" e w x k k p c" u " k p v g t x k p" r g" n - p i " P c r q n g q p" e w" u q n k e k v c t g c" w p w k" f g e t g v" f g" k p e n w f g t g" c" e q o w p g k" o k e w" g" k" p f g r g p f g p v g" , p" e k t e w o u e t k r k c" I g p q x g k 0" F g e t g v w n" c" h q u v" g o u . " , p u " n q e w k v q t k k" e q o w p g k" , p" h t w p v g" e w" r t k o c t w n" g k" e w" f c v" f q x c f " f g" c v - v c" p g o w n w o k t g" k" k p v t c p u k i g p . " , p e - v" P c r q n g q p" u / c" x | w v" p g x q k v" u / k" c p w n g | g" r t q r t k w n" f g e t g v . " t g u r g e v - p f" f t g r v w n" h q e w k v q t k n q t" o k e w" g k" e q o w p g" n c" c w v q c f o k p k u v t c t g 0³⁹

"p"eqpvzgv."rtqhgquqtwn"tgngx "urgekŁewn"gxqnw kkg" kuvqtkeg" c" r q r q t w n w k" g n g x g k c p . " u w u k p - p f" e " r g" r c t e w t u w n" g x q n w k g k" r q r w n c k c" o c k" o w n v q t" e c p v q c p g" g n x g k g p g" p w" c" e w p q u e w v" p k e k" w p" l w i < " ŝ P w" c w" c x w v" u v r , p k" p k e k" r q n k v k / e g v g . " p k e k" f k p" r w p e v" f g" x g f g t g" u q e k c n . " Ł g" e c" t q d k . " u g t x k . " k q d c i k . " Ł g" g n g" h q t o g n g" e g n g" o c k" f w n e k" c n g" u w r w g p k g k . " e w o" u , p v" t c r q t v w t k n g" , p v t g" r t q r t k g v c t k" k" t c p k 0³ : " E q p / u v k v w k a p c n k u v w n" t g e w p q c v g" e " r q c t v " o w n v " c f o k t c k g" r g p v t w" u v c v w n" g n x g k c p . " f g u r t g" e c t g" u w u k p g" e " ŝ 0 0 0" , p" n k / d g t v c v g c" c e g c u v c . " w p f g" u g" c Ł t o " f t g r v w n" q o w n w k" n k d g t" f g" c" Ł" u v r , p" r g" u q t v c" n w k . " u / c" h q t o c v" w p" q t i c p k u o" r q n k v k e" p w" r g" d c | c" x t g / w p g k" n g i v w t k" g y p k e g . " e k" r g" d c | c" n g i v w t k k" e q p v k k p g k" c" w p q t" e q p e g v g p k" n k d g t k 0³ :

"Xq o" t g r t q f w e g" , p e " w p" g z g o r n w" f k p" r t g n g i g t k n g" o c t g n w k" e q p u v k v w k a p c n k u v . " r g p v t w" c" c o k p v k" , p e " q" f c v " e " n c" q t k i k p k n g" u c n g" r q r q t w n" g n x g k c p" c" h q u v" w p" r q r q t" f g" t c p k" k" r u v q t k . " , p | g u v t c k" e w" w p" u g p v k o g p v" c n" n k d g t v k k" r t q h w p f" g z r t k o c v 0

"Guv" x q t d c" f g u r t g" k u v q t k c" r n k p " f g" f t c o c v k u o" c" w p w k" c n v" e v w p" g n x g k c p" ō" w p" o k e" u w e" f g" r u v q t k . " r n c u c v" u w u" , p" o w p k . " c n e v w k v" f k p" 3 7 2 / 4 2 2" f g" n q e w k v q t k . " e c t g" c w" e | w v" e w" v q k k" , p" n w r v " , p" v k o r w n" c e g n g k c k" k p x c | k k" c" n w k" P c r q n g q p . " f c t" p w" c w" e g f c v" , p" h c" c" q v k t k n q t 0⁴² : R t q h g u q t w n" t g n g x < ŝ 0 0 0" k" c w" o w t k v" e w" v q k k . " f c t" l w i w n" p w" c w" x t w v" u / n" r t k o g c u e 0

"p"cegug"ugpvk o g p v g . " e c t g" u / c w" , p e j g i c v" c w v p e k . " u / c" h q t o c v" r q r q t w n" g n x g k c p" k" c e g u v g" u g p v k o g p v g" u g" o c p k / h g u v " k" , p" x k c" c" r w d n k e ö 0⁴³ : F c t . " , p" f g u h w t c t g c" w p q t" c u g o g p g c" g x g p k o g p v g" k u v q t k e g" f t c o c v k e g" u / c" h q t o c v" k" e q p v k k p c" r q r q t w n w k . " k" u v c v w n" g n x g k c p < ŝ 0 0 0" : p" c e g u v" u r k t k v" f g" k p f g r g p f g p " k" n k d g t v c v g . " k" f g" t g u r g e v" r g p v t w" f g o p k v c v g c" q o g p g c u e . " Ł g" k p f k x k f w c n . " Ł g" , p" c i n q o g / t c k g" p c v w t c n . " e q o w p . " f k p" c e g n" u r k t k v" f g" k p k k c v k x . " r g" e c t g" n" r q u g f " Ł g e c t g" k p f k x k f . " u / c" r w w w" h q t o c" c e g n" u v c v ö . " e q p e n w | k a p p g c | " E q p u v c p v k p" U v g t g 0⁴⁴

"Kc v" f g" w p f g" r t q x k p g" o c t g c" , p e t g f g t g" c" e q p u v k v w k a p c n k u v w n w k" r g p v t w" e c r c e k v c v g c" r q r q t w n w k" p q u v t w . " , p" h q p f . " f g" t c p k . " f g" c" u g" i w x g t p c" r t k p" u k p g" , p u w k . " f g" c" f g e k f g" c u w r t c" r t q r t k g k" u q c t v g" k" c u w r t c" x k k v q t w n w k" u v c v w n w k 0" V q v w n" e g" c" e g t w" o c t g n g" e q p u v k v w k a p c n k u v" r g p v t w" c e g u v" r q r q t" f g"

t c p k . " f c t" c" e g t w" e w" q" h q t " f g" e q p x k p i g t g" h t g p g v k e . " c" h q u v" i c t c p v t g c" t g e n" c" f t g r v w t k n q t" k" n k d g t v k n q t" h w p f c / o g p v e n g" k" t g c n k | c t g c" r t k p e k r k w n w k" c w v q p q o k g k" h q e c n g . " h c" e c t g" o c k" c f w i c" k" c u k i w t c t g c" n k d g t v k k" c n g i g t k n q t . " r g" e c t g" q" e q p u k f g t c" f t g r v" q" e q p f k k g" g u g p k c n " c" q t k e t w k" t g i k o" e q p u v k v w k a p c n 0⁴⁵

"p" w t o c" k p e w t u k w p k k" t g u r g e v k x g" , p" k f g k n g" n w k" E q p / u v c p v k p" U v g t g" e w" r t k x k t g" h c" r t k p e k r k w n" c w v q p q o k g k" h q e c n g . " e q p e n w | k a p o" w t o v q c t g n g 0" E g n g" v t g k" g n g o g p v g" c n g" u v c v w n w k" ō" p o p o r u l , t e r i t o r i u l" k" s u v e r a n i t a t e a . " f g u r t g" e c t g" c" x q t d k v" E q p u v c p v k p" U v g t g . " u w p v" k" c u v | k" p w" r w t" k" u k o r n w" g n g o g p v g" e q p u v k v w k x g" c n g" u v c v w n w k . " e k" r k n q p k k" f g"



dc | "ck"ucvwnwk0"Rtqkge kc"nqt"nc"pkxgn"nqecn"rtkp"rtku o c" rtkpekrkwnwk" cwwppq o kgg" nqecng" guvg" tgrtg | gpvcv " rtkp" wt o vqctgng" gng o gpvg<" rqrwnc kc" wpkv kk" vgtkvtkcn/" cf o kpkuvtcvkxg."vgtkvtkwn"cegugvk"wpkv k" k"rwvgtg"rwdnk/ e ."ectg"guvg"gzgtekvcv " fktgev"ucw"kpftgev"fg"rqrwnc kg" ,p"dc | c" rtkpekrkwnwk" fg" i wxgtptctg" rtkp" ukpg" ,pu k0" Ock" o wnw."ectcevgtkuvkc"fkuvkpevx " c"rqrqtwnwk"o"nkdgtvcvgc." rg"ectg"q"eqpukfgt o "cduqwnv"kpfkurgpucdkn ."vtgdwkg" u / k" i ugcue " k"gc" ,p" o qf"qdnk icvqtkw"gzrtgukc"nc"pk/ xgnwn" rtk o ct"cn"qti cpk | tkk" xkg kk" fg" uvcv0" k" cegcuv"ug" rqcvg" ,pv- o rnc" fqct" rtkp" ictcpvctgc" tgen ."pg o klnqekv" nc"pkxgnwn" xkg kk" k"cevkkxv kk" fg" | k"ew" | k" c" egv- gpknqt. ,p" ecftwn"wpkv kk" cf o kpkuvtcvkx/vgtkvtkcng"eqpetvgv."c"vww/ tqt"ftgrvwtknqt" k"nkdgtv knqt"hw pfc o gpvcng" cng"q o wnw0" `p" rtk o wn" t- pf. "c"wpqt"cuvhgn" fg" ftgrvwtk"ec" ftgrvwn"nc" o wpe ." ftgrvwn"nc" rtrtkgvcvgc" rtkxcv ." ftgrvwn" fg" xqv" k" ftgrvwn" fg" c" L" cngu. " ftgrvwn"nc" cf o kpkuvtctg. " ftgrvwn" nc" ,px -vwt ." ftgrvwn"nc" qetqvtctg" u p v kk. " ftgrvwn"nc" cukuvgp " k"rtqvgc kg"uqekc " 0" c0" Fqct" ,p" cegugv"eqpfk kk" fg" ictcpvctg" rngpct "c" ftgrvwtknqt" k"nkdgtv knqt"hw p/ fc o gpvcng" cng"q o wnwk" k" fg" eqpuqnfctg" ,p" eqpvkpwctg" c" rtkpekrkwnwk" cwwppq o kgg" nqecng" egv gpkk" xqt" ,px c" ctvc" eqqrgt tkk" ,p" ueqrwn"dkpgnwk" Lge twkc" k" cn" eq o wpkv kk" ,p" igpgtcn0" Gzrgtkgp c" fcv "guvg" pgeguct "rgpvtw" ,puw ktgc" wpgk" vkkp g" o wnw" o ck" eq o rnkccvg" o" c" egngk" fg" eqqrgtctg" uqekc "c" vwwtqt" egv gpknqt"wpwk" uvcv" ,p" ueqrwn" cuki wt tkk" rtrqrgtkv kk" kpfxkfwcng" c" Lge twkc. "c" uqekgv kk" ,p" ig/ pgtcn" k. " p" fg" Lpkvx. "c" uvcvwnwk" ,p" fgrnkp " eqphqt o kvcvg" ew" k" fggc" uvgtkcp " fgurtg" uvcv" ec" q" hqt o "c" eqqrgtc kgk" uqekcng" ,pvtg" qc o gpk" nkdgtk0

" Fkp" eqpvzvw" egnqt" gzwug" clwpi go " ,p" o qf" Ltgue" nc" wt o vqctgc" eqpenw | kg<" fce "nc" pkxgnwn" rtk/ o ct. " fg" gzg o rnw. "egn" cn" ucvwnwk. " fkp" eqplw ictgc" egnqt" vtgk" gng o gpvg" cng" uvcvwnwk" rtkqgevcvg" nc" pkxgn" nqecn" o" rqrwnc kc. " vgtkvtkwn. " rwvgtg" rwdnke " o" ug" xc" pc vg" q" hqt o " fg" eqqrgtctg" uqekc " ghgevkx " k" tg | wncvkvx . " cegcuv" ,pugc o p " e " k" uvcvwn" nc" o cetqpkxgn" xc" L" q" hqt o c kwpg" xkedkn " k" rtrqrgt 0"

Eqpuvcpvp" Uvgtg" gtc" hgt o " eqpxkpu" e " tkng" ectg" kp/ vtqfwe" kpukvw kng" egpvtcng" fkp" Cpinkc. " Lg" gng" k" eqrkcvg" hqctvg" o kpw kqu. " pw" kcw" ,p" eqpukfgtc kg" ,pug k" rtg o kung" eqpuvkw kqpcnku o wnwk" gp ing | . " ectg" eqpuvcw" ,p" ictcpvc/ tgc" ftgrvwtknqt" k" nkdgtv knqt" egv gpg vk. " rg" fg" q" rctvg. " k" ,p" cuki wtctgc" rtkpekrkwnwk" cwwppq o kgg" nqecng. " rg" fg" cnv " rctvg. " pw" o gti " rg" ecngc" wpgk" xkg k" eqpuvkw kqpcng" k" fg o qetcvkeg" u p vqcu0⁴⁶

šH t " šuwrto c kc" ngikkö" k" h t " cwwppq o kc" nqecn " o" cfke " h t " cuki wtctgc" nkdgtv kk" kpfxkfwcng" k" c" nkdgtv kk" eq o wpcng. " o" qtke v" fg" rgthge kqpcv" ct" L" crctcvwn" egpvtcn" fg" i wxgtptctg" cn" ceguvqt" tk. " eqpuvkw kqpcnku o wn" hqt" xc" t o ,pgc" q" uk o rn " hc cf . " ,p" fquwn" e tgkc" ug" rqcvg" cuewp/ fg" ctdkvtctwn" k" fgurqkvu o wn" egn" o ck" pg. pht, pcv0

k"fk o rqvtkx ."qtke v" fg" twfk o gpvct" ct" L" crctcvwn" gk" egpvtcn. " q" ct . " o" cx, pf" rg" fgrnkp" cuki wtctvg" ftgrvwtknq" k" nkdgtv kng" egv gpg vk" k" cwwppq o kc" nqecn . " o" xc" cxgc" fguki wt" q" dwp " k" ew" cfgx tcv" fg o qetcvke " i wxgtptctg. " Lk pfe " rqrqtwn. " ectg" ug" rqcvg" tg | k o c" rg" ceguv" e j | kk. " xc" vk" u " vtc i " fkp" gng" v tk" pgeguct " rgpvtw" c" dktwk" vqcv" pgclwpuwtknq" kpukvw kwpnqt" egpvtcng0. " eqpukfgtc" o ctgng" pquvtw" , pckpvc 0⁴⁷

k"ucxcp kk" pq vtk" tngx " cuv | k" e " h t " q" qti cpk | ctg" k" q" hwpe kqpcvg" Lgeceg" c" qti cpgnqt" cf o kpkuvtc kgk" rwdnkeg" nqecng" pw" rqcvg" L" xqtde" fgurtg" ,pckpvtctg" uqekgv kk" urtg" kfgcnwtknq" fg o qetc kgk. " fgurtg" rtrqvgletgc" ew" cfgx tcv" c" ftgrvwtknqt. " nkdgtv knqt" hw pfc o gpvcng" cng" q o wnwk" k" egv / gcpwnwk0⁴⁸ Uwpvg o " ,pvtw" vqywn" fg" ceeqtf" ew" qrkpkc" fcv " k" eqpukfgt o " e . " ,p" curkic kc" pquvt " urtg" c Lt o ctgc" wpwk" tgiko " eqpuvkw kqpcn" fg o qetcv" tgen" k" urtg" uvcvwn" fg" ftgrv. " wt o gc | " u " tngxgfo " wpgng" xk | kwpk" k" cvkwfkkp" ew" rtkxktg" nc" fktge kng" rtkqtkvctg" fg" crnkectg" c" ghqtvwnwk" uqekc" ,p" ueqrwn" ueqpvcv. " qtkgpv- pfw/ n" urtg" vtc purwpgtgc" tgen " ,p" xkc " c" rtkpekrkwnwk" cwwppq o kgg" nqecng0"

Pqvg<

³E0Uvgtg0" Ewtu" fg" ftgrv" eqpuvkw kqpcn" Nkvi tclcv+. " 3 ; 32. " Ddnkqvgec" Cecfg o kgg" fg" vkkp g" c" Tq o -pkk. " r03348/33490

⁴ Ibidem. " r0334 ; 0

⁵ Ibidem. " r033460

⁴ Ibidem. " r033470

⁷ Cpvgrtqkgev" fg" Eqpuvkw kg" ,pvqe o kv" fg" Uge kc" fg" Uvwfkk" c" Rctvkwfwnwk" t pgue" ew" q" Gzrwpgtg" fg" o qvkvxg" fg" E0Uvgtg. " r0660"

⁸ Ibidem. " r0 : 7 / : 80

⁹ Ibidem. " r0640

: Ibidem. " r0980

: Ibidem.

³² Ibidem. " r03850

³³ Ibidem. " r0980

³⁴ Ibidem. " r03850

³⁵ E0Uvgtg0" Ewtu" fg" ftgrv" eqpuvkw kqpcn. " r03328. " 3329/ 332 : 0

³⁶ Ibidem. " r07760

³⁷ Ibidem. " r033540"

³⁸ Cpvgrtqkgev" fg" Eqpuvkw kg" ,pvqe o kv" fg" Uge kc" fg" Uvwfkk" c" Rctvkwfwnwk" t pgue" ew" q" Gzrwpgtg" fg" o qvkvxg" fg" E0Uvgtg. " r0386/3880

³⁹ E0Uvgtg0" Ewtu" fg" ftgrv" eqpuvkw kqpcn. " r0542/5430

³: Ibidem. " r05360

³: Ibidem. " r05370"

⁴² Ibidem. " r05380

⁴³ Ibidem. " r0"5390

⁴⁴ Ibidem. " r05450

⁴⁵ Cpvgrtqkgev" fg" Eqpuvkw kg" ,pvqe o kv" fg" Uge kc" fg" Uvwfkk" c" Rctvkwfwnwk" t pgue" ew" q" Gzrwpgtg" fg" o qvkvxg" fg" E0Uvgtg. " r06 ; 0

⁴⁶ Ibidem. " r058. " 590

⁴⁷ Ibidem. " r0590

⁴⁸ U0Eqd pgcpw0" Kpuvkw kc" rthgevwnwk" ,p" ukuvgo wn" cf o kpku- vtc kgk" rwdnkeg" 11" Cpcngng" vkkp kLeg" cng" Wpkxgtukv kk" fg" Uvcv" fkp" Oqnfqxc0" vkkp g" lwtkfkeg0" Ugtkg" pqw . " pt07. " Rtdng o g" cevncng" cng" lwtkurtwfgp gk0" o" Ejk kp w. " 4223. " r0660



FGOGTU""NC""HWPFCOGPVCTGC""QRKPKGK""RTKXKPF" TGHQTOC""NG I KK""EQPVTCXGP KQPCNG

Ugt ikw"HWTFWK."

*fqevqt",p"ftgrv."eqphgtgp kct"wpkxgtukvct.""
Xkegrtg gfkpv"cn"Eqng ikwnwk"rgpcn"cn"Ewt kk"Uwrtg o g"fg"Lwuw kg*

SUMMARY

Ceeqtfkpi"vq"vjg"Eqpvtcxgpkqpcn"Eqfg."cv"rtgugpv."vjgqt{"cpf"rtcevkeg"kp"vjg"tgurgevkvxg"Lgnf"ncegu" ykvj"o wnwkrng"eqpvtqxtukcn"rtqdn g o u"cpf"lwtkfkecn"uqmwvkapu"vjcv"tg l gev"qp"vjg"uekgpvkLe"pcvwtg"qh"vjg" pqt o cvkxg"cev"cpf"fkuvqtv"uekgpvkLe/fkfcevkecn"cevkkv{"cpf"vjcv"qh"vjg"cwvjatkv{"eq o rgvgpv"vq"Lf"vjg" contravention and to examine the contraventional cause.

In such a situation, being aware that legal issues regarding the Contraventional Code are quite sharp and obviously important for the society, we address the request to decisional factors which are involved kp"qpg"ht o "qt"cpqvjgt."kp"vjg"uwvf{"Eqpvtcxgpkqpcn"Nc y"vq"uwrrqtv"vjg"ghhqtv"kp"qtfgt"vq"tghqto"vjg" contraventional law. We are convinced that the views and the analysis of the experts, even divergent, are pqv"qpn{"y gneq o gf."dww"cnuq"pgeguuct{"Vjgl"ygtg."o qtgqxtg."vjg"o clqt"kfgeu"vjcv"jcxg"o ctmgf"qww"vjku" analytical approach.

*Vjg"Ltuv"uvr"qh"vjg"Eqpvtcxgpkqpcn"Nc y"tghqto"ku"vjg"rwdnkecvkq"qh"vjg"rtgnk o kpct{"ftchw"qh"vjg" Eqpvtcxgpkqpcn"Nc y."y jkej."kp"qwt"qrkpkq."eqpvtcxgpkqpcn"cp"kpvkcn"dcuku"ht"fkuewuukq"cpf"fgdcvgu"kp"vjg" legislative process dealing with the future contraventional law. In this context, we propose, for lecturing cpf"ng i cn"cpn{uku"qh"vjg"rtgnk o kpct{"rtqgev"qh"vjg"Eqpvtcxgpkqpcn"Eqfg"*rtqegfwtg"rctv+0*

Gjkfc k"fg"rquvwncvwn"e "tquvwnkpxguvkic k"rtcevkeq/ vkkp kLeg",p"fq o gpkwn"ftgrvwnwk"tg|kf",p"hrvwn" fg" c"uwvfk."gzc o kpc" k"ht o wnc"rtqrwpgtk"de lege ferenda."fg"wp"tgcn"hnqnu"rgpvtw"ng ikwkvqt" k"lwtkurtw/ fgp ".eqpvkpw-pf"vg o cvkec"lwtkfke "ew"rtkxktg"nc"Eqfwn" eqpvtcxgp kqpcn³."cdqtfcv",p"wnv o wn"ctvkeq"gncdqtcv." tgegpv"rwdnkecv.",p"t-pfwtkng"eg"wt o gc| "kpvpg kq o u" hc o knkctk| o"rwdnkevn"kpvtgucv"ew"eqp kpwwn"cpvgrtg/ kgevwnwk"Eqfwnwk"eqpvtcxgp kqpcn"*Rctvgc"Rtqegfwtcn "+. eggc"eg"eqpukvwkg"wp"fg o gtu"nc"hwpc o gpvctgc"qrkpkgk" rtkxkp"tghqto c"ng i kk"eqpvtcxgp kqpcng0

"pvt/q" crtgekgtg" igpgtcn ".eqpukfgt o"e "Eqfwn" eqpvtcxgp kqpcn"tgrtg|kpv ".,p"cpuc o dnwn"u w."ew"vqcvg" kpeqpugexgp gng."fgLekgp gng" k"ue fgtkng"ug o pcncvg." wp"rcu"pgeguct",p"uvcdkntgc"ecftwnwk"ng i cn",p"fq o gpkwn" lwtkfke"ew"rtkxktg"nc"eqpvtcxgp kk" k."tgurgevkvx.",p"eqp/ uvkvwktgc"ftgrvwnwk"eqpvtcxgp kqpcn",p"ukuv g o wn"fg"ftgrv" cn" Tgrwdnkek" Oqnfqxc0⁴

"p"hw o kpc"pqknt"rtxgfgtk"eqpvtcxgp kqpcng."rtk o c"o" k"rqcvg"egc" o ck"k o rqtvcpv "o"eqpuvcvtg",p"eg"rtkxg vg" cdqtfctgc" vkkp kLe "c"o cvgtkglwtkfkeg"eqpvtcxgp kqpcng" ug"tghgt "nc"vgpfpk c"g o cpekr tkk"eqpegrvwnwk"ftgrvwnwk" eqpvtcxgp kqpcn"fg"uwd"vwwgnc"ftgrvwnwk"cf o kpkuvtcvkx." vwwgn "k o rtqrktg" k"ht "ctiwo gpvv",pv g o gkcvg"fkp"rwpev" fg"xgfgtg"fqevtkpct{"Eqfwn"eqpvtcxgp kqpcn"pw" o ck"ncu" nqe"wpqt"cuvhgn"fg" c"rtqrktgk."uw r tcrwpgtk"ucw"eqphw|kk."

gnk o kp-pf"uvgtgqvrwtkng"ng i kuncvkvxg" k" vkkp kLeg."ectg" u/cw"uvtgewtvc",p"vtgewv"fqct",p"xtvwwgc"wpqt"ncevqtk" uwdkgevkvx0

Gzkuv",pu"uwLekgpvg"o qvkvxg"ctiwo gpvvcv."cuwrct" e tqtc"rtcevkec"lwfkeket⁵"k"fqevtkpc⁴"u/cw"rtqpw cv" fgk."ectg"eqpxgti"nc"eqpenw|kc"egt v "e"rtqeguwn"ng/ i kuncvkvx"ew"rtkxktg"nc"ng igc"eqpvtcxgp kqpcn "pkk"rg" fg rctvg"pw"u/c",pejgkcv0

Cpcnk| -pf" uvtwevwtc" k"eqp kpwwn"Eqfwnwk"eqpvtc/ xgp kqpcn."qdugt x o"e "gncdqctgc"ceguvwk"cev"ng i kuncvkvx" pw" c"hqv"eqpegrwv "ec"wp"vq"wpkvtc."ek"u/c"fguh wtcv" htc i o gpvct."ht "q"ngi vwt "qticpkc" uvt-pu",pvtg" Rctvgc" I gpgtcn ".Rctvgc"Urgeken "k"Rctvgc"Rtqegfwtcn ". tgurgevkvx.",pvtg"kpukvw kng"fg"dc| "cng"ng i kk"eqpvtcxgp/ kqpcng"o"rtkpek kng."eqpvtcxgp kc."t urwpfgtgc"eqpvtc/ xgp kqpcn ".ucpe kwpgc"eqpvtcxgp kqpcn ".eq o r qpgp c" fg"eqpvtcxgp kg."rtqegfwtc"eqpvtcxgp kqpcn 0"p"o wnv g" ec|wtk"ug"tgi ugue"pqto g",o rtw o wvcv"ucw"eqphwfcv g" fkp"ftgrvwn"rgpcn" k"egn"rtqeguvcn"rgpcn."ectg"eqpfwe" nc"rtgnw tk"fg"uqnv kk"ew"ectcevgt"igpgtcn" k"cdvctcev"eg" pw"ug"tceqtfgc| "ew"egtkp gng" k"gzki g p gng" ftgrvwnwk" eqpvtcxgp kqpcn0

"p"ec|wn",p"ectg",p"Eqfwn"eqpvtcxgp kqpcn"ug"eqp/ uvcv <"cdugp c"wpkg"eqpegr kk"hwpc o gpvvcv"eqgtgpvg" k" eq o rcvkdng"ew"nkvgtc" k"urktkwn"Eqpukvw k" k"EGFQ." pginlctgc" k"fk o kpwtgc",pug o p v kk"pq kwpknt/ejgk."



c"kpukvw kknqt" k"rtkpekrknqt"fg"dc| "cng"wpkg"ngik"eqp/
vtcxgp kqpcng" o qfgtgp." rtkp"uwduvkwktgc"ceguvqtc"ew"
egnng" fkp"cnvg"tc o wtk" fg" ftgrv" qtk" rtkp" rtgnwctgc" fkp"
ngikunc ke" xgejg." fglc" fgr kv ." qtk" gzenwfgtgc" ucw"
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wpwk"tg ik o "lwtkfke"qrvk o " ,p"fq o gpkwn"eqpvtcxgp kknqt."
crv"u "eqpukvwkg"uwduvcp c"pgeguet "rgpvtw"clt o ctgc"
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ek|gn tk" k" rgthge kqp tkk ,p" eqpvkpwctg" cv-v" rg" dc|c" tg|ge kknqt"uguk|cvg" k"wt o tkvg"fg"cwvqt."e-v" k"rg"dc|c" etkvkeknqt."uw i guvknqt" k"rtqrwpgtknqt"ectg"ug"xqt"hcge" ,p"wt o c"ngevwt tkk="ceguvkw"wnvko "qdkgevxx",k" k"ugtvg vg" rwdnkec kc"rtqrktw/|ku 0"Eqpukfgt o"e "cwvqtkt"Rtqkge/vwnwk"Eqfwnwk"eqpvtxgp kqpcn"rqv"hwtpk|c"ctiwo gppvng" tgurgevxxg",p"uwu kptgtc"rwpevwnwk"fg"xfgtg"ectg"ucv"nc"dc|c"cfqr v tkk"Eqfwnwk"eqpvtxgp kqpcn0

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egfwt "rgpcn .ectg"tg ing o gpvge | "cevng" k" hqt o gng" r t q e g u w n " r g p c n g " u k o k n c t g 0

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*4+ " p " e c | w n " , p " e c t g " u / c " u x - t k v " q " e q p v t c x g p k g . " k c t " r g t u q c p c " t g h w | " u " u g " n g i k v k o g | g . " u c w " p w " u / c " e q p h q t o c v " e g t k p g k " t g i w n c o g p v c t g " c " c i g p v w n w k " e q p u v c v c v q t . " f k p " q L e k w . " u g " k p x k v " n c " u g f k w n " c w v q t k v k k " e q o r g v g p v g . " f w r " e c | . " r t q r t k g v c t w n " o k l n q e w n w k " f g " v t c p u r q t v . " d w p w n w k " k o q d k n " r g p v t w " k f g p v k L e c t g c " r g t u q c p g k " x k p q x c v g " k " , p v q e o k t g c " r t q e g u w n w k / x g t d c n 0 " p " e c | w n " , p " e c t g " p w " r q c v g " L " k f g p / v k L e c v " h r v w k v q t w n " f k p " e c w | c " e " c " f k u r t w v " f g " n c " n q e w n " e q p v t c x g p k g k . " n c " t " u r w p f g t g c " e q p v t c x g p k q p c n " g u v g " v t c u " r t q r t k g v c t w n " o k l n q e w n w k " f g " v t c p u r q t v " q t k . " f w r " e c | . " c n " d w p w n w k " k o q d k n 0

*5+ " p " e c | w n " , p " e c t g " r g t u q c p c " v t c u " n c " t " u r w p f g t g " e q p v t c x g p k q p c n " p w " g u v g " r t g | g p v " u c w " t g h w | " u " u g " r t g | k p v g " n c " , p v q e o k t g c " r t q e g u w n w k / x g t d c n " e w " r t k x k t g " n c " e q p v t c x g p k g " q t k " u / n " u g o p g | g . " e q o w p k e c t g c " c e g u w w k " u g " h c e g " f g " c i g p v w n " e q p u v c v c v q t " , p " v g t o g p " f g " 5 " | k n g " f g " n c " f c v c " , p v q e o k t k k . " r t k p " r q v . " e w " c x k | " f g " r t k o k t g " u c w " , p " c n v " o q f " u v e d k m k v " f g " n g i k u n c k g . " f q x c f c " L k p f " c p g z e v " n c " f q u c t 0

*6+ "Uwvp"5" hgnwtk" fg" rtqegug/xgtdcng" ew" rtkxktg"nc" eqpvtcxgp kg<

3+ "rtqeguwn/xgtdcn" rtkxkpf" eqpucvctgc" eqpvtcxgp/ kgk="

4+ "rtqeguwn/xgtdcn" rtkxkpf" eqpucvctgc" k"ucpe kqpc/ tgc" eqpvtcxgp kgk="

5+ "rtqeguwn/xgtdcn" rtkxkpf" ,pegvctgc" rtqeguwnwk" eqpvtcxgp kqpcn0

*7+ "Rtqeguwn/xgtdcn"vtgdwkg"u "ewrtkpf" "ogp kwpkng" rtgx |wvg" ,p"ctvkeqngng"5/94."5/9;" k"5/:3"fkp"rtg|gpvwn" Eqf0"Nkruc"ogp kwpkng" rtkxkpf<"fcvng"ci g p v w n w k " e q p / u v c v c v q t . " r g t u q c p g k " v t c u g " n c " t " u r w p f g t g " e q p v t c x g p k q p c n . " e k t e w o u v e p g n g " u x - t k t k " h c r v g k " k " , p e c f t c t g c " l w t k f k e " c " e q p v t c x g p k g k . " r t g e w o " k " n k r u c " u g o p t k k " k " e q p L t o t k k . " c v t c i g " p w n k v c v g c " r t q e g u w n w k / x g t d c n " t g u r g e v k x " k " k o r w p g "

tg o kvgtgc" o cvgtkcnwnwk" ci g p v w n w k " e q p u v c v c v q t " g o k v g p v " r g p v t w " , p v q e o k t g c " n g i c n " k " r g " e c | w n " f c v " u g " g o k v g " q " , p e j g k g t g " k p v g t n q e w v q t k g 0

*8+ "Fce"ug"uvcdkng vg"q"rnwtcnkvcvg"fg"eqpvtcxgp kk." eqpucvvcvg" ,p"cegnc k"vk o r"fg"cegnc k"ci g p v "eqpucvvcvt." kct"gzc o kpctgc"ceguvqtc"guvg"fg"eq o r g v g p c " c e g n g k c " c w v q t k v k . " u g " , p v q e o g v g " w p " u k p i w t " r t q e g u / x g t d c n 0

*9+ "p"rtqeguwn/xgtdcn"pw"ug"cf o kv"tgevklE tk."q o k / ukwpk"x fkv" k" o q f k L e t k " p g e q p L t o c v g 0 " p " e c | w n " w p q t " c u v h g n " f g " c e k w p k . " u g " , p n v w t " , p " r t g | g p c " r g t u q c p g n q t " e c t g " c w " r c t v k e k r c v " n c " , p v q e o k t g c " r t q e g u w n w k / x g t d c n . " e w " o g p k w p g c " h c r v w n w k 0

*:+"Pw"ug",pvqe o g vg"rtqeguwn/xgtdcn"ew"rtkxktg"nc" eqpvtcxgp kg",p"ec|wn"ogkvgtkk"qt f q p c p g k" r t k x k p f " t g h w / | w n " r q t p k t k " r t q e g u w n w k " r g p c n " u c w " r t k x k p f " , p e g v c t g c " r t q / e g u w n w k " r g p c n " e w " c r n k e c t g c " u c p e k w p k k " e q p v t c x g p k q p c n g . " r t g e w o " k " , p " c n v g " e c | w t k " r t g x | w v g " f g " r t g | g p v w n " E q f 0

*:+"pecftctgc"lwtkfke "c"hcrvkg"tg kpvvg",p"rtqeguwn/xgtdcn"ew" rtkxktg"nc" eqpvtcxgp kg" r q c v g " L " e q p v g u v c v " f g " r g t u q c p c " x v o c v " , p " v g t o g p " f g " 5 " | k n g " f g " n c " f c v c " e q o w p k e t k k " n c " r t q e w t c v w t c " t c k q p c n " * f g " u g e v q t + " f k p " t c | c " v g t k v q t k c n " , p " e c t g " c e v k x g c | " c i g p v w n " e q p u v c v c v q t 0 " Q t f q p c p c " r t q e w t q t w n w k " c u w r t c " e j g u v k w p k k " t g u r g e v k x g " u g " o q v k x g c | " , p " e g n " o w n v " 5 " | k n g " f g " n c " f c v c " u g u k | t k k " k " e q p u v k v w k g . " f w r " e c | . " v g o g k " r g p v t w " r w p g t g c " , p " o k e c t g " c " c e k w p k k " e q p v t c x g p k q p c n g 0

*32+ "p"egn" o w n v " 46 " q t g " f g " n c " q t c " , p v q e o k t k k . " r t q e g / u w n / x g t d c n " e w " r t k x k t g " n c " e q p v t c x g p k g " u g " , p u e t k g " , p v t / w p " t g i k u v t w " e w " t g i k o " u r g e k c n " f g " u v t k e v " g x k f g p . " e c t g " u g " r " u v t g c | " n c " k p u v k v w k c " r w d n k e " w p f g " c e v k x g c | " c i g p v w n " e q p u v c v c v q t 0

Ctvkeqwn"5/50"Vg o gkwtkng"rgpvtw",pegvctgc"rtq/ eguwnwk"eqpvtcxgp kqpcn"

Rtqeguwn" eqpvtcxgp kqpcn"ug",pegvge| " ,p"ec|wn",p" ectg"u/c"eqpucvvc<

3+ "pw"gzkv "hcrvwn"eqpvtcxgp kgk="

4+ "hcrcv"pw",pvtwpg vg"ngogpvgng"eqpukvkvkxg"eng" eq o r q p g p g k " e q p v t c x g p k g k . " e w " g z e g r k c " e c | w t k n q t " e - p f " g u v g " u x - t k v " f g " q " r g t u q c p " l w t k f k e =

5+ "hcrcv"pw" guvg" rtgx |wv " fg"ngigc" eqpvtcxgp kq/ pcn =

6+ "p"ec|wn" rtgx |wv" fg"ngig." eqpvtcxgpkgpvn" c" cejkvcv"rg"nqe"lw o vcvg"fkp"okpk o wn" c o g p | k k " r t g x | w v g " n c " c t v k e q n w n " t g u r g e v k x " c n " R t k k " U r g e k c n g " f k p " r t g | g p v w n " E q f =

7+ "eqpvtcxgpkgpvn" c" cejkvcv"lw o vcvg"fkp" c o g p / f c " c r n k e c v " , p " f g e w t u " f g " 94 " q t g " f g " n c " f c v c " , p v q e o k t k k " r t q e g u w n w k / x g t d c n " r t k x k p f " e q p u v c v c t g c " k " u c p e k q p c t g c " e q p v t c x g p k g k =

8+ "gzkv"rg"cegge k"hcrcv .",p"rtkxk c"cegngk k"rgt/ uqcpq"jqv t-tg"fgLpkvkvx",p"rtqeguwn"eqpvtcxgp kqpcn" qtk",p"rtqeguwn"rgpcn="



9+ "guvg" cdtqicv "ngigc" ectg" uvcdkng vg" t urwpfgtg" eqpvtcxgp kqpcn =

:+ "rgtuqpc" L|ke "vtcu "nc" t urwpfgtg" eqpvtcxgp k/ qpcn "c" fgefvc=

;+ "rgtuqpc" lwtkfke "vtcu "nc" t urwpfgtg" eqpvtcxgp kqpcn "c", pegvcv" cevxxkvcvgc", p" o qfwn" rtgx |wv" fg" ngig=

32+ "gzkuv "ecw|g" ectg", pn vwt "ectceygtwn" eqpvtcxgp/ kqpcn" cn" hcrvgk=

33+ "gzkuv "ecw|g" ectg" gzqpgtg| "t urwpfgtg" eqpvtcxgp kqpcn =

34+ "gzkuv "cmyg" vg o gwtk" rtgx |wv" fg" ngig" ectg" k o rwp", pegvctgc" rtqeguwnwk" eqpvtcxgp kqpcn

Ctveqwn/5/60" Rtg|w o kc" pgxkpqx kgk"

*3+ "Rgtuqpc" vtcu "nc" t urwpfgtg" eqpvtcxgp kqpcn " guvg" rtg|w o cv " pgxkpqxcv " r-p " e-pf" xkpqx kc" gk" xc" L" fqxgfvk " ,p" ewtuwn" rtqeguwnwk" eqpvtcxgp kqpcn." rqtvxkv" ngikk." rtkp" jqv t-tg" fgLpkvx " ,p" ecw|c" eqpvtcxgp kqpcn 0

*4+ "Rgtuqpc" vtcu "nc" t urwpfgtg" eqpvtcxgp kqpcn " pw" guvg" qdnkicv "u" "fqxgfcue" "pgxkpqx kc" uc" k" vqcvg" fwdkng", p" rtqdtgc" xkpqx kgk" eg" pw" rqv" L", pn wtcvg" ug" kpvtg" rtgvg| " ,p" hcxqctgc" gk0

Ctveqwn/5/70" Tgurgevtgc" ftgrvwtknt. hkdgtv k/ nqt" k" fg o pkv kk" rgtuqpcgk"

*3+ "p" ewtuwn" rtqeguwnwk" eqpvtcxgp kqpcn." cwwqtkvc/ vgc" eq o rgvgpv " guvg" qdnkicv "u" "tgurgevg" ftgrvwtkng" k" nkdtv kng" hwpfc o gpcng." rtgew o " k" fg o pkvcvgc" w o cp " c" rgtuqpcgk0

*4+ "Rgtuqpc" vtcu "nc" t urwpfgtg" eqpvtcxgp kqpcn " rqcvg" L" uwrwu " o uwtknt" rtqeguwnwk" fg" eqpvtcxgp kqpcn" kluw" o uwtknt" fg" ukiwtcp ." kluw" ucpe kwpknt" eqpvtcxgp kqpcn" pw o ck", p" eqpfc kng" ngikk0" Ug" kpvtg|keg" ghgevwctgc" ce kwpknt" rtqeguwnwk" rgpcng", p" rtkxkpc" rgtuqpcgk" tg kpwwg" ucw" ctguvcvg", p" ecw|c" eqpvtcxgp kqpcn "h t" cwwqtk|c kc" lwfge vqtwnw" k" h t " rctvkekrctgc" cxqecvwnwk" cngu0

*5+ "Rtg|w fkekw" ecw|cv" ftgrvwtknt. hkdgtv knqt" k" fg o/ pkv kk" rgtuqpcgk", p" ewtuwn" rtqeguwnwk" eqpvtcxgp kqpcn" ug" tgrct " ,p" o qfwn" uvcdkncv" fg" ngig0

*6+ "Rgtuqpc" xkpqxcv "fg" rtglwfkekw" ecw|cv" ftgrvwtk/ nqt. hkdgtv knqt" k" fg o pkv kk" rgtuqpcgk", p" ewtuwn" rtqeguwnwk" eqpvtcxgp kqpcn" rqtctv "t urwpfgtg" eqpvtcxgp kqpcn" ngikk0

Ctveqwn/5/80" Ftgrvwn" hc" cr tctg"

*3+ "p" ewtuwn" rtqeguwnwk" eqpvtcxgp kqpcn" cwwqtkvcvgc" eq o rgvgpv " guvg" qdnkicv "u" "cukiwtg" r t knqt" fgrnkpc" gztgctvc" c" ftgrvwtknt" rtqeguwnwk", p" eqpfc kng" ngikk" k" u "cf o kpkuvtg|g" rtqdgng" pgeguvtg", p" cr tctg0

*4+ "Qtkeg" rctvg" ctg" ftgrvwn" u " Lg" cucuvev " fg" cr t / vqt", p" ewtuwn" rtqeguwnwk" eqpvtcxgp kqpcn0

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Ctveqwn/5/90" Ngicnkvcvgc" k" c|ctgc" cfxg twnwk

*3+ "p" ewtuwn" rtqeguwnwk" eqpvtcxgp kqpcn" cwwqtkvcvgc" eq o rgvgpv " guvg" qdnkicv " ,p" nk o kvng" eq o rgvgpv gk." u " fguh qctg" cevxxkvcvgc." tgurgev-pf" ew" utkevg g" rtgxgfg/ tkng" fkp" rtg|gpvwn" Eqf. " ,p" xgfgtg" c| ttk" cfxg twnw" k." wt o tkpf" ceguv" ueqr. " xc" egtevgc" o wnkncvgtcn." eq o rngv" k" qdkgvkv" vqcvg" ectew o uvcp gng" ecw|gk." rtqppw -pfw/ug" rtkp" jqv t-tg" ngicn " k", pvg o gkcv 0

*4+ "p" ec|wn", p" ectg" cwwqtkvcvgc" eq o rgvgpv " eqpuvcv " e " pqt o c" lwtkfke " eg" wt o gc| " c" L" crnkccv " eqpvtcxgp" rtgxgfgtknt" Eqpuvkvw kgk." rtqeguwn" eqpvtcxgp kqpcn" ug" uwurgpf " k" ug" uguk|gc| " Ewtvgc" Uwrtg o " fg" Lwuw kg." ectg." nc" t-pfwn" u w." eqpenw|kq-pf" vg o gkpkcc." cftgugc| " Ewt k" Eqpuvkvw kqpcng" gzeqr kc" fg" pgeqpuvkvw kqpcnkvcvg0

*5+ "p" ec|wn", p" ectg" ug" eqpuvcv " e " pqt o c" lwtkfke " crnkccv " ,p" rtqeguwn" eqpvtcxgp kqpcn" pw" rqcvg" L" uwrwu " eqpvtqwnwk" eqpuvkvw kqpcnk" k." cwwqtkvcvgc" eq o rgvgpv " crnke " ,p" fktgev" ngigc0

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*3+ "Rtqeguwn" eqpvtcxgp kqpcn" ug" fguh qct " ,p" nk o/ dc" fg" uvcv0

*4+ "Rtqeguwn" eqpvtcxgp kqpcn" ug" rqcvg" fguh wtc" k" ,pvt/q" nk o d " ceegrvcdkn " rgpvtw" o clqtkvcvgc" rgtuqpcgnqt" ectg" rctvkekr " nc" gzc o kpctgc" ecw|gk" eqpvtcxgp kqpcng0

*5+ "Rgtuqpcng" ectg" pw" rqugf " ucw" pw" xqtdgue" nk o dc" fg" uvcv" cv" ftgrvwn" fg" c" rctvkekr" c" nc" rtqegu" rtkp" kpvtg" rtgvtg0 " p" ec|wn" fcv. " p" rtqeguwn/xgtdcn" tgurgevkv" ug" xc" urgek" Lec" nk o dc", p" ectg" c" xqtdkv" rgtuqpc" cwfkcw . " rtgew o " k" fcvng" fgurtg" kpvtg" rtgvtg0

*6+ "p" ec|wn", p" ectg" rtqeguwn" ug" fguh qct " ,p" q" cnv " nk o d . " jqv t-tg", p" ecw|c" eqpvtcxgp kqpcn " ug" vtcfweg" ,p" nk o dc" fg" uvcv. " Lkpf" cpgzcv " nc" fquct0

*7+ " Jqv t-tg", p" ecw|c" eqpvtcxgp kqpcn " ug", p o -/ pgc| " rgtuqpcgk" vtcug" nc" t urwpfgtg" eqpvtcxgp kqpcn " k" rgtuqpcgk" x v o cvg. " Lkpf" vtcfwu " ,p" nk o dc" nqt" o cvgtv " ucw", p" q" cnv " nk o d " rg" ectg" q" ewpque0

Ctveqwn/5/:0" Crnkccdkvcvgc" cnvqt" rtkpek" k" ,p" rtqefwtc" eqpvtcxgp kqpcn

"p" rtqefwtc" eqpvtcxgp kqpcn " ug" crnke " k" rtkpek/ rkkng<

3+ "qrqtwpkv" k" k" gLekgp gk=

4+ "gzgtek" tkk" qdnkicvqtkk" k" ew" dwp /etgfkp " c" eq o/ rgvgpv gnqt" ngicng=

5+ "uvcdkncv" k" k" o qvkv tkk" cevgnqt" k" hqt o gnqt", pfg/ rnkpkvg" fg" cwwqtkvcvgc" eq o rgvgpv " ,p" rtqeguwn" eqpvtcxgp kqpcn=

6+ "kpfggpf" fg" gk", p" cevxxkvcvgc" cwwqtkv k" k" eq o rg/ vgpvg" k" kpcf o kukdkncv k" gztgtek" tkk" kp f wgp gk", p" ewtuwn" rtqeguwnwk" eqpvtcxgp kqpcn=

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8+"eqncdqt tkk" k"eqqrgt tkk-

9+"tqurqpucdnkv kk" k"t urwpfgtkk"kpfxkfwcng0

Ctveqwn"5/320"Rtdqng." olnqcegn" fg" rtd " k" rtdqefgg" rtdcvtkk"

*3+"p"ewtuwn"rtqeguwnk"eqvtxgp kqpcn."cwwtkvcvg" eq o rvgpv "gzc o kpgc | "ecw|c"rg"dc | "fg"rtqdg." o kl/ nqceg"fg"rtqdg" k" rtdqefgg" rtdcvtkk0

*4+"Eqpukvwkg" rtdq "qtkeg"ng o gpv"fg"hcrv."qd kpww" ngi cn."ectg"ugtxg vg"nc"eqpuvcctgc"gzkuvvp gk"qt"kpzku/ vgp gk" eqvtxgp kgk."nc" uvcdnktgc" rgtuqcpk" xkpqxcvg" k"nc" ewpqc vgtgc"ektew o uvcp gnt" ecw | gk0" Eqpukvwkg" gng o gpv" fg"hcrv<" fgenctc kng" rctvkekrepc knqt"nc" rtdqeg/ uwn" eqvtxgp kqpcn."cevng" rtdqeguwn." ,puetkuwtng." ,ptgikvt tng" cwfkq" ucw" xkfgq." hqvqitcLkng." eqrtwtng" fgnkevg." fqew o gpvng" k" qdkgevgng" tkfkecvg." eqpuvcv tng" vgpjkeq/ vkkp kLeg" k" o gfkq/ngi cng." gzrgvtk | gng." cnvg" o lnqceg"fg" rtdq 0

*5+"Crtgekgtgc" rtdqngt"ug"nceg"fg"cwvtkvcvg"eq o / rvgpv . "rvtkxk"eqpxkpgtk"ucng"rg"ectg" k/c"ht o cv/q." egtegv-pf" rtdqng"cf o kpkvctvg",p"tcrqt"ew"ektew o uvcp/ gng" uvcdnkv",p"ecw | " k" e n w | kpfw/ug" fg" rtxgfgtkng" ngi k0"Rtdqng"pw"cw"q"xcnqctg" rtdqguvcdknv 0

*6+"Rtdqefwtc" rtkxkpf" rtdqng." o lnqcegn" fg" rtdq " k" rtdqefgg" rtdcvtkk"ug"ghgewgc | ,p"eqphq o kvcvg" ew"rtgxfgkng" fkp"Vkwvn"KX."Rctvge" I gpgtcn "c"Eqfwnwk" fg" rtdqefw " rtpcn 0

Ctveqwn"5/330" Cukvvp c"lwtkfke "kpvgtpc kqpcn

Eqpfk kng" fg"tgnk | ctg" c" cukuvgp gk"lwtkfkeg"kpvgtpc/ kqpcng ,p" o cvgtk" eqvtxgp kqpcn "uwpv"egn" uvcdnkv" rtkp"fkurq | k kng"ewrtkug",p"ecrvqwn"eqtgurwp | vqt"fkp" Eqfwn"fg" rtdqefw " rtpcn 0"

"Ctveqwn"5/340"Uqvw kqctgc" ejgukwplk" rtkxkpf" tgrctctgc" rglwfkekwnwk"ecw | cv" rtkp"eqvtxgp kg

*3+"p"ec | wn",p"ectg" rtkp"u x-t ktgc"eqvtxgp kgk"u/c" ecw | cv"wp"rtglwfkek" k"uwpv"fqxgfkvg"vg o gkwtng" k"ewcp/ vw o wn"nwk."cwwtkvcvg"eq o rvgpv "u "gzc o kpg | g"ecw | c" eqvtxgp kqpcn "uqvw kqpc | " k" ejgukwpgc" rtkxkpf" tgrctctgc" rglwfkekwnwk"ecw | cv" rtkp"eqvtxgp kg0"

*4+"p"ec | wn",p"ectg"pw"gzkuv "fcvg" rtkxkpf" uvcdnktgc" ewcpvw o wnwk" rglwfkekwnwk" ecw | cv" rtkp" eqvtxgp kg" ucw" rgtuqpc" x v o cv "pw"guvg" fg"ceqtf"ew"ewcpvw o wn" uvcdnkv."cegcvc"ctg" ftgrvwn"u / k"xcnqtkLeg" rtdqvg kng" ,p"kpucp c"ekxn .h t "c"cejkvc"vczc"fg"uvc"nc" o q o gpvwn" uguk | tkk"lwfge vqtkg0"

Ctveqwn"5/350"Uqvw kqctgc" ejgukwplk" rtkxkpf" ejgnvkgng" uwrqtvcvg",p" rtdqeguwn"eqvtxgp kqpcn

*3+"Ejgnvkgng" fg"cf o kpkvctg" k" eqpugxtg" c" rtdqngt." fg"tgvtkdwk" c"cxqecvwnwk."cnvg"ejgnvkgng" fg" rctvkekrepc"nc" rtdqeguwn"eqvtxgp kqpcn"ug" uwrqt " fg" eqvtxgpkgpv"ucw" fg"uvcv." ,p" o qfwn" uvcdnkv" fg"ngi g0

*4+"Rgtuqpc" x v o cv ." tgrtg | gpvcvwn" gk"ngi cn." o ctvqtn."urgekncuvwn."gzrgvwn" k"kpvgtrtgvwn."rtgew o" k"

rgtuqpc"vtcu "nc"t urwpfgtg"eqvtxgp kqpcn ." ,p"ec | wn" ,p"ectg." rtkpvt/q"j qv t-tg"fgLpkvx . "guvg" fgenctcv "pgxk/ pqxcv ."cw" ftgrvwn"nc"tguvkwk"egjgnvkgng"qnt"uwrqtvcvg" ,p" rtdqeguwn"eqvtxgp kqpcn0

*5+"Rgtuqcpng" o gp kqpcvg",p"cnk0*4+" fkp" rtdq | gpvwn" ctveqncw"ftgrvwn"u "cvceg"j qv t-tgc" rtkxkpf"ejgnvkgng" uwrqtvcvg",p" rtdqeguwn"eqvtxgp kqpcn"eqphq o " o qfwnwk" uvcdnkv" rgpvtw" gzc o kpcctgc"ecw | gk" eqvtxgp kqpcng",p" e kng" fg"cvce0

Ecrkvqwn"9

Rgtuqcpng" rctvkekrepcvg"nc" rtdqeguwn" eqvtxgp kqpcn

Ctveqwn"5/360" Ftgrvwtng" k" qdnkic kng" rgtuqpc/ pggk" rctvkekrepcvg"nc" rtdqeguwn"eqvtxgp kqpcn

*3+"Rgtuqpc" rctvkekrepcv "nc" rtdqeguwn"eqvtxgp k/ qpcn"guvg"uwdkgevwn."ectg" rtdq o qxcg | ,p"ecw | c"eqvtxgp kqpcn "wp"kpvtg"qetqkv" fg"ngi g" k"ectg" fg kpg"wp" cpuc o dnw" fg" ftgrvwt" k" qdnkic k" crnkcdkng",p" ecftwn" rtdqeguwn"eqvtxgp kqpcn0

*4+"Rgtuqpc" rctvkekrepcv "nc" rtdqeguwn"eqvtxgp kq/ pcn" fkurwpg" fg" ftgrvwn<

3+u "Lg"tgrtg | gpvcv ,p" o qf"ngi cn" k"u "Lg"cr tcv " rtkp" cukuvgp "lwtkfke "ecnkLecv =

4+u "hce "fgenctc k"u "rtg | kpv" rtdqg."u "hqt o wng | g" egtgk." qdkge k" k" eqpenw | kk."u "kpxqeg"cti w o gpvg",p" uwu kpgtgc"kpvgtguwnwk"ngi kvk o " rtdq o qxcv=

5+u "tkfkeg"gzegr k" k"u "eqpvguvg"cevng" rtdqefwctng" rtkp"ectg"eqpukfgt "e "c" hquv" rglwfkecv =

6+u " ghgewg | g"cnvg" ce kwpk",p" uwu kpgtgc" rq | k kgk" ucng" rtdqeguwn",p" o uwtc",p"ectg"ceguvg"cw"ngi vwt " ew"uvcvwn"u w"lwtkfke0"

*5+"Rgtuqpc"vtcu "nc"t urwpfgtg"eqvtxgp kqpcn " ctg.",p"urgekcn." k" ftgrvwn<

3+u "Lg"kpht o cv ,p"vgt o gpwn"egn" o ck"uewt." ,pvt/q" nk o d " rg"ectg" q",p" gngig."cuwrct"pcvttk" k" o qvkwwnk" cew | tkk"cfwug", o rvtkxc"uc=

4+u "Lg"kpht o cv "kogfkv"fgurt"ftgrvwtng"fg"ectg" fku/ rwpg."kpenwux"fg"cv egc" k"cpw" o twtkuk", o rvtkxc"uc=

5+u " fgc"gzrnkec k"ew" rtkxktg"nc" cew | ctg"ucw"u " tghw | g"fg"cn" gfc=

6+u "cf o kpkvctg | g" rtdqng"cr t tkk",p"cegnk" k"eqp/ fk k"ec" k" rtdqng"cew | tkk=

7+u "cejkv" c o gpfc"eqvtxgp kqpcn ,p"eqpfk kng" rtdq | wvg" fg"ctv05/; 2"cnk0*3+" rev03+" k"5/; 3"cnk0*3+0"

*6+"Rgtuqpc" rctvkekrepcv "guvg"qdnkicv "u "ug"uwrwp " fkurq | k knqt"ngi kvk o g" cng"cwvtkv k" eq o rvgpv."u " tgrgevg" ftgrvwtng"egntcnvg" rgtuqcpng" rctvkekrepcvg" k" u "ug"eqphq o g | g"qtfkpk" uvcdnkv",p" rtdqeguwn"eqvtxgp kqpcn0

*7+"p"ec | wn" fg" tghw | " rgpvtw"ngi kvk o ctg." rgtuqpc" vtcu "nc"t urwpfgtg"eqvtxgp kqpcn " rdcvg" L" tg kpww "



,p"eqphqt o kvcvg"ew"rtgxfgtkng"ctv05/96"cnkp0*3+"rev04+0"
Ceguv"tghw|"vtgdwkg"eqpŁt o cv"fg"egn"rw kp"4" o ctvqtk"
cukuygp k."ectg"eqpug o pgc|"ceguv"hcrv",p"rtqeguwn/xgt/
dcn"tgurgevkw0"p"cdugp c" o ctvqtwnwk" cukuygpv."cigpvnw"
eqpuvcvcvqt"xc"rtgek|c" o qvxxgng."ectg"cw"eqpfwu"nc"
,pvqe o ktgc"rtqeguwnw/xgtdcn",p"ceguv" o qf0

*8+"p"ec|wn",p"ectg"uwpv",pe necvg"qdnkic kkngrtqeg/
uwcng" k."tgurgevkw."rtgxfgtkng"ngikk."rgtuqpcp"xpqxcv "
gugv"uwrwu "t urwfpfgtkk"lwtkfeg",p"eqphqt o kvcvg"ew"
ngikunc kc",p"xkiqctg0

**Ctvkeqvnw"5/370" Ftgrvwtkng" k"qdnkic kkngrcwvqtk/
v kk"eq o rgvgpv**

*3+"Cwvqtkvcvgc"eq o rgvgpv .",p"ecftwn"rtqeguwnw"
eqpvtcxgp kqpcn."fkurwpg"fg"ftgrvwtkng"rtgx |wvg"fg"
ngig",p"xgfgtgc"eqpuvcv tkk"eqpvtcxgp kkg."gzc o kp tkk"
ecw|gk"eqpvtcxgp kqpcng" k"rwpgtkk",p"gzgewvctg" c"
jqv t-tkk"fgŁpkvxxg"ew"rtkxktg"nc"crnlectgc"ucpe kwpkk"
eqpvtcxgp kqpcng0

*4+"Cwvqtkvcvgc"eq o rgvgpv .",p"ec|wn",p"ectg"
fguh qct"cevxxk k"rtqeguwnw."gugv"qdnkicv "u"ug"
rtg|kpvg."kpfke-pf"pw o gng" k"rtgpw o gng."rtgew o" k"
hwpe kc"rg"ectg"q"gzgtekv ."u"gzrnkeg"rgtuqpcpngt"
rctvkekrpvg",p"rtqeguwn"eqpvtcxgp kqpcn"ftgrvwtkng"
k"qdnkic kkngrtgx |wvg"fg"ngig."ket"rg" o ctvqtk."rctvge"
x v o cv ."vtcfwe vqt."kpvgrtgv."urkecnkuv" k"gzrgtv"o"
u /k"rtg.pv-o rkp"cuwrct"t urwfpfgtkk"eg"q"rqctv .",p"
ec|wtkng"rtgx |wvg"fg"ctvkeqngng"534" k"535"Eqf"rgpcn0"
Cwvqtkvcvgc"eq o rgvgpv "gugv"qdnkicv "u"rtgxp"eqpvtc"
ug o p vwt "rgtuqpc"cwfkcv "fgurtg"ceguv"hcrv0

*5+"Cwvqtkvcvgc"eq o rgvgpv "gugv"qdnkicv "u"uguk/
|g|g"rtqewtqtw",p"ec|wn",p"ectg"eqpuvcv "fgpwp ctgc"
hcnu ."fgenctc kk" o kpekpcug"rtg|gpvcvg"fg"rctvge"
x v o cv "ucw" o ctvqtk."eqpenw|kc"hcnu "rtg|gpvcv "fg"
urkecnkuv"ucw"gzrgtv."vtcfwegtgc"qtk"kpvgtrtgvtgc"
kpeqtgev "rtg|gpvcv "fg"vtcfwe vqt"ucw"kpvgtrtgv."tg/
hw|wn"qtk"guejxctgc" o ctvqtwnw"ucw" c"r t kk"x v o cvg"
fg"chceg"fggenctc kk."rtgew o" k"cnvg"hcrvg"rtgx |wvg"fg"
ngigc"rgpcn 0

*6+"Cwvqtkvcvgc"eq o rgvgpv "gugv"qdnkicv "u"kc"o /
uwtkng"fg"r utvtctg"ceqpŁfgp kcnkv kk."fg"rtqyge kg" k"fg"
,pn vwtctg"ceqpfk kknqt"eg"cw"eqpvtkdwkv"nc",pe nectgc"
ngikk."rtgx |wvg"fg"ngikunc kg0

*7+"Rtqegfwtc"fg"tgrctctg" c"rtglwfkekwnw"ecw|cv"
rtkp"hcrvng"knkekv"cngrcwvqtkv kk"eq o rgvgpv"ug"ghgevw/
gc|",p"eqphqt o kvcvg"ew"rtgxfgtkng"fkp"Ecrcvqvnw"XXX."
Vknwn"KKK."Rctvge"Urkecn "c"Eqfwnw"fg"rtqegfwt "
rgpcn 0

Ctvkeqvnw"5/380" Rtqewtqtw

Rtqewtqtw" gugv"rgtuqpc"kpvgtgucv ",p"rtqeguwn"
eqpvtcxgp kqpcn"ectg"rctvkekr ",p"ec|wtkng"rtgx |wvg"
fg"rtg|gpvnw"Eqf" k"ectg"gzgtekv "cvtkdw kkngr"eqphqt o"
Ngikk"ew"rtkxktg"nc"Rtqewtqtw 0

Ctvkeqvnw"5/390" Cigpvnw"eqpuvcvcvqt

Cigpvnw"eqpuvcvcvqt" gugv"rgtuqpc"kpvgtgucv ",p"
rtqeguwn"eqpvtcxgp kqpcn."cdknkvcv "ew"ftgrvwn"fg"eqp/
vtqn"cf o kpkuvtcvkx"urkecnk|cv",pvt/wp"cpw o kv"fq o gpkw"
,p"xgfgtgc",pvqe o ktkk"rtqeguwnw/xgtdcn"ew"rtkxktg"nc"
eqpvtcxgp kg."ectg"cevxxc|",p"kpukvw kkngrwdnkeg"fkp"
qti cpngng"egpvtcng"fg"urkecnkvcvg"cngrcf o kpkuvtc kkg"
rwdnkeg."cnvg"cwvqtkv k"cf o kpkuvtcvkxg"egpvtcng.",p"cf/
o kpkuvtc kc"rwdnke "nqecn ."rtgew o" k",p"cnvg"qti cpng"fg"
uvcv"fgug o pcvg"ew"eq o rgvgp 0

Ctvkeqvnw"5/3:0" Cxqecvwn

Cxqecvwn" gugv"rgtuqpc"kpvgtgucv ",p"rtqeguwn"eqp/
vtcxgp kqpcn"cf o ku ",p"dc|c"nkegp gk"eqtgrwp| vqctg."
ectg"cuikiw "cukuygp c"lwtkfke "ecnkhecv "rgtuqpcpgk"
vtcug"nc"t urwfpfgt"eqpvtcxgp kqpcn ."rtkp"eqpvtcev"ucw"
fkp"qŁekw."gzgtekv-pfw/ k"cvtkdw kkngr"eqphqt o "Ngikk"ew"
rtkxktg"nc"Cxqecvwn 0

**Ctvkeqvnw" 5/3;0" Rgtuqpc" vtcu "nc" t urwfpfgt"
eqpvtcxgp kqpcn**

*3+"Rgtuqpc"vtcu "nc"t urwfpfgt"eqpvtcxgp kqpcn "
gugv"rgtuqpc"kpvgtgucv ",p"rtqeguwn"eqpvtcxgp kqpcn."
ectg"rctvkekr ",p"ecnkvcvg"fg"uwurgev."h rvwkvqt" k"eqp/
vtcxgpkgpv0

*4+"Uwurgevwn" gugv"rgtuqpc"hc "fg"ectg" c" hquv"fg/
enpcv"rtqeguwn"eqpvtcxgp kqpcn0

*5+"H rvwkvqtw" gugv"rgtuqpc"hc "fg"ectg" c" hquv"
,pvqe o kv"rtqeguwn/xgtdcn"ew"rtkxktg"nc"eqpvtcxgp kg0

*6+"Eqpvtcxgpkgpvwn" gugv"rgtuqpc"hc "fg"ectg"u/c"
rtqwp cv"q"jqv t-tg."t o cu "fgŁpkvxx ."ew"rtkxktg"nc"
crnlectgc"ucpe kwpkk"eqpvtcxgp kqpcng0

Ctvkeqvnw"5/420" Rgtuqpc"x v o cv

Rgtuqpc"x v o cv "gugv"rgtuqpc"kpvgtgucv ",p"
rtqeguwn"eqpvtcxgp kqpcn."ectg" c"uwhtkv"rtkp"hcrvc."
rtgx |wv"fg"rtg|gpvnw"Eqf."wp"rtglwfkekŁ|ke."o qtcn"
ucw" o cvgtkn0

Ctvkeqvnw"5/430" Tgrtg|gpvcvwn"ngi cn

*3+"Tgrtg|gpvcvwn"ngi cn" gugv"rgtuqpc", o rwwgtpkcv "
,p" o qfwn"rtgx |wv"fg"ngig"u" tgrtg|kpv"rgtuqpcng"
rctvkekrpvg"nc"rtqeguwn"eqpvtcxgp kqpcn0

*4+"Rgtuqpcng"Ł|keg"ew"ecrcckvcvg"fg"gzgtek kw"
tguvt-pu "qtk"nkrukvg"fg"ecrcckvcvg"fg"gzgtek kw"rqv"Ł"
tgrtg|gpvcvg"fg"r tkp k.",pŁgvqtk."vwvqtk."ewtvcqtk"ucw"fg"
cnvg"rgtuqpcg",p" o qfwn"uvcdknkv"fg"ngig0

*5+"Rgtuqpcng"lwtkfeg"uwpv"tgrtg|gpvcvg",p" o qfwn"
uvcdknkv"fg"ngig."fg"cevnw"fg"eqpuvkwtg"ucw"fg"uvcvwnw"
nqt"lwtkfke0

Ctvkeqvnw"5/440" Octvqtw

*3+"Octvqtw" gugv"rgtuqpc."ekvcv ",p"cegcuv "ecnkvcvg"
fg"e vtg"cwvqtkvcvgc"eq o rgvgpv ."ectg"ctg"ewpq vkp "fg"q"
hcrv "ucw"fg"q", o rtglwtctg"fg"pcvwt "u"ugtxgcue "cŁ tkk"
cfgx twnw",p"rtqeguwn"eqpvtcxgp kqpcn0



*4+"Uq wn" k"twfgng" crtqrkcvg" cng" rgtuqpcgk" vtcug" nc" t urwpfgtg" eqpvtcxgp kqpcn "pw" uwpv" qdnhk" cvg" u" "fgrwp" " fgenctc" kk" k" ceguv" hcrv" ug" c"fweg" nc" ewp" v" k" p" c" rgtuqpcg/ nqt" t" gurgev" kxg" eqpvtc" ug" o" p" vwt" 0

Ctvkeqwn"5/450" Octvqtwn" cukuvgpv

*3+" Octvqtwn" cukuvgpv" guvg" rgtuqpc" fg|kpvtgucv ." ew" ecrcekv" cvg" fg" g" zgtek" kw" fgrnkp ." ekvcv " u" "cukuv" nc" ghgevwctg" wpqt" cev" g" rtqeguwcng. "ectg" cvg" u" " rtkp" ug" o/ p" vwt " ectcevg" twn" xg" tkfke" cn" hcrvgnqt" eqpug" o" pcv" g" ,p" cuvhgn" fg" cev" g" r" gpvtw" c" ng" fc" xcnqctg" rtqdc" p" v" ng" i" cn" 0

*4+" Pw" r" qcv" g" cxgc" ecnkvcv" g" fg" o" ctvqt" cukuvgpv" wp" cnv" c" igpv" eqpucvcvqt" ucw" q" rgtuqpc " c" f" cv " ,p" ugtkkekwn" kp/ uvkvw" kgk" rwdnkeg" fkp" ectg" hceg" rctv" g" c" i" gpvwn" eqpucvcvqt" 0

Ctvkeqwn"5/460" Gzrgtwn

Gzrgtwn" guvg" rgtuqpc" ew" q" eq" o" r" gv" gpv " r" tqhgukqpcn " fgqugdv " ,pvt/wp" cpw" o" kv" fq" o" gpkw" k" ectg" guvg" fgug" o" pc/ v " .p" o" qfwn" uvcdknk" fg" ng" i" g" .u" "ghgevw" g|g" q" gzrgt" vk| " ,p" ngi" vwt " ew" gzc" o" k" pctg" ecw" |gk" eqpvtcxgp kqpcng" 0

Ctvkeqwn"5/470" Urgekncukvwn

Urgekncukvwn" guvg" rgtuqpc" fg|kpvtgucv " ectg" r" qugf " ewpq" v" kp" g" k" fgrtkp" fg" tk" v" g" o" gkpk" eg" ,p" fq" o" gpkwn" r" tqhgukgk" ucng. "ekvcv " r" gpvtw" c" ceq" t" fc" cl" wvqtwn" p" geguct" ,p" r" tqeguwn" eqpvtcxgp kqpcn" 0

Ctvkeqwn"5/480" Kpvgrtrtgvwn

Kpvgrtrtgvwn" guvg" rgtuqpc" eq" o" r" gv" gpv " .ekvcv " r" gpvtw" c" ugtxk" ec" v" t" cfwe" vqt" e" p" f" r" t" kng" k" o" ctvqt" k" pw" ewpque" nk" o" dc" ,p" ectg" ug" fg" u" h" qct " r" tqeguwn" eqpvtcxgp kqpcn" ucw" e" p" f" ceg" v" kc" uwpv" uwt" fq" o" w" k" 0

Ecrkvqwn" :

Eq o rgv" gp c

Ctvkeqwn"5/490" Fkurq|k kk" eq o wpg"

*3+" Cwvqtkvcv" g" c" eq" o" r" gv" gpv " u" " ghgevw" g|g" wt" o" tktg" c" eqpvtcxgp kqpcn " guvg" c" i" gpvwn" eqpucvcvqt" 0

*4+" Cwvqtkvcv" g" c" eq" o" r" gv" gpv " u" " gzc" o" k" pg" |g" ecw" |c" eqpvtcxgp kqpcn " guvg" <

3+" kpuvc" p" c" l" wfge" vqtgcue " =

4+" c" i" gpvwn" eqpucvcvqt" 0

*5+" Cwvqtkvcv" g" c" eq" o" r" gv" gpv " u" " rwp " ,p" g" zgewvctg" j" qv" t" tgc" r" tkxkp" f" crnkectg" ucpe" kwpk" k" eqpvtcxgp kqpcng" guvg" c" i" gpvwn" eqpucvcvqt" ucw. "fwr " ec|. " l" wfge" vqtk" ectg" c" gzc" o" k" pcv" ecw" |c" eqpvtcxgp kqpcn " 0

Ctvkeqwn" 5/4:0" Kpeq o rcvdknkvcv" g" rgtuqpcgk" eq o rgv" gpv

*3+" Fce " gzku" v" " ektew" o" uvcp" g" eg" v" tg|gue" ,p" fqkgnk" ,p" rtkxkp" c" pgr" tvkpktkk" rgtuqpcgk" eq" o" r" gv" gpv" g. " ectg" fg" u/ h" qct " cev" kxk" v" k" rtqeguwcng. " wt" o" gc| " tgew|ctg" c" ucw" cd" kpgtg" ceguv" gk" rgtuqpcg. " pgcx" p" f" tgrvwn" u" " rctvke" rg" ,p" r" tqeguwn" eqpvtcxgp kqpcn" 0

*4+" Fkurq|k k" kng" r" tkxkp" f" ec|wtkng" fg" kpeq" o" r" cvdknk/ vcvg" r" t" gx" |wv" g" ,p" c" tvkeqwn" 55" Eqf" fg" r" tqeg" f" wt" " r" gp" cn" " uwpv" crnkecdkng" ,p" r" tqeguwn" eqpvtcxgp kqpcn" 0

*5+" Egtgtg" c" fg" tgew|ctg" ucw" fg" cd" kpgtg" ug" hqt" o" w/ ngc| " ,p" uetku. " ew" kpxqectg" c" o" qvkw" wnw" k" fg" kpeq" o" r" cvk/ dknkvcv" g" k" ug" uq" nw" kqpgc| " fg" eqp" fwe" vq" twn" c" i" gpvwn" w" k" eqpucvcvqt" tgew|cv" ucw. " fwr " ec|. " fg" wp" cnv" eq" o" r" ngv" fg" l" wfgecv" 0

*6+" pejgkgtg" c" cuwr" tc" egtgtk" k" fg" tgew|ctg" ucw" fg" cd" kpgtg" r" qcv" g" L" cvcecv " q" fcv " ew" j" qv" t" tgc" ,p" ecw|c" eqpvtcxgp kqpcn " 0

*7+" p" ec|wn" ,p" ectg" g" zkuv " o" qv" kx" g" fg" kpeq" o" r" cvk/ dknkvcv" g" k" pw" guvg" r" qukd" kn " fgug" o" pctg" c" cnv" gk" rgtuqpcg" eq" o" r" gv" gpv" u" " fguh" qctg" rtqeguwn" eqpvtcxgp kqpcn" ,p" dc|c" egtgtk" hqt" o" wncv" g" fg" cwvqtkvcv" g" c" eq" o" r" gv" gpv " .ecw|c" eqpvtcxgp kqpcn " ug" uvt" o" wv " cnv" gk" cwvqtkv" k" eq" o" r" gv" gpv" g" fg" cegnc" k" i" t" cf" r" tkp" ,pejgkgtg" o" qv" kxcv " c" l" wfge" vqtkgk" ucw. " fwr " ec|. " c" kpuvc" p" gk" l" wfge" vq" tg" vk" kgtct" jke" uwr" g/ tkqctg" eq" o" wpg" 0

Ctvkeqwn"5/4;0" Eq o rgv" gp c" vgtkvqtkcn

*3+" R" tqeguwn" eqpvtcxgp kqpcn" ug" fguh" qct " fg" cwvqtkvcv" g" c" eq" o" r" gv" gpv " ,p" c" e" tgk" tc| " vgtkvqtkcn " c" hquv" u" x" t" kv " eqpvtcxgp k" c" 0

*4+" Fce " guvg" q" eqpvtcxgp kg" eqpvkpw " . r" tqeguwn" eqpvtcxgp kqpcn" ug" fguh" qct " fg" cwvqtkvcv" g" c" eq" o" r" gv" gpv " ,p" c" e" tgk" tc| " vgtkvqtkcn " u/ c" r" tq" f" wu" tg|wnvcvwn" eqpvtc/ xgp kqpcn" qtk" c" hquv" ewt" o" cv " eqpvtcxgp k" c" 0

*5+" Fce " nqewn" u" x" t" ktkk" eqpvtcxgp kgk" pw" r" qcv" g" L" uvcdknk. " r" tqeguwn" eqpvtcxgp kqpcn" ug" fguh" qct " fg" cwvqtkvcv" g" c" eq" o" r" gv" gpv " ,p" c" e" tgk" tc| " vgtkvqtkcn " c" hquv" eqpucvcv " eqpvtcxgp k" c" 0

*6+" R" tqeguwn" eqpvtcxgp kqpcn" ,p" dc|c" eqpvtcxgp kgk" u" x" t" kv" g" ,p" chctc" vgtkvqtkwnwk" Tgrwdnkekk" Oqnfqxc" ug" fguh" qct " .fwr " ec|. " fg" cwvqtkvcv" g" c" eq" o" r" gv" gpv " ,p" c" e" tgk" tc| " vgtkvqtkcn " u/ c" p" uewv" ucw" , k" ctg" tg" g" f" kp" c. " fq" o" keknkwn" qtk" nqewk" g" v" g" rgtuqpc" v" t" cu " nc" t" urwpfgtg" eqpvtcxgp kqpcn " 0

Ctvkeqwn"5/520" Eqp fkevwn" fg" eq o rgv" gp

E" p" f" fqw" ucw" o" ck" o" wnv" g" cwvqtkv" k" fg" cegnc" k" i" t" cf" ug" fgenct " eq" o" r" gv" gpv" u" " fguh" qctg" cev" kxk" v" k" ,p" ec/ ftwn" r" tqeguwnwk" eqpvtcxgp kqpcn" ucw" , k" fgenk" p" eq" o" r" g/ vgp" c" ,p" hc" xqctg" c" cnv" gk. " eqp" f" kevwn" r" q|kvkx" qtk" eqp" f" kevwn" p" gi" cvkx" fg" eq" o" r" gv" gpv " ug" uq" nw" kqpgc| " fg" l" wfge" vqtkc" ,p" c" e" tgk" tc| " c" hquv" u" x" t" kv " eqpvtcxgp k" c" ucw. " fwr " ec|. " fg" kpuvc" p" c" l" wfge" vq" tgcue " kgtct" jke" uwr" g" tkqct " eq/ o" wp" 0

Ctvkeqwn"5/530" Eq o rgv" gp c" kpuvc" p" gk" l" wfge" vq/ tg" vk"

*3+" L" wfge" vqtkc. " ,p" eq" o" r" ngv" fg" l" wfgecv " eqpukvkwk" fkpvt/wp" ukp" i" wt" l" wfge" vq" t. " gzc" o" k" pgc| " ecw|c" ,p" dc|c" r" tqeguwnwk/ xgtdcn" r" tkxkp" f" eqpucvcvctg" c" eqpvtcxgp k/ gk" k. " ,p" eq" o" r" ngv" fg" l" wfgecv " eqpukvkwk" fkp" 4" l" wfge / vqtk. " ecw|c" ,p" dc|c" eqpvguvc" kgk" , o" r" qv" tkxc" r" tqeguwnwk/ xgtdcn" r" tkxkp" f" eqpucvcvctg" c" k" ucpe" kq" pctg" c" eqpvtcxgp k/ gk" ucw" ,p" dc|c" eqpvguvc" kgk" , o" r" qv" tkxc" r" tqeguwnwk/ xgtdcn" 0



rtkxpf", pegvctgc" rtqeguwnwk" eqpvtcxgp kqpcn⁰ "p"ec|wn" ,p"ectg" gzkuv " flxgtigp g"nc" gzc okpctgc" eqpvguvc kkgk." xqywn" rtg gfkpvgnwk" fg"eq o rnv" guvg" jqv t-vqt⁰

*4+ "Ewtvge" fg" Crgn.", p"eq o rnv" fg" lwfgecv " eqpuvkwkv" fkp"4" lwfge vqtk." gzc okpgc | <

3+ "tgewtuwn" qt fkpct" fgenctcv", o rqvtxc" flurq | k kkgk" lwfge vqtkgk" rtkxpf" gzc okpctgc" ecw | gk", p"dc | c" rtqeg/ uwnwk/xgtdcn" rtkxpf" eqpuvcvtgc" eqpvtcxgp kkgk="

4+ "c f o kukdknkvcvgc" tgewtuwnwk", p"cpwnctg" fgenctcv", o rqvtxc" flurq | k kkgk" lwfge vqtkgk" rtkxpf" gzc okpctgc" ecw | gk", p"dc | c" eqpvguvc kkgk", o rqvtxc" rtqeguwnwk/xgtdcn" rtkxpf" eqpuvcvtgc" k"ucpe kqpcctgc" eqpvtcxgp kkgk"ucw", p"dc | c" eqpvguvc kkgk", o rqvtxc" rtqeguwnwk/xgtdcn" rtkxpf" ,pegvctgc" rtqeguwnwk" eqpvtcxgp kqpcn" k." fwr "ec | .", p"eq o rnv" fg" lwfgecv " eqpuvkwkv" fkp"5" lwfge vqtk." tgewtuwn" ,p"cpwnctg" rtqr tkw/ | ku⁰

*5+ "Ewtvge" Uwr tgo " fg" Lwuvk kg.", p"eq o rnv" fg" lwfgecv " eqpuvkwkv" fkp"5" lwfge vqtk." gzc okpgc | " cf/ o kukdknkvcvgc", p"rtkpek rkw" c" tgewtuwnwk", p"cpwnctg", o rqvtxc" fgek | kkgk" Ewt kk" fg" Crgn" ew" rtkxktg" nc" gzc okpctgc" tgewtuwnwk" qt fkpct" k." fwr "ec | .", p"eq o rnv" fg" lwfgecv " eqpuvkwkv" fkp"7" lwfge vqtk." gzc okpgc | " tgewtuwn" ,p"cpwnctg" rtqr tkw/ | ku⁰

*6+ "Eq o rnvwn" fg" lwfgecv " ug" eqpuvkwkg" ,p"eqphqt/ okvcvg" ew" rtgxfgtkng" uk o knctg" fkp" Eqfwn" fg" rtqegfwt " rgpnc "ectg" ug" crnke ", p" o qf" eqtgurwp | vqt⁰

Ctveqwn" 5/540" Eq o rnv" c" cigpvwnwk" eqpuvc/ vcvqt

*3+ "Hwpe kqpcctk" ew" cvtkdw kk" fg" eqpvtqn" cf o kpkuvtcvkx" urgekcn | cv" fkp" qti cpng" egpvtng" fg" urgekcnkvcvg" cng" cf o kpkuvtc kkgk" rwdnkeg.", cnvg" cwvqtkv k" cf o kpkuvtcvkxg" egpvtng.", cng" cf o kpkuvtc kkgk" rwdnkeg" nqecng" k" fkp" cnvg" qti cpng" fg" uvcv.", fgug o pc k" ec" c i gp k" eqpuvcvctgk." uwpv" ,p" ftgrv" u " ,pvqe o gcue " rtqegug/xgtdcng" ew" rtkxktg" nc" eqpvtcxgp kk" fkp" fq o gpkwn" tgur gevkv" fg" cevkkvcvg. " kpfk/ ecv", p" Rctvge" Urgekcn " fkp" rtg | gpvwn" Eqf⁰

*4+ "p"ec | wn", p"ectg" ug" k o rwp" g" crnkectgc" ucpe kwplk" fg" e vtg" lwfge vqtkg." rtgewo " k", p"ec | wn" crnke tkk" o uw/ tkk" fg" uk i wtcp . " gzw" | ctgc" qtk" qdnk i ctgc" nc" vtcv o gpv" o gfkecn. " c i gpvwn" eqpuvcvctgk." o qvkv-pf" k pqrqtwpkvcvgc" crnke tkk" c o gp | kk" ucw" c" cnvqt" ucpe kwplk" eg" kp" fg" eq o rg/ vgp c" uc.", pvqe o g vg" rtqeguwn/xgtdcn" rtkxpf" eqpuvcvtgc"

eqpvtcxgp kkgk" k.", p" qtfkpgc" rtgx | wv . " vtk o kvg" ecw | c" eqpvtcxgp kqpcn " rgpvtw" gzc okpctg", p" lwfge vqtkc", p" c" e tgl" tc | " c" hquv" u x-t kv " eqpvtcxgp kcl⁰

*5+ "p"ec | wn", p"ectg" ug" crtgekc | " qrtvwpkvcvgc" crnke / tkk" c o gp | kk" ucw" cnvgk" ucpe kwplk." ew" gzegr kc" egngk" cvtkdvwg" kpucp gk" fg" lwfgecv . " c i gpvwn" eqpuvcvctgk", pvqe o g vg" rtqeguwn/xgtdcn" rtkxpf" eqpuvcvtgc" k" ucpe kqpcctgc" eqpvtcxgp kkgk⁰

*6+ "p"ec | wn", p"ectg" gzkuv " vg o gkwtkng" rgpvtw", peg/ vctgc" rtqeguwnwk" eqpvtcxgp kqpcn. " c i gpvwn" eqpuvcvctgk", pvqe o g vg" rtqeguwn/xgtdcn" rtkxpf", pegvctgc" rtqeguwnwk" eqpvtcxgp kqpcn. " o qvkv-pf" uqnv kc" tgur gevkv 0"

Ctveqwn" 5/550" Egpvtwn" tckqpcn" * o wpkekr cn+ " fg" eqpuknktg" c" eqrknqt" ew" eq o rqtvc o gpv" fgxkcv", p" ueqrwn" tgedknkv tkk" k" tglpvgit tkk" nqt", p" uqekgvcvg

Fktgevqtw" k" c flwpe kk" Egpvtwnwk" tckqpcn" * o wpkekr cn+ " fg" eqpuknktg" c" eqrknqt" ew" eq o rqtvc o gpv" fgxkcv", p" ueqrwn" tgedknkv tkk" k" tglpvgit tkk" nqt", p" uqekgvcvg.", p"dc | c" rtqeguwnwk/xgtdcn" rtkxpf" eqpuvcvtgc" eqpvtcxgp kkgk.", p" ec | wn" rtgx | wv" fg" ng i g. " uwpv", p" ftgrv" u " crnkeg" o k p q t k n q t" o uwtk" rtgx | wv" fg" ng i kunc kc", p" xki qctg⁰

***Xc"wt o c+**

Note:

³ Eqfwn" eqpvtcxgp kqpcn" cn" Tgrwdnkekk" Oqnfqxc." cfqrvcv" rtkp" Ngigc" pt043 : /ZXX" fkp" 460320422 : . " rtq o w n i c v" rtkp" Fgetgvwn" pt04268/KX" fkp" 4 ; 0320422 : " 11" Oqpvqtw" QŁeken" cn" Tgrwdnkekk" Oqnfqxc." 422 ; . pt05/8." ctv0370

⁴ A se vedea: U0Hwtfwk⁰ "Opinie cu privire la Codul contravctcxgp kqpcn" 11" Ngigc" k" Xkc c." 4232." pt03." r033/430

⁵ Pqvg" kphqt o cvkxg" ew" rtkxktg" nc" crnkectgc" Eqfwnwk" eqp/ vtcxgp kqpcn.", pvqe okvg" fg" e vtg" lwfge vqtkk" k" ewt kng" fg" crgn." ,p" wt o c" uetkuqtkk" pt0 ; /UT12 ; " fkp" 440280422 ; " cftgucvg" fg" e vtg" Ewtvge" Uwr tgo " fg" Lwuvk kg=" uetkuqctgc" Okpkuvtnwk" fg" Lwuvk kg." pt0231 : 374" fkp" 430340422 ; . cftgucv " Ewt kk" Uwr tgo g" fg" Lwuvk kg⁰

⁴ A se vedea: X0 I w wngce." G0Eq o ctpk eckc⁰ "Codul contraxgp kqpcn" cn" Tgrwdnkekk" Oqnfqxc" *cpnc/ "lwtkfke +11" Tgxkucv" Pc kqpcn " fg" Ftgrv." 422 ; . pt05." r0450

⁷ A se vedea: U0Hwtfwk⁰ "Opinie cu privire la Proiectul Codului eqpvtcxgp kqpcn" cfqrvcv", p" hgevwtc" c" fqwc" 11" V J G O K U." Dwngvkv" kphqt o cvkx." 422 : . pt04." r090



CURGEVGVGQTVKEG KRTCEVKEGRTKXKPF
 CRNKECTGCT URWPFGTGKRGPCNGRGPVTW
 EQPFWEFTGC OKLNQEWNWKFGVTCPURQTV P
 UVCTGFGGDTKGVCVGCNEQQNKE EWITCF
 CXCPUCVUCW PUVCTGFGGDTKGVCVGC
 RTQFWU FG CNVG UWDUVC P G*ctv0486³E0rgp0TO+

Xkvcnk"UVCVK."
 fgevqt",p"ftgrv."eqphgtgp kct"wpkxgtukvct"*WUO+

SUMMARY

In this work it is carried out an examination over the offences prevented at art.264¹ „The drive of means of transport in advanced alcohol-intoxicated form or in other substances intoxication aspect” from the Penal Code. In the depth of this opportunity, it is interpreted, now from different points of view, vjg"uvkrwncvkqpu"qh"vjg"tgurgevkg"rgpcn"pqt o0"Paqy."vjg"uvkrwncvkqpu"qh" c"pgy" Tqcf"VtchLe" Tg iwncvkqp"ku" taken into the account. The good results our examination succeeded to obtain can be properly employed kp"vjg"Rgpcn"Nc y" rtcevkeg."cu" ygm"cu"kp"vgcejki"cpf"kp"uekgpvkLe"y qtm0

Î p" rtg | gpvwn"uvwfwk" cvgp kc"pg"xc"Ł" eqpegvptcv " rg
 kpvgrtgvtgc"fkurq|k kgk"ctv0486³šEqpfwegtgc"o kl/
 nqewnwk"fg"vtcpurqtv",p"uvctg"fg"gdtkgvcvg"cneqqnke "ew"
 itcf"cxcpucv"ucw",p"uvctg"fg"gdtkgvcvg"rtqfwu "fg"cnvg"
 uwduvcp gö"fkp"Eqfwn"rgpcn0

pvt/q"o uwt "ock"octg"ucw"ock"oke ."kpvgrtgvt tkk"
 ceguvgk"fkurq|k kk",k"uwpv"eqpucetcvg"gzrnkec kkn"fg"nc"
 rev0;" k"3;" fkp" Jqv t-tgc"Rngpwnwk"Ewt kk"Uwrtg o g"
 fg"Lwuvk kg"šFgurtg"rtcevkec"lwfkeket "ew"rtkxktg"nc"
 crnkectgc"ngikunc kgk",p"ecftwn"gzco kp tkk"ecw|gnqt"
 rgpcng"tghgtvqt"nc",pe nectgc"tg iwknqt"fg"ugewtkvcvg"c"
 ektewnc kgk" k"fg"gzrnqcvctg"c"o klnqcegnqt"fg"vtcpurqtvö."
 pt042"fkp":02903 ; ; ; *; ,p"eqpkpwtg"ó" Jqv t-tgc"Rngpwnwk"
 pt04213 ; ; ; +30"Vqvw k."vtgdwkg"u "tgewpqc vgo"e "ceguvqt"
 gzrnkec kk"ng"nkruvg"vg"cevwncvkvcvg"fg"cnv fcv ."ng"fgxg/
 pkpf"fgukpetqpk|cvg",p"tcrqt"ew"ecftwn"pqt o cvkx"rgpcn"
 ,p" xkiqctg0" Cegucv " eqpucvctg" guvg" k" o ck" gkxfgpv "
 rg"hwpfcnwn"eq o rnv tkk"Eqfwnwk"rgpcn"ew"ctv0356³⁴" k"
 486³. rtkp"Ngigc" Tgrwdnkek" Oqnfqxc"rgpvtw" o qfkŁ/
 ectgc" k"eq o rnvctgc"wpqt"cevg"ngikuncvkxg."cfqrvcv "
 fg"Rctnc o gpvwn" Tgrwdnkek" Oqnfqxc"nc"50240422;04" p"
 ceguvg"eqpfk kk."egtegvctgc" fg"hc " rqcvg"eqpvtkdwk"nc"
 cevwnc|ctgc" k"tgxk|wktgc"wpqt"gzrnkec kk"fkp" Jqv t-tgc"
 Rngpwnwk"pt04213 ; ; ; 0"Ucw"*fg"eg"pWA+"nc"cfqrvcctgc"wpgk"
 jqv t-tk"gzrnkecvkxg",p"ocvgtgk."cx-pf"q"hcwvt "ecnkvcvkx"
 pqw "*c"ew o "u/c"rtqegfcv",p"wpng" tk"fkp"ko gfkvcv"
 xgekp vcvg⁵+0"R-p "cvwpek."eqpukfgt o"e "kpvgrtgvtctgc"
 pq kwpknt" k"cvgt o gpknt"eg"crct",p"ctv0486³E0rgp0RM
 xc"Ł"ko rqtvcv "cv-v"rgpvtw"crnkectgc"tgw kv "c"ceguvqt"
 pqt o g",p"rtcevke ."e-v" k"rgpvtw"fg|xqnvctgc"wnvgtkqct "
 c"eqpegk knqt" vkkp kŁeg0

Tgk kpf"fkp"uk o knkvwfkplng"x fkvg."ec"rqukdkn"o qfgn"
 rgpvtw"ctv0486³E0rgp0"TO",n"rwwg o"eqpukfgtc"ctv0539³
 šEqpfwegtgc" o klnqewnwk"fg"vtcpurqtv"fg"e vtg"q"rgt/
 uqcp "c"fcv",p"uvctg"fg"gdtkgvcvg."rtgftgc"eqpfwegtkk"
 o klnqewnwk"fg"vtcpurqtv"e vtg"q"cu g o gpgc"rgtuqcp "ucw"
 tghw|wn"fg"c"Ł"uwrwu"vguv tkk"cneqqnqueqrkegö"fkp"Eqfwn"
 rgpcn"cn" Tgrwdnkek" Dgnctwu04

C" hquv"ucw"pw"qrqtvpw "eq o rnvctgc"ngikk"rgpcng"
 ew"ctv0486³A" Fgurtg"ceguvc"pg" rwwg o"fc"ugc o c"fkp"
 cpcnk|c"cevgnt"ectg"cw"ucv"nc"dc|c"ceguvgk"tg o cpkgtk"
 ngikuncvkxg0

Cuvhgn.",p" Jqv t-tgc" Iwxgtpwnwk"ew"rtkxktg"nc"wpngn"
 o uwtk"fg"tgftguctg"c"ukwvc kgk",p"fq o gpkwn"uki wtcp gk"
 vteŁewnwktwvktg."pt0;38"fkp"4;0290422:."ug"o gp kqpgc/
 | ."rtkpvgt"cnvng."e "Okpvugtwn"Chcegtknt"Kpvgtg"xc"
 rtg|gpvc"urtg"crtdctg" Iwxgtpwnwk"rtqkgevwn"Ngikk"ew"
 rtkxktg"nc"eq o rnvctgc"Eqfwnwk"rgpcn"cn" Tgrwdnkek"Oqn/
 fqxc.",p" xgfgtgc"kpukvwtkk"t urwvfgtkk"rgpcng"rgpvtw"
 eqpfwegtgc" xgjkewngnt",p"uvctg"fg"gdtkgvcvg"rtqxqecv "
 fg"cneqng"eg"fg" g vg"itcfwn"cxcpucv"fg"cneqqng o kg"ucw"
 ,p"uvctg"fg"gdtkgvcvg"rtqfwu "fg"cnvg"uwduvcp g0

Guv"pgeguct"fg"tg o ctecv"e ."p"vtgewv."cw" o ck" hquv"
 cfqrvcvg"cevg"pqt o cvkxg"cu g o p vqctg"*fg"gzg o rnw."
 Jqv t-tgc" Iwxgtpwnwk"ew"rtkxktg"nc" o uwtkng"fg"rtg/
 xgpktg"c"eqpfwegtkk" o klnqcegnqt"fg"vtcpurqtv",p"uvctg"
 fg"gdtkgvcvg."pt03656"fkp"903304224⁸+0" pu ."ceguvgc"
 pw" k/cw"fqxgfkv" gŁekgp c0"C" c"ew o "pw" k/c"fqxgfkv/q"
 pkek"ctv0345"šEqpfwegtgc" o klnqcegnqt"fg"vtcpurqtv"fg"
 e vtg"eqpfwe vqtkk" o klnqcegnqt"fg"vtcpurqtv",p"uvctg"
 fg"gdtkgvcvgö"fkp"Eqfwn"ew" rtkxktg"nc"eqpvtcxg kkn"
 cf o kpvkvtcvkxg0



E "pw" k/cw" fqxgfv/q." tg | wv "ew" rtgipep "fkp" Pqvc"gzrnkecvx "nc"rtqkgevwn"Ngikk"rgpvtw"o qfLectgc" k"eq o rngvctgc"Eqfwnwk"rgpcn"cn" Tgrwdnkek "Oqnfqxc" *rtqkgev"gncdqtcv"fg" I wxgtp+<494"fg"ceekfgpvg"twvkggtg." rtqfwug",p"4229*35.: ' "fkp"pw o twn"vqvcn"fg"ceekfgpvg" twvkggtg+." cw" hquv" eq o kug" ec" wt o ctg" c" eqpfwegtkk" cwwq/ xgjkewnngnt",p"uvctg"fg" gdtkgvcvg" "p" eqpugekp ".93" fg" rgtuqcpq"cw" fgegfcv. "kct"668" fg" rgtuqcpq"cw" hquv"vtcw/ o cvk | cvg" I tckxkvcvg" o g fkg" c" ceguvq" ceekfgpvg" guvg" fg" 38" fgegfc k"nc"322" fg" rgtuqcpq" ceekfgpvcvg" k" fgr g vg" gupg kcn" i tckxkvcvg" o g fkg" c" ceekfgpvgnt" twvkggtg",p" cp/ uc o dnw" Ukvw kc"nc" ceguv" ecrkvqn" ug"gzrnke "rtkp" hcrvwn" e " eqpfwe vqtwn" cwwq. "c" i cv",p" uvctg" fg" gdtkgvcvg" cxcpcuv ". ,p" ec | wn" eq o kvgtk" wpwk" ceekfgpv" fg" ektewnk kg. "pw" guvg" ,p" uvctg" u " crtgek | g" cfgecxv" ekteu o uvcv gng" ec | wnwk. " u " kphqt o g | g" qrqtvw" ugtxkekng" fg" kpvgtxgp kg" k" u " ,p/ vtgrtkpf " o uwtk" pgeuctg" rgpvtw" uc nctgc" rgtuqcpnqt" ectg" cw" cxw" fg" uwhgtkv" Cpcnk | c" ukvwc kg" etgcvg" nc" ceguv" ecrkvqn" rg" rctewtuwn" cpwnwk" 422: " fgpqv " e . " fg" e vtg" eqpfwe vqtkk" oklnqcegnqt" fg" vtcpurqt" c" i c k",p" uvctg" fg" gdtkgvcvg. "cw" hquv" eq o kug" 337" ceekfgpvg" twvkggtg. "uqnfvcvg" ew" 37" rgtuqcpq" fgegfcvg" k" 376" rgtuqcpq" vtcw o cvk | c/ vg" : " Rqpfgtgc" ec | wtknqt" fg" eqpfwegtg" c" o klnqcegnqt" fg" vtcpurqt",p" uvctg" fg" gdtkgvcvg. ,p" pw o twn" vqvcn" fg" eqpvtcxp k" fgrkvvcvg",p" vteLewn" twvkggtg. "eqpukvkwg" 6.: ' 0" Cfke . "ug" tghgt "nc" Lgectg" cn" fqw | gegngc" eqpfwe vqt" cwwq" fqew o gpvcv" Egge" eg" fgr g vg" fg" vtgk" qtk" kpfkegng" ,ptgikuvctv",p" Gwtqr0:

Fwr "eg"pg/c o "eqpxkpu" fg" qrqtvw" kvcvgc" eq o rnv / tkk" Eqfwnwk" rgpcn" ew" ctv0486³. "pg" xq o " ,pftgrvc" cvgp kc" cuwrte" gzc o kp tkk" gng o gpvgnqt" eqpukvkwkg" cng" kphtce/ kwpknqt" rtgx | wvg" fg" ceguv" ctvkeqn0

C o "urwu" škphctce kwpknqtö. " k" pw" škphctce kwpkk0" ,pvt/cfgx t. " rnwtnwn" guvg" kpfkecv. " rgpvtw" e " ctv0486³ E0rgp0" TO" uvcdkng vg" t urwpfgtgc" rgpvtw" vtgk" kphtce/ kwpk" fkuvkevg" *eqtgurwp | vqctg" cnkp0*3+/*5+ " ctv0486³ E0rgp0" TO+0

"p"rnwu. "nc" cnkp0*6+ " ctv0486³ E0rgp0" TO" guvg" rtgx | wv " q"ektew o uvcv " ci txcxpv " eq o wp " rgpvtw" egng" vtgk" hcrvg" kphctce kqpcng0

Qdkgevn"lwtkfke"igpgtkc"cn"kphtce kwpknqt"rtgx | wvg" nc" ctv0486³ E0rgp0" TO " ,n" eqpukvkwkg" tgnk kknq" uqekcng" ew" rtkxktg" nc" ugewtkvcvgc",p" vtcpurqtv0

Egngncvng" ug o pg" cng" kphtce kwpkk" ng" xq o " egtegv" crctvg. " rgpvtw" Lgectg" fkp" hcrvng" kphtce kwpkk" rg" ectg" ng" rtgxgfg" ctv0486³ E0rgp0" TO0

"p"ceguv" rncp. **qdkgevn"lwtkfke"urgekcn**"cn"kphtce k/ wpkk" rtgx | wvg" nc" cnkp0*3+ " ctv0486³ E0rgp0" TO. " ,n" hqt/ o gc | " tgnk kknq" uqekcng" ew" rtkxktg" nc" uki wtcp c" vteLewnwk" twvkggt. " uwd" curgevn" rtqj kdk kgk" k o rwug" eqpfwe vqtknqt" o klnqcegnqt" fg" vtcpurqt" u " eqpfwe " ,p" uvctg" fg" gdtk/ gvcvg0" Fkp" ceguv" rwpev" fg" xgfgtg. " rqtvxkv" nkvc+ " rev036"

cn" Tgiwnc o gpvwnwk" ektewnk kgk" twvkggtg. " crtqdcv" rtkp" Jqv t-tgc" I wxgtpwnwk" pt0579" fkp" 350270422; .: " ectg" kpvt " ,p" xki qctg" nc" 370290422; * ,p" eqpvkpwctg" o " TET+³². " eqpfwe vqtwnwk" fg" xgjkewn " ,k" guvg" kpvgt | ku. " rtkpvtg" cn/ vngg. " u " eqpfwe " xgjkewnwn",p" uvctg" fg" gdtkgvcvg. " uwd" kp i wgp c" ftq i wtknqt" ucw" cnvqt" uwdvcp g" eqpvtckp fkecvg. " uwd" kp i wgp c" rtg rctcvgnqt" o g fkec o gpvcug" ectg" rtq/ xqce " tgfwegtg" tgce kgk0

Nc" t-pfwn" u w. " ctv03 : " fkp" Ngigc" Tgrwdnkek " Oqnfqxc" rtkxkpf" uki wtcp c" vteLewnwk" twvkggt. " cfqrvcv " fg" Rctnc/ o gpvwn" Tgrwdnkek " Oqnfqxc" nc" 902804229³³. " uvcdkng vg. " rtkpvtg" cnvngg. " e . " rgpvtw" c" eqpfweg" cwwq xgjkewnwn" rg" ftw o wtkng" rwdnkeg. " eqpfwe vqtwn" nwk" vtgdwkg" u " Lg" crv" fkp" rwpev" fg" xgfgtg" rukj qL | kqnq i ke0

"p"eg" rtkxg vg" **ncvwtc"qdkgevx** " c" kphtce kwpkk" urgek/ Lcvng" nc" cnkp0*3+ " ctv0486³ E0rgp0" TO. " gc" ug" gzrtk o " ,p" hcrvc" rtglwfkecdkn " ectg" eqpuv " ,p" ce kwpgc" fg" eqpfw/ egtg" c" o klnqewnwk" fg" vtcpurqt" fg" e vtg" q" rgtuqcp " ectg" ug" c i " ,p" uvctg" fg" gdtkgvcvg" cneqqnke " ew" itcf" cxcpcuv" ucw",p" uvctg" fg" gdtkgvcvg" rtqfwu " fg" uwdvcp g" pteqvkcg. " rukjvqtgrg" klucw" fg" cnvg" uwdvcp g" ew" ghgevg" uk o knctg0 C cfct. " ,p" gupg . " hcrvc" rtglwfkecdkn " ug" gzrtk o " ,p" ce kwpgc" fg" eqpfwegtg" ,p" eqpfk k" knkekvg" c" o klnqewnwk" fg" vtcpurqtv0" p" ec | wn" kphtce kwpkk" cpcnk | cvg. " ectcevtwn" knkek" cn" eqpfwegtkk" tg | wv " fkp" pgtgurgetg" qdnk i c kgk. " rg" ectg" q" ctg" eqpfwe vqtwn" o klnqewnwk" fg" vtcpurqtv. " fg" c' gxkvc" uvctgc" fg" gdtkgvcvg" cneqqnke " ew" itcf" cxcpcuv" ucw" uvctgc" fg" gdtkgvcvg" rtqfwu " fg" uwdvcp g" pteqvkcg. " rukjvqtgrg" klucw" fg" cnvg" uwdvcp g" ew" ghgevg" uk o knctg0

"p" gnguwn" pq kwpkk" šeqpfwegtg" o klnqewnwk" fg" vtcpurqtv0" n/ c o " gnwefcv",pvt/q" rwdnkec kg" cpvgtkqct 0³⁴ *In nuce.* " eqpfwegtg" o klnqewnwk" fg" vtcpurqt" guvg" cecg" qrgtc kg" vjpkc " rtkp" ectg" q" rgtuqcp " rwpq",p" ok ectg" o klnqewn" fg" vtcpurqt" k" ,n" ftklkg | " rqtvxkv" ew" ueqrwtkng" wt o tkvg" fg" gc0" Fgek. " guvg" fgrnuctg" c" o klnqewnwk" fg" vtcpurqtv. " c i ctgc" ceguvwk",p" ok ectg0" E- " vk o r" o klnqewn" fg" vtcpurqt" pw" c" rqtpkv. " pw" ug" rqcvg" xqtdk" fg" q" eqpfweg/ tg" c" ceguvwk0" p" cecng k'vk o r. " fkvcp c" rctewtu " ,p" vk o rwn" eqpfwegtkk" guvg" ktngxcvp " rgpvtw" gzkuvgp c" kphtce kwpkk" rtgx | wvg" nc" cnkp0*3+ " ctv0486³ E0rgp0" TO0" Vtdwkg" u " ug" tg kp " gzkuvgp c" wpk" cevkxv k' fg" eqpfwegtg. " cwpek" e-pf" eqpfwe vqtwn" c" hquv" i ukv",p" vk o r" eg" uvc kqpc" ew" o klnqewn" fg" vtcpurqtv. " ,pu " fkp" rtdqng" cf o kpkvctvg" tg | wv " pg, pfqkgnpe" e " ,pckpv" fg" c" ug" L" qrtkv" gn" c" eqp/ fwu" o klnqewn" fg" vtcpurqtv. " p" cecng" eqpfk k0" Eqpukvkwkg" q" cevkxkvcvg" fg" eqpfwegtg" ftklctgc" k' o cpgxtctgc" wpwk" o klnqe" fg" vtcpurqtv, " o rkp" ew" o -pc. " ,p" ueqrwn" fg" c" rqtpk" o qvqtn0" Nc" hgn. " ,p" ukvwc kc" vtcev tkk. " ,p" ueqrwn" fg" c" L" rqtpkv" o qvqtn. " egn" c i cv" nc" xqncpwn" o klnqewnwk" fg" vtcpurqtv" tg o qtecv" ghgevgc | " q" cevkxkvcvg" fg" eqpfwegtg" rtqrtkw/ | ku 0" Ug" eqpukfgt " eqpfwegtg" k' ftklctgc" wpwk" o klnqe" fg" vtcpurqtv" eg" ug" fgrncugc | " rg" q" qugc. " ,p"



rcpv .eqdqt-pf.,p'xktvvgc'kpgt kgl.pw'rtkp'ce kqptgc' fkurq|kvkxwnwk' o gecpke'fg'rtqrwnukg0

Egtpk c'gugp kcn 'rgpvtw',pvtgiktgc'hcrvkg'rtglwfkek/cdng'rtgx |wv'nc'cnkp0*3+ctv0486³¹E0rgp0⁰TO'guyg'ec.'p'vk o rwn'eqpfwegtkk' o klnqewnw'fg'vtcpurqtv.'h rvwkvtwn' u 'ug'c'fg',p'uvctg'fg'gdtkgvcvg'cneqqnke 'ew'itcf'cxcpucv' ucw',p'uvctg'fg'gdtkgvcvg'rtqfwu 'fg'uwdvcp g'pcteqvkeg.' rukjqtqrg' klucw'fg'cnvg'uwdvcp g'ew'ghgevg'uk o knctg0

C c'fct.'pw'g'uw'lekpv'ec'h rvwkvtwn'u "L"eqpuw o cv' uwdvcp gng'pq o kpcnk |cvg',p'cnkp0*3+ctv0486³¹E0rgp0⁰TO.' pkek'u 'ug'c'c'c'v'uw'd'kp'wgp c'nq0'E'qpfk kc'pgegu'c'guyg' ec'h rvwkvtwn'u "Lg",p'uvctg'fg'gdtkgvcvg'ew'itcf'cxcpucv' *,p'krqvg|c'gdtkgv kk'rtqfwug'fg'd wvwtk'cneqqnkeg+'ucw' ,p'uvctg'fg'gdtkgvcvg',p'krqvg|c'gdtkgv kk'rtqfwug'fg' uwdvcp g'pcteqvkeg.'rukjqtqrg' klucw'fg'cnvg'uwdvcp g' ew'ghgevg'uk o knctg+

Pq kwpgc'suvtg'fg'gdtkgvcvgö' k'suvtg'fg'gdtkgvcvg'ew' itcf'cxcpucvö'uwpv'pq kwpk'lwtk'f'keg.'cx-pfw/ k'uwrqvtwn' pqt o cvkx' ejkt' ,p'vgzwn' ng'ikk' rgpcng0'Nc' eqpetgv.' ,p' eqphqt o kvcv'ew'cnkp0*3+ctv0356³⁴E0rgp0⁰TO.' rtkp'suvtg' fg'gdtkgvcvgö'ug',p' gng'ig'uvctg'fg'fgtginctg'rukjqhwpe/ kqpcn "c'qti'c'pku o wnw'k'uwtxgpkv' ,p'wt o c'eqpuw o wnw'k' fg'cneqqn.' fg'uwdvcp g'pcteqvkeg.' rukjqtqrg' klucw' fg'cnvg'uwdvcp g'ew'ghgevg'uk o knctg0'Ceegpvw o e' .nc' kpvgrtgvctg'rtxgfgtknqt'ctv0486³¹E0rgp0⁰TO'*ec' k'c' cnvqt'pqt o g'f'kp'ng'ig'c'rgpcn +.'vqe o ck'cegcv' fg'Lpk kg' ng'ikuncv'x "rtg|kpv' rtkqtkvcvg'.,p'eq o rctc kg'ew'cnvg' fg'Lpk kk'cng'pq kwpk'suvtg'fg'gdtkgvcvgö'f'kp'cnvg'uwug' q'lekng.'ectg'rqv'eq o rqtvc'cpw o kvg'f'kuetgrcp g<

ó'fg'Lpk kc'pq kwpk'suvtg'fg'gdtkgvcvgö'f'kp'Qt'f'kpwn' Okpkuvtwnwk'U p v kk' k'Rtqvgc'kg'Uqekcng'ew'rtkxktg' nc'gzc o k'pctgc' o g'f'kecn' rgpvtw'uvcdkntgc'uv' t'kk'fg'gdtk/ gvcvg' k'pcvwtk'gk.'pt0623'f'kp'503204228<'uvctg'uwtxgpkv' ,p'wt o c'eqpuw o wnw'k' fg'cneqqn' klucw'cnvg'uwdvcp g'eg' rtqxqce "gdtkgvcvg' k'ectg'cw'ftgrv'wt o ctg'fgtginctg' rukjqhwpe kqpcn "c'qti'c'pku o wnw'k'³⁵-

ó'fg'Lpk kc'pq kwpk'suvtg'fg'gdtkgvcvgö'f'kp'Jqv t-/ tgc'Rngpwnwk'pt04213 ; ; <'uvctg'uwtxgpkv' cv-v' ,p'wt o c' eqpuw o wnw'k' fg'cneqqn.' e-v' k'c'hqnuqtkk' ftq'iwtknqt.' uwdvcp gnat'vqzkeg' k'c'cnvqt' uwdvcp g'eg' rtqxqce " vwt o gpvctgc.'ectg'ctg'ftgrv'wt o ctg'ht o ctgc'wpgk'uv tk' rukjqhwpe kqpcng'pgqdk p'wkvg0

Fkpeqng'fg'ceguyg'f'kuetgrcp g'*ectg'uwpv' o ck' o wnv' fg'htq o +.'vtgdwkg'u "tgewpqc vg o e' egng'fqw' fg'Lpk kk' uwdk'f'ktg'pg'clwv' .rg'ecngc'kpvgrtgv' t'kk'ukuvg o cvkeg.' u "rgtegrg o 'ugpuwn'ukpvc' i o gk'scnvg'uwdvcp g'ew'ghgevg' uk o knctgö'f'kp'cnkp0*3+ctv0486³¹E0rgp0⁰TO'0'Clwpi g o 'nc' eqpenw|kc'e'cegcv' ukpvc' i o 'ug'tghgt'nc'cnvg'uwdvcp g' fge-v'cneqqnwn'*d wvwtk'cneqqnkeg+.' fge-v' uwdvcp gng' pcteqvkeg' k' uwdvcp gng' rukjqtqrg³⁶Eqpukfgt o "e' ceguyg'cnvg' uwdvcp g'uwpv'c'cpcnq'c'igng' uwdvcp gnat' pcteqvkeg' ucw' rukjqtqrg³⁷-' ftq'iwtkng' *cnvng' fge-v'

uwdvcp gng' " pcteqvkeg' k' uwdvcp gng' rukjqtqrg³⁸- uwdvcp gng'vqzkeg³⁹-uwdvcp gng'ew'ghgevg' r'wvgt'pkeg0³: Ew' rtkxktg'nc'wnk o gng'fqw "ecv'igt'k'fg'uwdvcp g.'ug' ko rwp'rtgek|ctgc'e'gng'vtgdwkg'u'rqcv'rtqxqec'uvctg' fg'gdtkgvcvg0'Rgpvtw'e "tgng'xcpv'guyg'pw'ectg'cpw o g'uw/ uvc'p'g'c'eqpuw o cv'h rvwkvtwn'*ucw'k/cw'hquv'cf o k'pkuvtcv'g' h rvwkvtwnwk+0'Tgng'xcpv'guyg'e "uwdvcp gng'tgur'gevkxg' k/cw'rtqxqec'uvctg'fg'gdtkgvcvg0

Fwr "ew o c o 'eqpug o pcv' o ck'uwu." ,p'krqvg|c'rtqfw/ egtk'gdtkgv kk'fg'cneqqn'*d wvwtk'cneqqnkeg+.'eqpvgc| 'pw' fqct'rtg|gp c'uv' t'kk'fg'gdtkgvcvg0'p'xg'fgtgc'fgnk o kv' t'kk' knkekvnwk'rgpcn'fg'knkekvn'eqpvtcxgp kqpcn.'ctg'k o rqtvc'p/ " k'itcfwn'fg'gdtkgvcvg0'Cu'v'gn.'ug'crnke "t urwp'fgtgc' rgpcn' . ,p'dc|c'cnkp0*3+ctv0486³¹E0rgp0⁰TO.' ,p'ec|wn' eqpfwegtkk' o klnqewnw'fg'vtcpurqtv'fg'e' vtg'q'rgtuqcp " ectg'ug'c'f' ,p'uvctg'fg'gdtkgvcvg'ew'itcf'cxcpucv0'Rg' fg'cnv "rctvg.'ug'crnke "t urwp'fgtgc'eqpvtcxgp kqpcn' . ,p'dc|c'cnkp0*3+ctv0455' f'kp'E'q'fwn'eqpvtcxgp kqpcn'cn' Tgrwdnkek'0'qnf'qxc.'c'f'qrvcv'fg'Rctnc o gpvwn'Tgrwdnkek' 0'qnf'qxc'nc'460320422 : * ,p'eqpvkpwctg'ö'E0'eqpvt0⁺TO+³: . ,p'ec|wn' eqpfwegtkk' xg'jkewnw'wk' fg'e' vtg'q'rgtuqcp " ectg'ug'c'f' ,p'uvctg'fg'gdtkgvcvg'rtqfwu "fg'cneqqn'eg' fgr'g'vg'itcfwn' o czk o 'cf o kukd'kn'uvcdknk'fg' I wxgtp.' fce "hcrvc'pw'eqpvkvwkg'k'phtce kwpg0

'p' o q'f'eqt'gurwp| vqt.' ,p'cnkp0*4- k'*5+ctv0356³⁴ E0rgp0⁰TO'ug'htq o wngc| 'fg'Lpk k'ng'pq kwpknqt'suvtg' fg'gdtkgvcvg'cneqqnke "ew'itcf' o k'p'k'ö'ectg' , k'fq/ xg'fg'vg'ug' o pk'lec'kc' ,p' rnc'pwn'crnke t'kk't urwp'fgt'kk' eqpvtcxgp kqpcng+ k'suvtg'fg'gdtkgvcvg'cneqqnke "ew' itcf'cxcpucvö'*ectg' , k'f'q'x'fg'vg'ug' o pk'lec'kc' ,p' rnc/ pwn'crnke t'kk't urwp'fgt'kk'rgpcng+0'In concreto.'rqv'k'xkv' cnkp0*4+ctv0356³⁴E0rgp0⁰TO.' rtkp'suvtg'fg'gdtkgvcvg' cneqqnke "ew'itcf' o k'p'k'ö'ug',p' gng'ig'uvctg'rgtuqcp'gk' ectg'ctg'eqpegpvtc'kc'fg'cneqqn',p'u-p'ig'fg'nc'2.5'r-p " nc'2.: "i ln" k'eqpegpvtc'kc'xcrqtknqt'fg'cneqqn',p'cgtwn' g'zrktev'fg'nc'2.37'r-p "nc'2.6" o i ln0'Vq'v'f'cv' .eqphqt o " cnkp0*5+ctv0356³⁴E0rgp0⁰TO.' rtkp'suvtg'fg'gdtkgvcvg' cneqqnke "ew'itcf'cxcpucvö'ug',p' gng'ig'uvctg'rgtuqcp'gk' ectg'ctg'eqpegpvtc'kc'fg'cneqqn',p'u-p'ig'fg'nc'2.: "i ln" k' o ck' o wnv' k'eqpegpvtc'kc'xcrqtknqt'fg'cneqqn',p'cgtwn' g'zrktev'fg'nc'2.6" o i ln" k' o ck' o wnv0

Eqplwpe kc'š kö'f'kp'c o d'gng'fg'Lpk kk'ctcv "e "vtg/ dwkg'u "Lg',pvtw'p'kv'ew o wncv'x'eqp'f'kc' rtkxkvqctg'nc' eqpegpvtc'kc'fg'cneqqn',p'u-p'ig' k'eqp'f'kc'tghg'k'vqctg' nc'eqpegpvtc'kc'xcrqtknqt'fg'cneqqn',p'cgtwn'g'zrktev0'Fg' ceggc.'ug'xc'crnke'c't urwp'fgtgc'eqpvtcxgp kqpcn' . k'pw' t urwp'fgtgc'rgpcn' . fce .fg'g'zgo rnw.'eqpegpvtc'kc' fg'cneqqn',p'u-p'ig'ng'h rvwkvtwnwk'eqpvkvwkg'2.; "i ln." ,pu "eqpegpvtc'kc'xcrqtknqt'fg'cneqqn',p'cgtwn'g'zrktev' eqpvkvwkg'2.5" o i ln0'ceggc'k'uw'ng'kg'ug'k o rwp'g'f'ce .fg' g'zgo rnw.'eqpegpvtc'kc'fg'cneqqn',p'u-p'ig'ng'h rvwkvtwnwk' eqpvkvwkg'2.9" i ln.'kct'eqpegpvtc'kc'xcrqtknqt'fg'cneqqn'



,p"cgtnw"gzrktcv"eqpukvwkg"2.7" o i ln0"Qtkectg"cnv "kpvgt/rtgvctg"ct"Ł"wp"gzvpgukx "fghcxqtdcn "h rvwkvqtwnw0" Fgek."ct"xgpk",p"eqpvtc fke kg"ew"tg i wnc"Łzcv "nc"cnkp0*4+ctv05"E0rgp0"TO

Kpvgrtgvctgc"rg"ectg"q"rtqrwpg o", k"i ug vg"hw/fg o g p v c t g",p"nkvgtcvwtc"fg"urgedcnkvcvgl" Fg"gzg o r n w."E0Vwtkcpw"clŁto <"šEgn"fqw "uv tk"ó"uvctgc"fg", o dk/dc kg"cnecqanke "eg"fg r g vg"nk o kvc"ng i c n " k"uvctgc"fg" g d t k g v c v g " ó " p w " u w p v " p g c r t c v " g e j k x c n g p v g l " G z k u v " e c | w t k " e - p f " e q p f w e v q t w n " w p w k " c w v x g j k e w n " c t g " c n e q q n g o k g " , p " u - p i g " u w d " 3 Ÿ 42 " k " v q v w k " r t g | k p v " u k o r v q o g n g " u v t k k " f g " g d t k g v c v g . " f w r " e w o " u w p v " k " e c | w t k " e - p f " , o d k d c k c " c n e q q n k e " g u v g " o c k " o c t g " f g " 3 Ÿ . " f c t " e q p f w e v q t w n " p w " r t g | k p v " u k o r v q o g n g " c e g u v g k " u v t k 0 4 3 " N c " h g n . " O C 0 " J q v e c " o g p k a p g c | < " š U w d k g e v w n " c e v k x " v t g d w k g " u " , p f g r n k p g c u e " e g t k p c " c n v g t p c v k x " * u w d n k p k t g t c " p g " c r c t k p g " ó " n . a . + " u " c k d " , p " u - p i g . " n c " f c v c " g h g e v w t k k " g n g o g p v w n w k " o c v g t k c n . " q " , o d k d c k g " c n e q q n k e " e g " f g r g v g " n k o k v c " n g i c n " * 2 . : " i l n " c n e q q n " r w t " , p " u - p i g + " u c w " u " u g " c ł g . " , p " c e g n c " k " o q o g p v . " , p " u v c t g " f g " g d t k g v c v g 0 0 0 0 4 4

Urtg"fgqugdktg"fg"ngigc"rgpcn "tq o -p . "ngigc"rg/pcn "cwwqvqpp"pw"rwpg"rg"cegnk"pkxgn"pqkwpgc"fg"eqpegpvtc"kg"fg"cnecqan",p"u-pig" k"pqkwpgc"fg"uvctg"fg" g d t k g v c v g 0 " F t g r v " w t o c t g . " e q p h q t o " n g i k k " r g p c n g " t q o - p g . " u w p v " u c p e k p p c " k " p w " p w o c k " e q p f w e v q t k k " o k l n q c e g n q t " f g " v t c p u r q t v " c n " e " t q t " i t c f " f g " , o d k d c k g " c n e q q n k e " , p " u - p i g " f g r g v g " n k o k v c " n g i c n . " f c t " k " e g k " e c t g " c w " h q u v " n c " x q n c p " , p " u v c t g " f g " g d t k g v c v g . " h t " , p u " c u g " Ł " r w w w v " f g v g t o k p c " f k p " f k x g t u g " o q v x g " i t c f w n " , o d k d c k g " c n e q q n k e g 0 " p " c e g c u v " w n w k o " u k v w c k g . " r t q d c t g c " g d t k g v k k " h r v w k v q t w n w k " u g " h c e g " r g " d c | c " f k c i p q u v k e w n w k " e n k p k e . " c f k e " h " e - p f w / u g " f q x c f c " o q f w n w k " f g " e q o r q t v c t g . " c " c v k w v f k p k k . " c " e c r c e k v k k " f g " q t k g p v c t g " , p " v k o r " k " u r c k w . " c " o g o q t k g k . " c " u k i w t c p g k " i g u v w t k n q t " o - k p k k . " c " u v t k k " r w r k n g n q t " g v e l

"p"ngigc"rgpcn "cwwqvqpp"eqpegr"kc"guvg"ecnkvcvkx"fkhtgk"0"Qt."fkp"ctv035634"E0rgp0"TO"ug"fgurtkpf"e"fqct"cvwpek"ug"rqcvg"cvguvc"uvctgc"fg"gdtkgvcvg"e-pf"eqpfk"kc"rtkxkvqctg"nc"eqpegpvtc"kc"fg"cnecqan",p"u-pig"guvg"ugewpfcv"fg"eqpfk"kc"tghgkvqctg"nc"eqpegpvtc"kc"fg"cnecqan",p"cgtnw"gzrktcv0"fg"guvkw"rg"dc|c"fkci"pquvk"ewnw"enkpe"pw"ug"rqcvg"uvcdknc"ew"rtgek|kg"ocvgo"cvke"pkek"eqpegpvtc"kc"fg"cnecqan",p"u-pig"pkek"eqpegpvtc"kc"fg"cnecqan",p"cgtnw"gzrktcv0"Eqpukfgt"o"e"ug"lwuwkŁe"cdqtfctg"ew"owncvix" c"egnqt"fqw"eqpfk"kk"fg"e"vtg"ngikwkvqtw"cwqvjvqpp."cdqtfctg"pgeguct"wpwk"ock"ock"ctk"eqpenwfgp"gc"xlkpxk"kgk"h"rvwkvqtwnw0"Q"eqpŁto"etkvk/egng"gzrktcv"og"fg" I j 0 C n g e w < " š W v k n k | c t g c " c g t w n w k " g z r k t c v " r g p v t w " f g v g t o k p t k " e c p k v c v k x g " c n g " c n e q q n g o k g k " , p v - o r k p " f k Ł e w n v " k " u w d " c u r g e v " r t q d c v q t " f c v q t k v " o c k " o w n v q t " c u / r g e v g 0 " T g | w n v c v g n g " q d k p w v g " r t k p " c e g c u v " o g v q f " f g " f g / v g t o k p c t g " r q v " u " p w " Ł g " e q p e n w f g p v g . " f g q c t g e g " r t q r q t " k c " f g " c g t " c n x g q n c t " f k p " c g t w n " g z r k t c v " g u v g " x c t k c d k n " , p " h w p e " k g "

fg"rtqhwpl"ko"gc"gzrkte"kgk"Łkpf",p"ogfkg"fg"415+"ucw"fg" hcevtkk"Ł|kqnc"i"kek"kp"fkxk"fwcnk"ck"uwdkgevwnw"vguvcv."kct" o q f k Ł e t k n g " f g " x g p v k n c k g " u c w " v g o r g t c v w t " , p i t g w p g c | . " f g " c u g o g p g c . " q " c r t g e k t g " e q t g e v " 0 0 0 " U w v f k k " f g " u r g e k c n k / v c v g 4 5 " c w " c t " v c v " e . " f g " k " f g v g t o k p c t g c " g n g e v t q / e j k o k e " c " e q p e g p v t c k g k " c n e q q n w n w k " f k p " c g t w n " g z r k t c v " t g r t g | k p v " q " o g v q f " w v k n " f g " f g v g t o k p c t g c " k p v q z k e c k g k " c n e q q n k e g . " t g | w n v c v g n g " f g v g t o k p t k k " r t g | k p v " q " r n c l " f g " p g u k i w t c p " , p " l w t w n " x c n q t k n q t " e w r t k p u g " , p v t g " 2 . ; / 3 . 6 2 Ÿ 0 0 0 0 4 6

Uwd"wp"cnv"curgev."rgpvtw"kp"fkxk"fwcnk|ctgc"rgfgr/ugk"crnkecvg",p"ec|wn"kphtce"kwpkk"rtgx|wvg"nc"cnkp0*3+ctv04863"E0rgp0"TO."guvg"ko"rqtvcpv"wp"fkp"rtgxfgtkng"fg"nc"ctv046"E0rgp0"TO"<šEcw|ng"gdtkgv"kk."itcfwn" k" k p l w g p c " g k " c u w r t c " u x - t k t k k " k p h t c e k w p k k " u g " k c w " , p " e q p / u k f g t c t g " n c " u v c d k n k t g c " r g f g r u g k 0 0 " Q " c v g p k g " c r c t v g " v t g d w k g " c e q t f c v " o c k " c n g u " e c w | g n q t " u v t k k " f g " g d t k g v c v g 0 " C u v h g n . " p " q t f k p g c " e t g u e v q c t g " f g u g o p - p f " u r q t k t g c " i t c x k v k k " h c r v g k . " r w w g o " f g q u g d k " v t g k " k r q v g | g < " 3 + " u v c t g c " f g " g d t k g v c v g " c e e k / f g p v c n " * k p x q n w p v c t + . " r t q x q e c v " h t " x q k c " h r v w k v q t w n w k " * f g " g z g o r n w . " e - p f " h r v w k v q t w n " e q p u k f g t " e " e q p u w o " w p " n k e j k f " k p q h g p u k x . " e c t g . " , p " t g c n k v c v g . " u g " f q x g f g v g " c " Ł " q " d w w t " c n e q q n k e " = e - p f " h r v w k v q t w n w k / k / c w " h q u v " k p v t q f w u g . " , o r q v t x c " x q k p g k . " , p " q t i c p k u o w n " h w k " u w d u v c p g " e c t g " k / c w " r t q x q e c v " g d t k g v c v g c " g v e l + = " 4 + " u v c t g c " f g " g d t k g v c v g " x q n w p v c t . " e - p f " h r v w k v q t w n " e q p u w o " x q k v " u w d u v c p g n g " t g u r g e v k x g . " h t " c / k " f q t k u / k " r t q x q e g " u v c t g c " f g " g d t k g v c v g = " 5 + " u v c t g c " f g " g d t k g v c v g " r t g q t f k p c v . " e - p f " h r v w k v q t w n " , k " r t q x q e c " x q k v " u v c t g c " f g " g d t k g v c v g 0

Qt."eqpht"o"nk0k+"cnkp0*3+ctv098"E0rgp0"TO."nc"uvcdkntgc"rgfgrugk."ug"eqpukfgt"ektew"o"uvcp"cvgpwcpv"u"x-t"ktgc"kphtce"kwpkk"fg"e"vtg"q"rgtuqcp",p"uvctg"fg"gdtkgvcvg."rtqxqecv"fg"eqpuw"o"ctgc"kpqxqnpvct"ucw"hqtcv" c"u w d u v c p g n q t " o g p k a p c v g " n c " c t v 0 4 6 " E 0 r g p 0 " T O " u c w " f g " e q p u w o c t g c " f g " c e g u v g " u w d u v c p g " h t " c " Ł " e q p v k / g p v " f g " g h g e v w n " n q t 0 " p " c e g n c " k " v k o r . " r q v t k x k v " n k v 0 1 + " c n k p 0 * 3 + " c t v 0 9 9 " E 0 r g p 0 " T O . " n c " u v c d k n k t g c " r g f g r u g k . " u g " e q p u k f g t " e k t e w o u v c p " c i t c x c p v " u x - t k t g c " k p h t c e k w p k k " f g " e " v t g " q " r g t u q c p " , p " u v c t g " f g " g d t k g v c v g . " r t q x q e c v " f g " e q p u w o c t g c " u w d u v c p g n q t " o g p k a p c v g " n c " c t v 0 4 6 " E 0 r g p 0 " T O = " k p u v c p c " f g " l w f g e c v " g u v g " , p " f t g r v . " , p " h w p e " k g " f g " e c t c e v g t w n " k p h t c e k w p k k . " u " p w " e q p u k f g t g " c e g c u v c " e c " q " e k t e w o u v c p " c i t c x c p v 0

"p"cnv"rtkxkp".guvg"pgeguct"fg"eqpug"opcv"e"nc"cnkp0*4+ctv099"E0rgp0"TO"ug"rtgxfg"<šFce"ektew"o"uvcp"gnng"ogp"qapcv"nc"cnkp0*3+"uwpv"rtgx|wvg"nc"ctvkeq/ngng"eqtgurwp|vqctg"fkp"Rctvgc"Urgekcn" c"rtg|gpvwnwk"eqf",p"ecnkvcvg"fg"ug"ogp"cnng"ceguvqt"eq"o"rqppg"fg"kphtce"kwpk."gnng"pw"rqv"Ł"eqpeq"okv"gp"eqpukfgt"cv"ftgrv"ektew"o"uvcp"gc"i"tcxcpvg00"p"rtcevekc"fg"crnkectg"cnng"i"kk"rgpcng"pw",pvqvf"gcwpc"ug"tgurgev"cegcuv"rtgxfgtg0"Cuvehgn.",pvt/q"urg". I 0 K 0 " c " h q u v " , p x k p w k v " f g " u " x - t k t g c " k p h t c e k w p k k " r t g x / w v g " n c " c n k p 0 * 6 + " c t v 0 4 8 6 " E 0 r g p 0 " T O 0 " C f k e " c " , p e n e t k k " t g i w n k n q t " f g " u g e w t k v c v g " c " e k t e w n c k g k "



sau dg"gzrnqcvctg" c" oklnqcegnqt" fg" vtcpurqtv" fg" e vtg" rgtuqpc" ectg" eqpfweg" oklnqewn" fg" vtcpurqtv. „pe nectg" eg" c" ecw/cv" fkp" kortwfgp " fgeguwn" wpgk" rgtuqpcg." u x-t kv „p" uvctg" fg" gdtkgvcvg" Fg" cug o gpgc. "k/c" hquv" tg kpww " k" etkew o uvcv c" ci txcxpv "urgek Lecv "nc" nkvl+ " alin. (1) art. 77 C. pen. RM.⁴⁷

Dkpg, p gngu. " guvg" kpcf o kukdn " q" cug o gpgc" rtcevk/ e 0" p" cnkp0*4+. *6+ " k" *8+ " ctv0486" k" p" cnkp0*3+ " ctv0486³ E0rgp0" TO" uvctg" fg" gdtkgvcvg" guvg" wp" kpfkek" fg" gupg . " kpfkurgpucdn0" Fg" ceggc. " ct" L" ew" vqvw" kpgc" jkvcdn" ec. „p" ec | wn" kphctce kwpknt" rtgx | wvg" nc" ceguv" pqt o g. " uvctg" fg" gdtkgvcvg" u " Lg" hncv „p" epukfgtc kg" k" hc" kpfkxfwcnk/ | ctg" rgfgrugk0" Ct" L" q" p" gngigtg" gtqpcv " c" rtkpekrkwnwk" kpfkxfwcnk | tkt" t urwpfgtk" rgpcng" k" rgfgrugk" rgpcng. " Lzcv" nc" ctv09" E0rgp0" TO" p" eqpenw | kg. " crnkectg" t u/ rwpfgtkk" eqphqt o " cnkp0*3+ " ctv0486³ *ucw" cnkp0*4+. *6+ " ucw" *8+ " ctv0486+ " E0rgp0" TO" gzenw" fg" kpxqectg" rtgxgfgtkk" fg" nc" nkvl+ " cnkp0*3+ " ctv099" E0rgp0" TO

p" cnv" eqpvzv. " pw" vtgdwkg" crnkecv " t urwpfgtg" rg/ pcn " rgtuqpcg" ectg. " c" i - pfw/ug" p" uvctg" fg" gdtkgvcvg. " c" eqpfwu" oklnqewn" fg" vtcpurqtv" rgpvtw" c" vtcpurqtv" c" q" kpukvw kg" o gfkcn " rgtuqpc" c" e tgl" xkc " ucw" u p vcvg" gtc" p" rgtkeqno" p" cegcuv " krqvg | " k" p" krqvg | g" cug o / p vqctg. " tgk kpf" fkp" ctv05: " E0rgp0" TO. " xq o " cvguv" uvctg" fg" gzvtg o " pgegukvcvg. " ectg" pn vwt " ectcevtwn" rgpcn" cn" hcrvgk0" Fguki wt. " h" rrvkwqtw" vtgdwkg" u / k" fgc" ugc o c" e " pw" rtqxqce " wt o tk" o ck" itcxg" fge- " egng" ectg" u/ ct" L" rwwv" rtqfweg" fce " rgtkeqwn" pw" gtc" pn vwtcv" rg" ecngc" eqpfwegtkk" p" uvctg" fg" gdtkgvcvg" c" o klnqewnwk" fg" vtcpurqtv0

Hkpcnk | -pf" cpcnk | c" ncvttk" qdkgevxg" c" kphctce kwpkk" rtgx | wvg" nc" cnkp0*3+ " ctv0486³ E0rgp0" TO. " xq o " o gp kqpc" e " cegcuv " kphctce kwpg" guvg" wpc" hqt o cn 0" Gc" ug" epukfgt " eqpuw o cv " fkp" o q o gpvwn" ghgevw tkt" eqpfwegtkk" o klnqew/ nwk" fg" vtcpurqtv" fg" e vtg" q" rgtuqpc " ectg" ug" c" i " p" uvctg" fg" gdtkgvcvg" cneqqnke " ew" itcf" cxcpcuv" ucw" p" uvctg" fg" gdtkgvcvg" rtqfwu " fg" uwduvcp g" pteqvkeg. " rukjqvtqrg" kl ucw" fg" cnvg" uwduvcp g" ew" ghgevg" uk o knctg0" Rgpvtw" ecnk Lectg" ce kwpkk" eqphqt o " cnkp0*3+ " ctv0486³ E0rgp0" TO. " pw" ctg" k o / rqtvcv " fce " u/ cw" rtqfwu" qtk" pw" wt o tk" rrtglwfkekcdkng0" Rtqfwegtgc" wt o tknqt" rtglwfkekcdkng" gzegfg" nk o kvng" kphctce kwpkk" rtgx | wvg" nc" cnkp0*3+ " ctv0486³ E0rgp0" TO" Fg" ceggc. " pgegukv " ecnk Lectg" uwrnk o gpvct " eqphqt o " ctv036; " ucw" 379" E0rgp0" TO" Cegcuv" p" ec | wn. " p" ectg" h" rrvkwqtw" pw" c" pe necv" pkek" q" tgi wn " fg" ugewtkvcvg" c" etkewnc kgk" ucw" fg" gzrnqcvctg" c" o klnqcegnqt" fg" vtcpurqtv0" Fce " pu . " p" eqpfk kkg" tgnghcvg" o ck" uwu. " ng/ c" pe necv. " k" ug" xc" crnkec" t urwpfgtg" eqphqt o " cnkp0*4+. *6+ " ucw" *8+ " ctv0486" E0rgp0" TO" Dkpg, p gngu. " p" ceguv" ec | . " nc" ecnk Lectg" pw" xc" L" pgeguct " tg kpgtg" rtgxgfgtkk" fg" nc" cnkp0*3+ " ctv0486³ E0rgp0" TO

Ncwtc" uwdkgevx " c" kphctce kwpkk" rtgx | wvg" nc" cnkp0*3+ " ctv0486³ E0rgp0" TO" ug" ectcevtgk | gc | " rtkp" kpvgp kg" fktgev 0" Cegcuv" pucg op " e " h" rrvkwqtw" k" f" ugc o c" fg" ectcevtwn" rtglwfkekcdk" cn" ce kwpkk" ucng" k" fqtg vg" u " eqpfwe " oklnqewn" fg" vtcpurqtv. " c" i - pfw/ug" p" uvctg" fg" gdtkgvcvg" cneqqnke " ew" itcf" cxcpcuv" ucw" p" uvctg" fg" gdtkgvcvg" rtqfwu " fg" uwduvcp g" pteqvkeg. " rukjqvtqrg" kl ucw" fg" cnvg" uwduvcp g" ew" ghgevg" uk o knct0

Cegpww o. " h" rrvkwqtw" fqtg vg" pw" rwt" k" uk o rnw" u " eqpfwe " oklnqewn" fg" vtcpurqtv0" Gn" fqtg vg" u / n" eqpfwe . " f- pfw/ k" ugc o c" e " ug" c" i " p" uvctg" fguetku " p" fkurq | k kc" cnkp0*3+ " ctv0486³ E0rgp0" TO" Ekpgxc" ct" rwwgc" pvtgdc" guvg" rqukdkn" u " pw/ k" fgc" ugc o c" A" Epukfgt o. " e " fc0" Guvg" rqukdkn0" Ew" rtge fgtg" p" ec | wtkng" e- pf" h" rrvkwqtw. " fkp" ecw | c" wpgk" gtqtk" *c" uc" qtk" c" cnvt" rgtuqpcg" qtk" fkp" ecw | c" cnvt" o rrtglwt tk. " pw" k/ c" fcv" ugc o c" e " c" eqpuw/ o cv" q" uwduvcp " fkp" egng" fguetkug" p" fkurq | k kc" cnkp0*3+ " ctv0486³ E0rgp0" TO" Fgurtg" q" cug o gpgc" rqukdknkvcvg" pg" xqtdg vg" I j0" Cngew" š" Fkp" ec | wkukec" dqicv " c" o kpvk o " kp/ vqzkec kkg" ceekfgpvcng" ew" cneqqnwn. " gzkuv- pf" p" cpw o kvg" o gfk" k" pfwvutkng. " kpi gctg" p" ueqr" vgtcrgwvke" c" wpqt" uwduvcp g" xqncvkn" fg" qtki kpg" o gfkcc o gpvqcu " *ecphqtw. " wpgng" | c" jctwtk" ew" hwpe kg" cneqqnke . " pgtwqngrvkeg" gve0+. " fct" k" ec | wn" wpwk" rctvkekrpcv" nc" uvkpi gtc" wpwk" kpeppfk" ectg. " cew | cv" Lkp" e " ug" c" i " p" uvctg" fg" gdtkgvcvg. " u/ c" rrtg | gpvcv" nc" o gfkewn" ngi kuv" ectg. " p" wt o c" egtegv tknqt" enpkpeg. " c" eqpuvcv" o cphguy tk" L" kqni kkeg" cuk o kncvg" kpqzkec kgk" cneqqnkeg. " fct" ectg. " p" wt o c" rrtgngx tkl" fg" rrtqdg" dkqni kkeg. " c" eqpuvcv" nruc" cneqqnwnwk" p" u- pig" k" rrtg | gp c" EQJd" p" rrtqrgt k" fg" 4: ' ö0⁴⁸

Eqpukfgt o e " uwpv" rqukdng" k" cnvg" ukvwc kke- pf" h" r/ vkwqtw" rqcvg" u " pw/ k" fgc" ugc o c" e " ug" c" i " p" uvctg" fg" gdtkgvcvg0" Fg" gzg o rnw. " eqphqt o " nkvl+ " ctv0; " cn" Ngikk" rtk/ xkp" uk i wtcp c" vtc" Lewnw" twvktg. " ug" uvcdkng vg" eq o rgvyp c" Okpvugtwnwk" U p v k" fg" c" gncdqtc" wp" ug o p" fkuvpevx. " ectg" wt o gc | " c" L" crnkecv" rg" c" o dcnclwn" o gfkcc o gpvngt" eqpvtkpfkecv" eqpfwe vqtknqt" fg" xgj kewn0

Fct" fce " rg" o gfkcc o gpvng" eqpuw o cvg" fg" h" rrvkwqtw" pw" gtc" crnkecv" wp" cuvhgn" fg" ug o pA" Pkek" kpuvtwe kwpgc" rgpvtw" cf o kpvutctg" o gfkcc o gpvngt" pw" eqp kpgc" kphqt/ o c k" xk | -pf" eqpvtkpfkec kkg" eqtgurwp | vqctgA" Rqcvg" qctg" h" rrvkwqtw. " ectg" pw" guvg" gzrgtv" p" fq o gpkw. " u " fvgvt o kpg" ew" egtvkwfkg" fce " ug" c" i " ucw" pw" p" uvctg" fg" gdtkgvcvgA" Ock" cngu" e " cegcuv " uvctg" rqcvg" L" wpgqtk" w qt" eqphwpfcv " ew" uv tk" cug o p vqctg" gdtkgv k" uw o gpcg" = uk o rvq o gng" wqqt" dqnk" = uv tk" rquwvcw o cvkeg" gve0

Kcv " fg" eg. " fqct" egtegvctg" p" cpuc o dnm" c" vwwtqt" etkew o uvcv gnat" pg" rqcvg" fc" t urwpu" hc" pvtgdetg. " fce " h" rrvkwqtw" c" o cphgucv" ucw" pw" kpvgp kg" fktgev " hc " fg" egng" u x-t kvg0

" p" eg" rtkxg vg" **uwdkgevn** kphctce kwpkk" rtgx | wvg" nc" cnkp0*3+ " ctv0486³ E0rgp0" TO. " cegucv" guvg" rgtuqpc



Ł|ke "tgrupqucdkn "ectg"nc" o q o g p v w n "u x-t ktk"kphtce/
kwpkk"e", o rnkpkv"x-tuv"fg"38"cpk0" p"rnwu."uwdkgevwn"ctg"
ecnkvvcg"urgekcn "fg"rgtuqcp "ectg"eqpfweg" o klnqewn"
fg"vtpurqtv⁰⁴⁹" Fct"pkel"cegucv"pw" g"uwŁekgpv⁰" Fce " "
hcego "eqpgzkwpg"ew"egng"urgekŁecvg"nc"cnkp0*6+"ctv0486³
E0rgp0"TO."clwpi g o "nc"eqpenw|kc"e "uwdkgevwn"kphtce/
kwpkk"urgekŁecvg"nc"cnkp0*3+"ctv0486³"E0rgp0"TO"guvg"q"
rgtuqcp "ectg"fg kpg"rgt o ku"fg"eqpfwegtg" k"pw"guvg"rtk/
xcv "fg"ftgrvwn"fg"e"eqpfweg" o klnqceg"fg"vtpurqtv⁰

p"eqpvkpwctg."cpcnk|c"pqcuvt "xc"Ł"eqpucetcv "kphtce/
kwpkk"rtgx |wvg"nc"cnkp0*4+"ctv0486³"E0rgp0"TO

p"eqphqt o kvcvg"ew"nkvc+"cnkp0*3+"rev0348"TET."rgt/
uqcpng"tgrupqucdkn"fg"gzrnqcvctgc" xgjkewnqnt"uwpv"
qdnk|cvg." rtkpvtg"cnvngg."u "pw"cf o kv "nc"eqpfwegtg"
xgjkewnqnt"rgtuqcp"ectg"uwpv",p"uvctg"fg"gdtkgvcvg."uwd"
kpłwgp c"ftq i wtknt"ucw"cnvt"uuduvcp g"eqvtckpfkecvg."
uwd"kpłwgp c" rtrgctcvgnqt" o gfkcc o g p v q c u g "ectg" r t q /
xqce "tgfwegtgc"tgce kgl0" Tgkg kp f"fkp"cegucv."qdkgevwn"
lwtkfke"rtkpekrcn"cn"kphtce kwpkk"gzc o kpcvg",n"htq o gc | "
tgnc kknq"uqekcng"ew"rtkxktg"nc"uki w t c p c "v t c Ł e w n w k " t w w k g t ."
uwd"curgevwn" r t j k d k k g k " k o r w u g " e q p f w e v q t w n w k " u c w "
rquguqtknq" o klnqcegnt"fg"vtpurqtv*"qtk"cnvt"cu g o g p g c "
rgtuqcp"u " r t g f c t g c " e q p f w e g t g c " o k l n q e w n w k " f g " v t c p u r q t v "
e v t g " q " r g t u q c p " e c t g " u g " c ł " , p " u v c t g " f g " g d t k g v c v g "

Nc"t-pfwn"u w."qdkgevwn"lwtkfke"ugewp f c t "cn"kp/
htce kwpkk"rtgx |wvg"nc"cnkp0*4+"ctv0486³"E0rgp0"TO",n"
htq o gc | "tgnc kknq"uqekcng"ew"rtkxktg"nc"u p v c v g c " u c w "
xkc"r g t u q c p g k "

Qdkgevwn" o cvgtken"cn"kphtce kwpkk",p"ecw | ",n"tgrtg/
|kpv "eqtrwn"rgtuqcpkgk

Tghgtkvqt"nc"hevwtc"qdkgevwn" c"kphtce kwpkk"rtgx |wvg"
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cegucv"ctg"wt o vqctgc"uwtewwt <

3+"hcrvc"rtglwfkecdkn "ectg"ug"gzrto " ,p"ce kwpgc"
fg"rtgfctg"e"eqpfwegtkk" o klnqewnwk"fg"vtpurqtv"e v t g " q "
cnv "rgtuqcp "ectg"ug"cł " ,p"uvctg"fg"gdtkgvcvg-

4+"wt o tkng"rtglwfkecdknq."cx-pf"wp"ectcevtg"cn/
vgtpcvkx<

c+"x v o c t g c " o g f k g " c " k p v i t k v k k " e q t r q t c n g " u c w " c "
u p v k k -

d+"x v o c t g c " i t c x " c " k p v i t k v k k " e q t r q t c n g " u c w " c "
u p v k k -

e+"fgeguwn"*wpgk"ukpi w t g " r g t u q c p g " u c w " c n " o c k " o w n v q t "
rgtuqcpg+=

5+"ngi vwte"ecw|cn "fkpvtg"hcrcv" r t g l w f k e c d k n " k "
wt o t k n g " r t g l w f k e c d k n g "

p"eqpvzvwn"cpnk|gk"hcrcv"rtglwfkecdkn"rtgx |wvg"
nc"cnkp0*4+"ctv0486³"E0rgp0"TO."guvg"vwnk "tgrtqfweg/
tgc"rwpevwnwk"fg"xfgtg"crct kp-pf"nwk" C0Ucjctekw<"
šRtgfctg"eqpfwegtkk" o klnqewnwk"fg"vtpurqtv"e v t g " q "
cnv "rgtuqcp ."ectg"ug"cł " ,p"uvctg"fg"gdtkgvcvg."eqpuv "
 ,p"cf o kvgtg"cxnwpvct "nc"eqpfwegtg" o klnqewnwk"fg"

vtpurqtv"e"wpkg"cu g o g p g c " r g t u q c p g " R g p v t w " e c n k Ł e c t g . "
pw"eqpvgc | " f c e " r t g f c t g c " e q p f w e g t k k " c " c x w v " n q e " , p "
o klnqewn"fg"vtpurqtv"ucw",p"chctc"ceguvwk0" Pkek" fce "
h r w k v q t w n " c " e q p v k p w c v " u " u g " c ł g " u c w " p w " , p " o k l n q e w n " f g "
vtpurqtv" f w r " r t g f c t g c " e q p f w e g t k k " c e g u v w k c 0 " E q o /
rqp g p c " k p h t c e k w p k k " f c v g " x c " n k r u k " , p " e c | w n " , p " e c t g . " , p "
w t o c " c r n k e t k k " x k q n g p g k " u c w " c " c o g p k p t k k " e w " x k q n g p . "
rgtuqcp"guvg"pgxqkv "u "rtgfgc"eqpfwegtg" o klnqewnwk"
fg"vtpurqtv"e v t g " q " c n v " r g t u q c p " e c t g " u g " c ł " , p " u v c t g "
fg"gdtkgvcvg0⁴:

C c f c t . " , p " g u g p . " c e k w p g c " f g " r t g f c t g c " e q p f w e g t k k "
o klnqewnwk"fg"vtpurqtv"eqpukuv " , p " g n k d g t c t g c " r g t o k u k /
w p k k " o " x g t d c n g " u c w " u e t k u g " o " r g p v t w " f g r n c u c t g c " o k l n q e w n w k "
fg"vtpurqtv⁰"Rtgfctg"eqpfwegtkk" o klnqewnwk"fg"vtpu/
rqtvtgdwkg"u "Łg"xqnwpvct 0" Fgek."h r w k v q t w n " u " p w " u g "
c ł g " u w d " k o r g t k w n " e q p u v t - p i g t k k " Ł | k e g " u c w " r u j k e g . " e c w | "
ectg."eqphqt o "ctv05;"E0rgp0"TO.",pn vwt "ectcevtwn"
rgpcn"cn"hcrcvkg0

Ektew o uvcv gng"hcrcvkg."p"ectg"u/c"rtqfwu"rtgfctg"
o klnqewnwk"fg"vtpurqtv."pw"kpłwgp gc | "ecnkŁectgc"kp/
htce kwpkk"rtgx |wvg"nc"cnkp0*4+"ctv0486³"E0rgp0"TO"*fg"
gzg o r n w . " f w t c v c " e q p f w e g t k k . " n q e w n " , p " e c t g " u / c " g h g e w c v "
rtgfctg"eqpfwegtkk."pw o twn"fg"rgtuqcp"e tqtc"nk"u/c"
rtgfctg"eqpfwegtg" gve0+"Ko rqtvcv"guvg"ec"rtgfctg"
eqpfwegtkk" o klnqewnwk"fg"vtpurqtv"u "Łg"tgcnk|cv " ,p "
trrqt"ew"q"rgtuqcp "ectg"ug"cł " ,p"uvctg"fg"gdtkgvcvg0"
Nc"ecnkŁectg."pw"guvg"tgngxcp"ectg"cpw o g"uuduvcp g"
cw"rtqfwu"uvctg"fg"gdtkgvcvg"e"egnwk"e twkc"ku/c"rtgfctg"
eqpfwegtg" o klnqewnwk"fg"vtpurqtv⁰" Fg"cu g o g p g c . " p w "
eqpvgc | . " , p " k r q v g | c " u v t k k " f g " g d t k g v c v g " c n e q q n k e . " e c t g "
guvg" i t c f w n " f g " g d t k g v c v g < " o k p k o " u c w " c x c p u c v 0 " V q c v g "
cegucv"r q v " Ł " n w c v g " , p " e q p u k f g t c k g " p w o c k " n c " k p f k x k f w c /
nk|ctgc"rgfgrugk0

p"cnv "qtfkpg"fg"kfkg."c o k p v k o " e " w p c " f k p " o q f c n k v k n g "
pqt o cvkxg"cnq"hcrcvkg"rtglwfkecdkn"rtgx |wvg"nc"ctv0487"
E0rgp0"TO"guvg"rwpgtg"p"gzrnqcvctg" o klnqcegnt"fg"
vtpurqtv"ew"fhggev"vgjpkcg"x fkvg0" Eg"guvg"šrwpgtg"p"
gzrnqcvctg0." fce "pw"šrtgfctg"e"eqpfwegtkk0."pw o ck"e "
pw o k v " c n v h g n A " p " c e g n c k " v k o r . " c " e " w o " c o " f g o q p u v t c v "
 , p v t / q " k p x g u v k i c k g " c p v g t k q c t . " u w d k g e v " c n " k p h t c e k w p k k " u r g /
ekŁecvg"nc"ctv0487"E0rgp0"TO"rqcvg"Ł" k"eqpfwe vqtwn"ucw"
rquguqtwn" o klnqewnwk"fg"vtpurqtv⁰⁴:"Ceguv"uk o knkvfkkp"
ew"kphtce kwpgc"rtgx |wv "nc"cnkp0*4+"ctv0486³"E0rgp0"TO"
eqpfk kqpgc | "htq o wnctg"wt o vqctgk",pvtgd tk<"ectg"
xctkcpv "fg"ecnkŁectg"vtgdwkg"u/q"cnig o"cwpek"e-pf"
ctg"nqe"rtgfctg"eqpfwegtkk"*rwpgtg"p"gzrnqcvctg+"c"
o klnqewnwk"fg"vtpurqtv"ew"fhggev"vgjpkcg"x fkvg"fg"e v t g "
eqpfwe vqtwn"ucw"rquguqtwn"ceguvwk" o klnq"fg"vtpurqtv"
*qtk"q"cnv "cu g o g p g c " r g t u q c p " + e v t g " q " c n v " r g t u q c p " e c t g "
ug"cł " , p " u v c t g " f g " g d t k g v c v g <

- 3+"cnkp0*4+"ctv0486³"E0rgp0"TO=
- 4+"ctv0487"E0rgp0"TO=
- 5+"cnkp0*4+"ctv0486³"k"ctv0487"E0rgp0"TOA



Xctkcpvc"fg"ecnklectg"vtgdwkg"ugngevcv "p" c c'hgn."p/ e-v"u "pw"Łg'uidgxcnwcw'ucw'urrtcgxcnwcw'rgtkeqwnw'ueqecn' cn'egnqt"u x-t kvg0" p"cegnk k'vk o r."vtgdwkg"tgurgevcv " egtk c"fkp"cnk0*4+"ctv0337"E0rgp0"TO<"p'ukvwc kc"ecnkŁ/ e tkl'kphctce kwpknt'rtkxkpf"eqpewtgp c"pqt o gnt"rgpcng." guvg"cnvcu "wpc"fkp"pqt o gng"eqpewtgpvg"ectg"tg l'gev "egn" o ck"gzcev"pcvwtc"lwtkfke "c"hc'rvkg"rtglwfkekdng0

Cuvhgn."cniqtkv o wn"rg"ectg",n"rtqrwpg o "guvg"wt o / vqtwn"tgppw o "nc"xctkcpvc"fg"ecnklectg"pt050"Rgpvtw"e " gc"rtguwrwpg"urrtcgxcnwcw'rgtkeqwnw'ueqecn'cn'egnqt" u x-t kvg0" E-pf"pw"gzkuv "cnvgtpcvxx ."qrv o "rgpvtw" uwdgxcnwcw'rgtkeqwnw'ueqecn."p'hqewn'urrtcgxcnw tkl' ceguvwck0" pvtwe-v"xctkcpvc"fg"ecnklectg"pt05"rtguwrwpg" ucpe kqpcctgc"fg"fqw "qt"rgpvtw"cegce k'ce kwpg"*ectg"ctg" fqct"fqw "fgpw oktk'fkhgktvg."pw" k'eqp kpwv'fkhgktv+."rtg/ ew o "k"tgurgev-pf"rtkpekrkwn"i dubio pro reo."xq o "qrv" rgpvtw"wp"fkp"rtk o gng"fqw "xctkcpvg"fg"ecnklectg0"Rgpvtw" e "cngi gtcg"wpgk'fkp"cegugv"xctkcpvg"ko rnk e ."kpgxkvedkn." pgtg kpgtgc"nc"ecnklectg"cw"pqt"fgvcnk"cnv'egnqt"u x-t kvg." ceqtf o "rtkqtkvcvg"cegnwk k'rtkpekrkwn"i dubio pro reo0" Eq o rct-pf"ucpe kwplng"fg"nc"cnk0*4+"ctv04863"E0rgp0"TO" k'fg"nc"ctv0487"E0rgp0"TO" k."k o rnk ev."rgtkeqwnw'ueqecn' cn'hc'rvngqt"eqtgurwp| vqctg+."ug"rtqŁngc| "eqpenw|k"e " o ck"rw kp'tgrtgukx "guvg"ucpe kwpgc"fg"nc"cnk0*4+"ctv04863 E0rgp0"TO"0"C cfct."p'Łpcn."eqpukfgt o "e ."p'ukvwc kc" fguetku "o ck"uwu."guvg"kp'fkecv "xctkcpvc"fg"ecnklectg"pt030" Kct'ektew o uvc c'e " o klnqewn"fg"vtpurqtv"rtgfcv"rgpvtw" eqpfwegt*"rwu"p"gzrnqvcctg"cx-pf"fghevg"vgjpkex " / fkvg+"rqcvg"eqpvc"pw o ck"nc"kp'fkxkfwcnk|ctgc"rgfgrugk0" Fkp'cti w o gpvng"rtg|gpvcvg"o ck"uwu"pg" f o "ugc o c'e ." fg k'pw"guvg"rgthgev ."xctkcpvc"fg"ecnklectg"tgeq o c'pfcv " ctg" o ck" o wnv"rnwuwtk" fge-v" o k'p'uwuwtk0" Egnngcnvg" fqw " xctkcpvg"fg"ecnklectg"uwpv" o ck"xwnpgtcdkng"uwd"curgevw" tguvgevg tkl'rtkpekrkwn" k'tgi wknqt'c'rnkecvg"nc"ecnklectg" kphctce kwpknt0

Uejk o d-pf" tgi kuvtwn."xq o "eqpug o pc"e "kphctce k/ wpgc"rtgx |wv "nc"cnk0*4+"ctv04863"E0rgp0"TO"guvg"q" kphctce kwpg" o cvgtken 0" Cegcuvc" rgpvtw" e "rtguwrwpg" qdnkicvqtkw"rtqfwegtgc"wt o tknqt"rtglwfkekdng"rtg/ x |wvg"p"ctv0486"E0rgp0"TO"p"krqvg|c"p"ectg"hc'rv" rtglwfkekdkn "pw"ko rnk e "rtqfwegtgc"wpqt"cu g o gpgc" wt o tk."ug"xc"crnkect urwpfgtgc"eqpvtcxgp kqpcn ."p" dc|c"cnk0*4+"ctv0455"E0eqpvt0"TO"0"Pw"cxg o "p"xxfgtg" ckek"ec|wn"e-pf"cegugv"wt o tk"pw"ug"rtqfw"fkp"ecw|g" kp'fgrgpfpgvg"fg"xqkp c" h rvwkvqtwnwk."cvguv-pfw/ug" vgpvcvkxc"nc"kphtce kwpgc"urgekŁecv "nc"cnk0*4+"ctv04863 E0rgp0"TO"0"Pw."rgpvtw"e "hc'rvc."rtgx |wv "nc"cnk0*4+" ctv0455"E0eqpvt0"TO."fvcqtkv "ektew o uvc"gnqt"p"ectg" g" eq o ku ."pw"rqcvg"rtk'gzegngp "u "eqpfwe"nc"wt o tng" rtglwfkekdng"pq o kpcnk|cvg"nc"ctv0486"E0rgp0"TO"0"Egn" o wnv."rqcvg"eqpfweg"nc"x v o ctgc" w qct "c"kpvgitkv kk" eqtrqtcng"ucw"cu p v kk0

Nc'kp'fkxkfwcnk|ctgc"rgfgrugk"crnkectvg"rgpvtw'kphctce/ kwpgc"rtgx |wv "nc"cnk0*4+"ctv04863"E0rgp0"TO"ug"xc" nwc"p"eqpukfgtc kg'ectg"cpw o g'wt o ctg"rtglwfkekdkn "c" uwtxgpkv<"x v o ctgc" o g'fkg" c"kpvgitkv kk"eqtrqtcng"ucw" c"u p v kk="x v o ctgc" itcx "c"kpvgitkv kk"eqtrqtcng" ucw"cu p v kk=" fgeguwn"*wpgk'ukpiwtg"rgtuqcpvg"ucw"cn" o ck" o wnvqt"rgtuqcpvg+0" p'Łgectg"fkp"egng"vtgk'krqvg|g." pw o tw'n"fg"xkevko g'vtgdwkg."fg"cu g o gpgc."ncwv"p"eqp/ ukfgtc kg"nc"kp'fkxkfwcnk|ctgc"rgfgrugk0

Ncvwtc" uwdkgevkx "c" kphctce kwpkk"rtgx |wvg"nc" cnk0*4+"ctv04863"E0rgp0"TO"ug"ectcevgtk|gc| "rtkp" kpvgp kg"hc "fg"hc'rv"rtglwfkekdkn "k"ko rtwfgp "hc " fg"wt o tng"rtglwfkekdng0

H rvwkvqtw'n"vtgdwkg"u " o c'p'k'gugv" dwp / vkkp "hc " fg"hc'rv"rtglwfkekdkn 0" Cegcuvc"rtguwrwpg" k'eqpfk kc" urgekŁecv "p"rev03;"cn"Jqv t-tkk"Rngpwnwk"pt04213;;;<" š000"hc'rvwn" c'Ł tkl'p"uvctg"fg"gdtkgvcvg"c"rgtuqcpvgk."e tgkc" k/c"huq'rtgfcv "eqpfwegtgc."gtc"x fkv"ewpquewv"fg"e vtg" uwdkgev0"Egtkvw'fkpgc"uwdkgevwnw"rqvcg"cxgc"ec"urqvt<" tg|wnvcvwn"vguv tkl'cneqqnqueqrkeg"c"rgtuqcpvgk"e tgkc" k/c" huq'rtgfcv "eqpfwegtgc" o klnqewnwk"fg"vtpurqtv="eqp/ enw|kng"gzc o g'pwnwk" o g'fkecn"p"xxfgtg"uvcdkntkk"uv tkl' fg"gdtkgvcvg="cf o k'p'k'vctgc"ante-factum"fg"uwdvcpg." ectg"rtqfw"gdtkgvcvg"rgtuqcpvgk"e tgkc" k/c"huq'rtgfcv " eqpfwegtgc" o klnqewnwk"fg"vtpurqtv."ejkct"fg"e vtg"uw/ dkgevn"kphctce kwpkk" gve0

Uwdkgevn" kphctce kwpkk"rtgx |wvg"nc"cnk0*4+"ctv04863 E0rgp0"TO"guvg"rgtuqcp"Ł|ke "tgurqpucdn "ectg"nc" o q o g'pwn"u x-t ktk" kphctce kwpkk" c" , o rnk'p'v x-tuvc" fg" 38"cpk0"p"rnwu."c c'ew o "tg|wnv "fkp"pcvwtc"kphctce kwpkk" c'pnc|cvg."uwdkgevn"vtgdwkg"u "ckd"q"ecnkvcvg"urgekcn 0" Eqpukfgt o "e ."pckpvg"fg"vqcvg."guvg"xqtdc"fg"ecnkvcvg" fg"eqpfwe vqt"ucw"rquguqt"cn" o klnqewnwk"fg"vtpurqtv" ectg" g"rtgfcv"rgpvtw"eqpfwegtgc"wpgk"cnvg"rgtuqcpvg"ectg" ug" c'Ł "p"uvctg"fg"gdtkgvcvg0

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šQticpk|c kc" guvg" qdnkicv "u "cukiwtg" eqpvtqwn" uv tkk" u p v kk" qhgtnqt. "fg" c"pw" cf o kvg" rgpvtw" eqpfwegtgc" o klnqcegnqt" fg" vtcpurqtv" rgtuqcpng" ectg" ug" cĭ " ,p" uvctg" fg" gdtkgvcvg(00052) Dkpg, p gngu. "pw" qticpk|c kc" *,p/ vtgrtkpfgtgc. "kpukvw kc+" vtgdwkg" eqpukfgtgc "uwdkgev" cn" kphctce kwppk" rtgx |wvg" nc" cnkp0*4+" ctv0486³ E0rgp0" TO0" Pw" pg" rgt o kvg" cegucv" rtgxgfgtgc" fg" nc" cnkp0*6+" ctv043" E0rgp0" TO0" Uwdkgev" vtgdwkg" eqpukfgtgc " rgtuqcp" Ľ|ke " fkp" ecftwn" qticpk|c kkgk" *,pvtgrtkpfgtgc. "kpukvw kkgk" e tgc" ,k" kpew od " tgurgevkc" qdnkic k g0

"p" ngi vwt "ew" egng" gpwp cvg" o ck" uwu. "guvg" k o rgtkqu " wto vqctgc" rtgek|ctgc" ,pvt/q" rwdnec kg" cpvgtkqct " c o cĽt oc" v" e " o qfckvcvg" pqt o cvkx "fg" cnv " ,pe nectg" itcx " c" tgi wknqt" fg" gz rncvctg" c" o klnqcegnqt" fg" vtcpurqtv" eg" cukiwt " ugewtkvcvg" ektewnc kkgk" ó" ec" o qfckvcvg" c" hcrvgk" rtglwfkecdkng" rtgx |wvg" nc" ctv0487" E0rgp0" TO " ó" ug" rqcvg" gz rtk o c. "kpenwux. " ,p" cf o kvgtgc" hc" eqpfwegtgc" o kl/ nqcegnqt" fg" vtcpurqtv" c" rgtuqcpng" ectg" cw" eqpuw o cv" d / wwwtk" cneqqnkeg. "ftqi wtk" ucw" cnvg" uwdvcp g" eqpvtckpkecvg" eqpfwegtkk0" Cegucv " cĽt oc kg" k/c" rkgtfw" cevwnkvcvg" fkp" o q o gpvwn" kpvt tkk" ,p" xk i qctg. "nc" 50250422 ; . "c" Ng i kk" rgpvtw" o qfkĽctgc" k" eq o rngvctgc" wpqt" cevng" i kuncvkg" fkp" 50240422 ; * rtkp" ectg. " rtkpvtg" cnvgng. "Eqfwn" rgpnc" c" hquv" eq o rngvcv" ew" ctv0486³+0" Fkp" cegn" o q o gpv. "ug" crnke " fqct" cnkp0*4+" ctv0486³ E0rgp0" TO. " ,p" ec | wn" ,p" ectg" ctg" nqe" cf o kvgtgc" nc" eqpfwegtgc" o klnqcegnqt" fg" vtcpurqtv" c" rgtuqcpng" ectg" cw" eqpuw o cv" pw o kvng" uwdvcp g0" " p" cegucv " ukwvc kg" eqpetgv . "ug" rqcvg" cĽt oc" e " cnkp0*4+" ctv0486³ E0rgp0" TO" ug" rtg|kp v " ec" q" pqt o " urgekcn " ,p" tcrqtv" ew" ctv0487" E0rgp0" TO0

"p" hkg. " eq o rnkpkpf" ectcevgtkvkekg" uwdkgevwnc" kphctce kwppk" urgekĽecv" nc" cnkp0*4+" ctv0486³ E0rgp0" TO. " tggk kpf" fkp" rtgxgfgtkng" cnkp0*6+" cng" cegnkc k" ctvkeqn. " xq o " o gp kqpc" e " uwdkgevwnc" vtgdwkg" u " Ľg" q" rgtuqcp " ectg" fg kpg" rgt o ku" fg" eqpfwegtgc" k" pw" guvg" rtkxcv " fg" ftgrvwn" fg" c" eqpfweg" o klnqceg" fg" vtcpurqtv0

"p" egng" eg" wt o gc| " xq o" cpcnk|c" kphctce kwppc" rtgx / |wv "nc" cnkp0*5+" ctv0486³ E0rgp0" TO0

Nc" nkvd+" cnkp0*5+" ctv045" cn" Ng i kk" rtkxkpf" ukiwtepc" vtcĽewnwk" twvgtg" ug" uwdkng" vg" e " eqpfwe vqtwnc" fg" cwvqvg/ jkewnc" guvg" qdnkicv" u " ug" uwrwp . "nc" uqnekvtgc" c" i gpvwnwk" fg" ektewnc kg. " rtqegfwtk" fg" vguvctg" c" cgtwnwk" gz rktcv" k" c" gzc o gpwnwk" o gfkcn" fg" tgeqnvctg" c" rtqdnqt" dkqnq i keg" ,p" xgfgtgc" eqpuvcv tkk" cneqqng o kkgk" qtk" eqpuw o wnwk" fg" ftqi wtk" k" fg" cnvg" uwdvcp g" rukj qvtqrg" ucw" fg" o gfk/ ec o gpvg" ew" ghgevg" uk o knctg0" Rg" ecng" fg" eqpugekp . "ug" rqcvg" cĽt oc" e " qdkgevwnc" lwtk fke" urgekcn" cn" kphctce kwppk" rtgx |wvg" nc" cnkp0*5+" ctv0486³ E0rgp0" TO " ,n" hqt o gc| " tgncc kng" uqekcng" ew" rtkxktg" nc" ukiwtepc" vtcĽewnwk" twvgtg. " uwd" curgevwnc" rtqj kdk kkgk" o rwug" eqpfwe vqtknqt" o klnq/ egnqt" fg" vtcpurqtv" fg" c" tghw|c. "c" ug" , o rvtkxk" ucw" c" ug" guejxc" fg" nc" vguvctgc" cneqqnqueqrke . "fg" nc" gzc o gpwn

o gfkcn" ,p" xgfgtgc" uwdkntkk" uv tkk" fg" gdtkgvcvg" k" c" pc/ vwtkk" gk" ucw" fg" nc" tgeqnvctgc" r tqdnqt" dkqnq i keg" ,p" ecftwn" ceguvwk" gzc o gp" o gfkcn0

Ncwte" qdkgevx "c" kphctce kwppk" gzc o kpcvg" ug" gz rtk/ o " ,p" hcrvc" rtglwfkecdkn . " eqpetgvk|cv . " fwr " ec|. " ,p" ce kwpg" ucw" kpce kwpg0" Hcrvc" rtglwfkecdkn " ewpqc vg" vtgk" o qfckv k" pqt o cvkxg" ew" ectcevg" cnvgtpcvkx0" " p" guggp . " vqcvg" egnv" vtgk" o qfckv k" ug" tgfwe" nc" tgurkpi gtgc" ó" g/ z/ rtgu " ucw" vcekv " ó" c" ghgevw tkk" vguv tkk" cneqqnqueqrkeg. " c" gzc o gpwnwk" o gfkcn" ,p" xgfgtgc" uwdkntkk" uv tkk" fg" gdtk/ gvcvg" k" c" pcvwtk" gk" ucw" c" tgeqnv tkk" rtqdnqt" dkqnq i keg" ,p" ecftwn" ceguvwk" gzc o gp" o gfkcn0" Xctkc| " fqct" pwp/ gng" ,p" ectg" ug" tgcnk|gc| " cegucv " tgurkpi gtg" tghw|wn" rtguwrwp" tgurkpi gtg" gz rrtgu = , o rvtkxktg" k o rnce " tgurkpi gtg" gz rrtgu . " puq kv " fg" qrwpgtgc" fg" tg|kuvgp " pqp xkqngp = " guejxctgc" rtguwrwp" tgurkpi gtg" vcekv 0" " p" ectg" cpw o g" fkp" egnv" vtgk" o qfckv k" u/c" tgcnk|cv" hcrvc" rtglwfkecdkn . " rqcvg" Ľ" hwcv" ,p" eqpukfgtgc kg" nc" kp fkkf w/ cnk|ctgc" rgfgrugk0

Nc" t" pfwnc" u w. " qtkectg" fkp" egnv" vtgk" o qfckv k" pqt/ o cvkxg. " pq o kpcnk|cv" ,p" fkurq|k kc" fg" nc" cnkp0*5+" ctv0486³ E0rgp0" TO. " rqv" rtguwrwp" fkgxtug" o qfckv k" hcrvkeg0" Fgurtg" wpgng" fkp" gng. " pg" xqtdg vg" E0Vwtkcpw<vgt i kxgt/ uctgc" rtg|gpv tkk" rgpvtw" tgeqnvctgc" r tqdnqt" dkqnq i keg. " fce " rtkp" cegucv" u/c" clwpu" nc" gz rktctgc" vgt o gpwnwk" ,p" wpvtwn" e twkc" ct" Ľ" rqukdnc" u " ug" ghgevwg|g" gzc o gpwn" fg" ncdqctvctg" = " tghw|wn" fg" c" qrtk" nc" uq o c kc" qti cpwnwk" fg" rqnk kg" = " hwi c" fg" uwd" uwrctxgi jgtgc" qti cpngnqt" fg" rqnk kg" ,p" vk o rwn" eqpfwegtkk" urtg" q" wpkvcvg" o gfkcn " ,p" xgfgtgc" tgeqnv tkk" rtqdnqt" dkqnq i keg" = " kpxqectgc" wpqt" , o rtglw/ t tk" hkrukv" fg" qtkcg" vg o gk" rgpvtw" c" luvkĽec" pgceegrvtgc" ghgevw tkk" rtqdnqt" gv0⁵³

Guvg" k o rqtvcv" fg" tg kpwv. " e " crnkectgc" t urwpfgtkk" rgpncg" eqphqt o " cnkp0*5+" ctv0486³ E0rgp0" TO " guvg" fg" pgeqpegrwv" ,p" hkruc" ukwvc kkgk/rtg o ku 0" Cegucv " ukwvc kg/ rtg o ku " guvg" urgekĽecv " ,p" fkurq|k kc" fg" nc" nkvd+" cnkp0 *5+" ctv045" cn" Ng i kk" rtkxkpf" ukiwtepc" vtcĽewnwk" twvgtg< " šEqpfwe vqtwnc" fg" cwvqvg" jkewnc" guvg" qdnkicv" u " ug" uwrwp . " nc" uqnekvtgc" c" i gpvwnwk" fg" ektewnc kg" * uwdnkpkgtgc" pg" crct kpg" ó" n. a. + . " rtqegfwtk" fg" vguvctg" c" cgtwnwk" gz rktcv" k" gzc o gpwnwk" o gfkcn" fg" tgeqnvctg" c" rtqdnqt" dkqnq i keg" ,p" xgfgtgc" eqpuvcv tkk" cneqqng o kkgk" qtk" eqpuw o wnwk" fg" ftq/ i wtk" k" fg" cnvg" uwdvcp g" rukj qvtqrg" ucw" fg" o gfkcc o gpvg" ew" ghgevg" uk o knctg00" Cegucv " fkurq|k kg" guvg" tgrtqfwu " crtqerg" ew" Ľ" fg" nkvcvg" nc" nkvd+" rev033" TET0

Pkek" q" fkurq|k kg" pqt o cvkx " pw" k o rwp" eqpfwe vq/ twnwk" o klnqewnw" fg" vtcpurqtv" qdnkicv" u " ug" rtg|kpv" fkp" rtqrk" kpk kcvkx " rgpvtw" vguvctgc" cneqqnqueqrke . " gzc o gpwn" o gfkcn" ,p" xgfgtgc" uwdkntkk" uv tkk" fg" gdtk/ gvcvg" k" c" pcvwtk" gk" ucw" tgeqnvctgc" rtqdnqt" dkqnq i keg" ,p" ecftwn" ceguvwk" gzc o gp" o gfkcn0" Cegucv" e jkct" fce " eqpfwe vqtwnc" o klnqewnw" fg" vtcpurqtv" ug" cĭ " ,p" uvctg"



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ektewnc kg."pw"gzkuv ."rgpvtw"eqpfwe vqtw"n oklnqewnw"
fg"vtpurqtv."qdnki c"ce"fg"ug"uwrwpg."fkp"rtqrktg"kp/
kcvx ."vguv tkk"ceqqnqueqrkeg."gzc o gpvwnwk"o gfkecn",p
xgfgtgc"uvcdknkttk"uv tkk"fg"gdtkgvcvg" k" c"pcvwtkk"gk"ucw
tgeqnv tkk"rtqdgnt"dknqikeg",p"ecftwn"ceguvkw"gzc o gp0"
Fgek." ,p"nruc"ukvwc kgk/rtgoku "urgekLecvg."pw"rqcvg"
L"eqpegrwv "pkek"kphtce kwpgc" rtgx |wv "nc"cnkp0*5+"
ctv04863"E0rgp0"TO0

Kphtce kwpgc" ,p"ecw | "gugv"q"kphtce kwpg"htq o cn 0"
Gc"ug"eqpukfgt "equw o cv "fkp"o q o gpvwn"u x-t ktkk"
hcrvgk" rglwfkekedkng." ,p"qtkectg" fkp" o qfncv kng"ucng"
pqt o cvkxg0"Kphtce kwpgc" uwd|kuv " ejkct" fce ."wnvgtkt."
rg"dc|c"cnvqt"rtqdg."u/ct"eqpuvcv"e "h rvwkvqtw"pw"ug"
cfc" ,p"uvctg"fg"gdtkgvcvg",p" o q o gpvwn"u x-t ktkk"kphtce/
kwpkk0"p"cn k'vgt o gpk."pw"guvg"qdnki cvqtkw"ec"u x-t ktgc"
kphtce kwpkk" rtgx |wvg"nc"cnkp0*5+"ctv04863"E0rgp0"TO"
u "Lg"ngicv "fg"u x-t ktgc"fg"e vtg"cegge k"rgtuqcp "c"
hcrvgnqt"urgekLecvg"nc"cnkp0*3+"ctv04863"E0rgp0"TO"ucw"
cnkp0*3+"ctv0455"E0eqpvt0"TO0

Fkp"rwpevwn"fg"xgfgtg"cn"ncvwtkk"uwdkgevxg."kphtce/
kwpgc"urgekLecv "nc"cnkp0*5+"ctv04863"E0rgp0"TO"ug"
ectcevgtk|gc| "rtkp"kpvgp kg" fktgev 0" Cegucv" ,pugc o p "
e "h rvwkvqtw"n, k"f"ugc o c"fg"ectcevgtw"n rglwfkekedkncn"
ce kwpkk"ucw"kpce kwpkk"ucng" k'fqtg vg"u / k"gzrtkog"tghw/
|wn." ,o rqtvxktgc"ucw"gejxktgc"fg"hc"vguctgc"ceqqnqueq/
rke ."fg"nc"gzc o gpvwn"o gfkecn",p"xgfgtgc"uvcdknkttk"uv tkk"
fg"gdtkgvcvg" k" c"pcvwtkk"gk"ucw"fg"nc"tgeqnvctgc"rtqdgnt"
dknqikeg",p"ecftwn"ceguvkw"gzc o gp" o gfkecn0

Uwdkgevwn"kphtce kwpkk"cpenk|cvg"guvg"rgtuqpcp"l|ke "
tgurqpuvcdkn "ectg"nc" o q o gpvwn"u x-t ktkk"kphtce kwpkk" c"
, o rnkpkv"x-tuv"fg"38"cpk0"p"chct "fg"cegucv."uwdkgevwn"
ctg"q" fwn "ecnkvcvg"urgekcn <

3+"gugv"eqpfwe vqt"cn"oklnqewnw"fg"vtpurqtv=

4+"gugv"rgtuqcp "ectg"fg kpg"rgt o ku"fg"eqpfwegtg" k"
ectg"pw"guvg"rtkxcv "fg"ftgrvwn"fg" c"eqpfweg"oklnqceg"
fg"vtpurqtv0

"Hkpcn o gpvg."xq o "uwrwpg"egtegv tkk"xctkcpvc"ci tc/
xcv "c"kphtce kwpknt"rtgx |wvg"nc"cnkp0*3+/*5+"ctv04863
E0rgp0"TO0"p"eqphqt o kvcvg" ew"cnkp0*6+"ctv04863
E0rgp0"TO."gc"rtguwrwpg"u x-t ktgc"ceguvqt"kphtce kwpk"
fg"e vtg"rgtuqpcp"ectg"pw"fg kpg"rgt o ku"fg"eqpfwegtg"
ucw"ectg"guvg"rtkxcv "fg"ftgrvwn"fg" c"eqpfweg"oklnqc/
eg"fg"vtpurqtv0"p"egng"eg"wt o gc| "xqt"l"gzc o kpcvg."
rg"t-pf."egng"fqw "krqvg|g" cng"tgurgevxxgk" xctkcpvg"
ci tcxcvg<

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oklnqceg"fg"vtpurqtv0

"Xk|cxk"fg"rtkoc"krqvg| ."rvqtkxkv"cnkp0*3+"ctv03;"cn"
Ngikk"rtkxkf"uki wtcp c"vtcLewnw"twvktg."ftgrvwn"fg" c"
eqpfweg"wp"cwvxqgjkewn"ug"eqpLto " rtkp"rgt o kuwn"fg"

eqpfwegtg."p"ectg"guvg"kpfkcev "ecvgi qtkc" klucw"uwdec/
vgi qtkc"nw0"Cegucv "fkurq|k kg", k"i ug vg"fg|xqnvctg"
k"rtgek|ctg",p"rev04"cn" Tgi wnc o gpvwnwk"ew"rtkxktg"nc"
rgt o kuwn"fg"eqpfwegtg."qti cpk|ctgc" k"fguh wtctgc"
gzc o gpvwnwk"rgpvtw"qd kpgtgc"rgt o kuwnwk"fg"eqpfwegtg"
k"eqpfk kng"fg"cf o kvgtg"nc"vtcLewnw"twvktg."crtqdcv"rtkp"
Jqv t-tgc" Iwxgtpwnwk"pt03674"fkp"4603404229*,"p"eqp/
vkwctg"o" Tgi wnc o gpvwnwk"pt03674|4229+054"p"ceqtf"
ew"cegucv."pw"guvg"pgeguct "fg kpgtgc"wpwk"rgt o ku",p"
ec|wn"eqpfwegtkk"wpwk" o qrgf"rg" fto wtkng"rwdnkeg0"
Cegucv "rtgek|ctg"pw"guvg"cv-v"fg"ko rqtvcv ,p"eqp/
vgzvwn"ektew o uvcv gk"ci tcxcvvg"rtgx |wvg"nc""cnkp0*6+"
ctv04863"E0rgp0"TO<"qtkevo."uwdkgev"cn"kphtce kwpkk"
rqcvg"l"pw o ck"eqpfwe vqtw"wpwk"oklnqe"fg"vtpurqtv0"
Kct" o qrgfwn"pw"guvg." ,p"ceegr kg"lwtkfek/rgpcn ."wp"
oklnqe"fg"vtpurqtv0

E-pf"urwpg o." ,p"ugpuwn"cnkp0*6+"ctv04863"E0rgp0"TO."
e "uwdkgevwn"pw"fg kpg"rgt o ku"fg"eqpfwegtg."cxgo" ,p"
xgfgtg"qtkectg" fkp"wt o vqctng"ukvwc kk<

3+"uwdkgevwnwk",k"nrug vg",p"igpgtg"rgt o kuwn"fg"eqp/
fwegtg0"Ug"ctg",p"xgfgtg"kpzkuvvp c"rgt o kuwnwk"fg"eqp/
fwegtg."pw"nruc"vg o rqtct ."fg" o q o gpv."c"cegucvkc0"U "
o gp kq o "ew"cegucv "qec|kg"e "eqpfwegtg"cxgjkewnwkw"
fg"e vtg"q"rgtuqcp ."ectg"pw"ctg"cuwrtc"uc"rgt o kuwn"fg"
eqpfwegtg."cvtcigt" urwvfgtg"eqpvtcxgp kqpcn ." ,p"dc|c"
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xgjkewnwkw"ht" rgt o ku"fg"eqpfwegtg"ug"ucpe kqpgc| "
rqtvxkv"wpk"cnvg"pqt o g." k"cpw o g"o"cnkp0*4+"ctv0453"
E0eqpvt0"TO0" Fgek."ngikwkvqtw"fkhtgpc|c| ." k"rg"dw"p "
ftgrvcv."egng"fqw "krqvg|g=

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pgeqtgurwp| vqt"ecvgi qtkgluwwdecvgi qtkgk"oklnqewnw"fg"
vtpurqtv"rg"ectg",n"eqpfwegc",p" o q o gpvwn"u x-t ktkk"
kphtce kwpkk=

5+"uwdkgevwn"fg kpg"rgt o ku"fg"eqpfwegtg"ectg"guvg"
,pu "ew"vgt o gpvwn"gzrktcv."ucw"cpwncv55."ucw"pgxcncdkn"
fkp"cnvg"ecw|g056

"p'ukvwc kc",p"ectg"h rvwkvqtw"fg kpg" klucw"hnqvg vg"
wp"rgt o ku"fg"eqpfwegtg"hcnu."uwrnk o gpvct"wt o gc| "
c"l"vtcu"nc"t urwvfgtg"eqphqt o "nkv0e+"cnkp0*4+"ctv0583"
E0rgp0"TO0

Rgt o kuwn"fg"eqpfwegtg"pw"vtgdwkg"eqhpwfcv"ew"cnvg"
fqew o gpv"rg"ectg"guvg"qdnki cv"u "ng"fg kp "eqpfwe vqtw"n"
oklnqewnw"fg"vtpurqtv<"egtkLecvwn"fg",p o cvtkewnctg"
*,ptgikuvctg+c"xgjkewnwkw"="rqnk c"fg"cu ki wtctg"qdnki c/
vqtkg"fg"t urwvfgtg"ekxkn "c"fg kp vqtknqt"oklnqcegnt"fg"
vtpurqtv"cwq="cevgng"tghgtkvqctg"nc"pcvwtc" k" o cuc",p/
e te vwtk="egtkLecvwn"fg"vtcevqtkuv"gv0" Fce "h rvwkvqtw"n"
pw"fg kpg"cu g o gpgc"fqew o gpv."pw/k"rqcvg"l"ci tcxcv "
t urwvfgtg"eqphqt o "cnkp0*6+"ctv04863"E0rgp0"TO0

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eppfweg"cwvqngxjkewng"pw ock"rgtuqpcg"ectg"rqugf "rgtoku"fg"eqpfwegtg"fg"ecvqigtke"ucw"uwdecvqigtke"eqtgurwp|vqctg"cwvqngxjkewnnwk"qtk"fqxcfc",pnqew/kvqctg"ew"ftgrv"fg"ektewnc"kg,"c"rgtokuwnwk00"Cuvhgn."h"rwwkvqtwnw"pw/k"xc"rwwgc"Ł"citexcv"t urwpfsgtgc"eqphqt o"cnkp0*6+"ctv0486³"E0rgp0"TO."fce",k"nrug"vg"rgtokuwn"fg"eqpfwegtg."fct"fg"kpg"fqxcfc",pnqewkvqctg."ew"ftgrv"fg"ektewnc"kg."c"rgtokuwnwk*"fg"gzgo"rnw."fwrncevc"cn"rgtokuwnwk"fg"eqpfwegtg+0"p"ceguv"ec|.ug"rqcvg"tgrtg"ce"kpvgtrtgvtgc"rg"ectg"q"rtqrwpg"oguv"gzvpgux"0"Guv"cfgx"tcv0"pu"."pw"guvg"q"kpvgtrtgvtgc"fg"cxqctcdkn"h"rwwkvqtwnw"0"fg"ek."pw"ug",pecne"tgiwnc"uvcdknv"nc"cnkp0*4+"ctv05"E0rgp0"TO0

Xc"Ł"citexcv"t urwpfsgtgc"eqphqt o"cnkp0*6+"ctv0486³"E0rgp0"TO."ejkt"fce"h"rwwkvqtwn"rtq"oqxctg"gzco"gpwn"rgpvtw"qd"kpgtgc"rgtokuwnwk"fg"eqpfwegtg",pu"."pw"ku/c"gnkdgtcv",pe"rgtokuwn+0"hcrrwn"e"h"rwwkvqtwn"ctg"rtgi"vktgc"krckvw"fkpkn"pgeuctg"wt"ogc|"c"Ł"nwcv",p"eqpukfgtc"kg"nc"kpfkxfwcn|ctg"rgfgrugk0

Fwr"ewo"co"ogp"qpcv"ock"uwu."egc"fg/c"fqwc"krqvg|."xk|p"fxctkcpvc"citexcv"fg"nc"cnkp0*6+"ctv0486³"E0rgp0"TO."ug"cvguv"cwvpek"e-pf"uwdkgevwn"guvg"rtkxcv"fg"ftgrvwn"fg"c"eqpfweg"oklnqewn"fg"vtcpurqtv0

Sg"ctg",p"xgfgtg"e"uwdkgevwn"ug"cl",p"rgtkqfc",p"ectg"gzgiew"rgfgcruc"rtgx|wv"fg"ctv087"E0rgp0"TO"ucw"ucpe"kwpgc"eqpvtcxgp"qpcn"rtgx|wv"fg"ctv057"E0eqpvt0"TO0"pw"ug"ctg",p"xgfgtg"e"uwdkgevwn"pw/k"rqcvg"gzgtekvc"ftgrvwn"fg"c"eqpfweg"oklnqewn"fg"vtcpu/rqtv"rgpvtw"e"."fg"gzgo"rnw."oklnqewn"fg"vtcpurqtv"k/c"hqv"tkfkecv."ugejguytcv."eqpŁuecv"geve",p"dc|c"ngikk0"Ĉ"Ł"rtkxcv"fg"ftgrv"pw"guvg"ceggc"kew"c"pw/k"rwwgc"gzgtekvc"cegn"ftgrv0

Guv"ko"rqvcpv"u"uvcdknk"o"oq"ogpwn"kpkkcn"koq/ogpwn"Łpcn"cn"rgtkqfcgk",p"ectg"uwdkgevwn"guvg"rtkxcv"fg"ftgrvwn"fg"c"eqpfweg"oklnqeg"fg"vtcpurqtv0"fw"ew"o"ug"fgurtkpfg"fkp"cnkp0*6+"ctv087"E0rgp0"TO."vgt"ogpwn"rgfgrugk"rtkxcvkxg"fg"c"gzgtekvc"q"cpw"okv"cevxkvcvg"ug"ecnewnc|.fw"ec|.fg"nc"fcvc"t"o-pgtk"fg"Łp vkxg"c"jqv"t-tkk"lwfg"vqtkgk"ucw"fkp"oq"ogpwn"gzgiew"tkk"rgfgrugk"rtkpekrcng0"ew"fkgtg"gn"fg"tki"qctg."cegn"c"rtkpekrc"hwpe"kpqgc|,"p"ec|wn"fgvgt"okp"tkk"oq"ogpwn"kpkkcn"cn"rgtkqfcgk"fg"gzgiewctg"ucpe"kwpkk"eqpvtcxgp/kqpcng"rtgx|wv"nc"ctv057"E0eqpvt0"TO0

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cn"Eqfwnw"fg"gzgiewctg"*ec|wtk"rtkxkg"rtkp"rtku"o"ctv0562"fkp"cegnc"kevc"ngikuncvkx"cwvpek"e-pf"h"rwwkvqtw"c"cxw"fg"gzgiewcv"ucpe"kwpgc"eqpvtcxgp"qpcn"uvcdknk"nc"ctv057"E0eqpvt0"TO+0

Pw"ock"ew"tgurvevctgc"ceguvt"nk"okv"vg"o"rqtcng"ug"rqcvg"uwu"kgp"e"pg"cl"o",p"rtg|gp"cw"pwk"uwdkgev"rtkxcv"fg"ftgrvwn"fg"c"eqpfweg"oklnqeg"fg"vtcpurqtv0"p"ec|"eqpvtct."t urwpfsgtgc"pw"xc"rwwgc"Ł"citexcv"rqvtkxk"cnkp0*6+"ctv0486³"E0rgp0"TO0

Note:

³ Ewngigtg"fg"Jqv"t-tk"cn"Rngpwnk"Ewt"kk"Uwrtg"og"fg"Łwuk"kg"o"ck"3;96/kwnkg"4224+0"ó"Ejkkp"wk"VkrqtŁc"Ł"Egp/vtcn"4224."r0562/5670

⁴ Oqpkvtwn"QŁekcn"cn"tgrwknk"Qqnfqxc."422;."pt069/6:0

⁵ A se vedea, fg"gzgo"rnw<" " " " ;" "

422: " 0" 47"ë " " " " " " /

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7" Oqpkvtwn" QŁekcn" cn" tgrwknk" Qqnfqxc." 422:." pt0367/3730

8" Oqpkvtwn" QŁekcn" cn" tgrwknk" Qqnfqxc." 4224." pt0373/3750

⁹ "p"nkvgcvtc"fg"urgekcnkvcvg"ug"ogp"kpqpc|e"uvctgc"fg"gdtkgcvg"urqtg"vg"itcfwn"fg"cevxkvcvg"rukjke"koqvqtkc"."tgfweg"eqpegvvtctgc"cvpg"kgk."eqpvtkdwk"nc"uwrtcgxcnwctgc"rqvdknk"knqt"rtqrkk"kn"nc"fk"okpwtctg"cwvqetkvekk0"p"ceguv/v"uvctg."fq"okp"hqto"gn"fg"tgce"kg"fg"cwvqr"ctg"czcv"rg"cew|ctg"šegntnc"kö0"Rtktkvtg"fgxkp"oklnqecng"twfk"ogp/vctg."ock"hceng."ectg"pw"pgeguk"ghqvtwk."oklnqeg"crncevcg",p"xgfgtg"cvkpi"gtkk"ueqrvtknqt0"Ug"o"qfŁe"rgtegrtgtc"ukw/c"knqt"htwvutepvg."egn"ock"onwvg"fkpvgt"ceguvc"Łkpf"rtkxkg"fg"uwdkgev"ec"Łkpf"co"gpkp"vqctg"rgpvtw"gn0

A se vedea, fg"gzgo"rnw<"J 0" 0" " " "

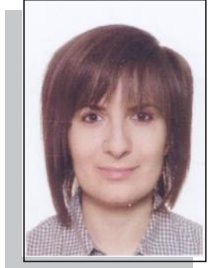
" " " " " " " " " "

11"y y 0zugtxt0tu=" J 0Xn uegpw."XIDw|gc."XIDgfc0" Circu-nc"kc"twkgt"o"qfgtp"0"ó" Dzewtg"vk<"Urqtv/Vwtko."3;98."r044;0

"Rg"rctewtwn"cpwnk"422:"cw"hqv",ptgi"kvctv"3333"kp/hctc"kwpk",p"fq"ogpwn"vtcpurqtvtkqnt."fkpvgt"ectg":99"uwvp"egn"ng"icvg"fg"ceekfgpvg"twkgtg0"Rgpvtw"eq"o"rctc"kg."rg"rctewtwn"cpwnk"4229"u/cw",ptgi"kvctv":9"kphtce"kwpk",p"fq/ogpwn"vtcpurqtvtkqnt."fkpvgt"ectg":8:6"uwvp"egn"ng"icvg"fg"ceekfgpvg"twkgtg0



EQPVTQXGTUG''''RTKXKPF''''RTQVGE KC RTQFWUWNWK''''EQPEGR KGK''''P''''NG IGC'' RGPCN ''''C''''TGRWDNKEKK''''OQNFQXC



Cftkpc G CPW.
doctor în drept, lector universitar (USM)

Eqtkpc CLFGT.
uwfgpv „p”cpwn KX Hcewnvcvcg fg Ftrv WU+

SUMMARY

Vjg cwwjqtu tglgevfg qp vjg kuuwgu kp vjg Etkokpcn Nc y qh Oqnfqxc eqpegtpki vjg rtqvgevkp qh vjg hgvwu Vjgtg jcxg dggp kfgpvk Lgf c pw odgt qh eqpvtcfkevkapu kp vjg vgzv qh nc y. y jgtg o qp qpg jcpf. vjg unborn child is protected by the Criminal Code, while on the other, it is not. In consequence, while admitting abortion as legal, the law aggravates the penalty for criminal offences directed against pregnant y qo gp Vjg rkgeg qh y tkvki gznckpu y j { vjg gug kfgcu ctg kpeq o rckvng cpf j q y vjg ng i cn eqp tkv ecp dg reconciled by using a number of amendments proposed in this article.

Ip 3; ; ; . Ewtvge Gwtqrgcp c Ftrvwtknqt Q o wnw k *EGFQ+ c cxwv fg, phtwpcv q rtxqectg tgen „p ec |wn Xq eqpvtc Htcp gk³⁰ Tgenc o cpvc Vjk/P j q Xq. q htcp w |qcke fg qtki kpg xkgyvc og | . c kpxqecv xkqnc/ tgc ctv⁰⁴ fkp Eqpxgp kc Gwtqrgcp rgpvtw Rtqvge kc Ftrvwtknqt k Nkdgtv knqt Hwpfc ogpvcng cng Q o wnw k⁴, rngf-pf rgpvtw tgewpqc vgtgc ftrv šnkruktg fg xkc k fkp ko rtwfgp ö c hcrvgk o gfkewnw ectg c eqphwpcv/q ew q cnv rcekpvp . vq fg qtki kpg xkgyvc og | . ew pw o g cug o p vqt. rtxqec-pfw/k wp cxqtv⁰

Rtdng o c eqpucv, p kpvtrtgvtgc ctv⁰⁴ cn Eqpxgp/ kgk. o ck gzcev c rtxgfgtknqt ectg c Et o e š ftrvwn hc xkc cn **qtke tgl rgtuqcp** guvg rrtqvlcv rtkp ngi g ö *sub-nkpgtkng pg crct kp ö p d c 0 + 0 Cpw o g ceguv vgt o gp ö š qtk/ ectg rgtuqcp ö ö c vtg | kv fg | dcvgtk crtkpug⁰ Ge jkxcngpwn htcpeg | cn ceguvk ukpvc i og guvg „, toutes personnes ”. kct egn gping | ö „ everybody ”. Fg k rtrqqt kqpcnv/ vgc ugpuwnk guvg cuki wtcv . xctkpcv gping | vtg | g v g cpw o kvg uwurkekwpk. fgqctgeg pw kpenwfg vgt o gpwn fg š rgtuqcp ö⁰ pvt/cfgx t. rgpvtw c, pecftc lwtkfke hcrvc ftrv nkruktg fg xkc . guvg pgeguct u pg c l o , p hc c wpgk rgtuqcp c l cvg hc wp cpw o kv uvc fkw fg fg | xqnvctg. kfgpvk Lcev g dkqni kel⁰

Vqvqfcv . uwu kpg o , p wpcpk o kvcv g xk | kwpgc rttq/ hguqtwnw U0Dt, p | ⁵. rqvtkxv e twk , p nkvtcvwtc fg urgekncvcv pw gzkuv q q rkpkg wpcpk o ceegrvcv , p rtkxk c nk o kvgk tc kqpcng ectg ct eqtgurwpfg vqcn o gpvg etkvgtknqt L | kqni keg fg crctk kg c xkg kk w o cpg k ectg ct L ceegrvcdn nc uqnv kqpcg lwtkfke c rtdng o gk ew rtkxktg hc gzkuvgp c , p ec | wn eqpetgv c k phtce kwpk fg nkruktg fg xkc c wpgk rgtuqcp ucw c pk o kektk h vwnwk *cxqtv⁰ p cegnc k vk o r. o clqtkvcvcg ng i kunc knqt uvcvgnqt

gwtqrgpg , o r tv gue vqv w k kfggc e cv v g o dtkqwn⁴. e v k h vwn⁷. fg k ecf uwd eqpegvwn fg Lkp w o cp . pw rqv L eqpukfgtvcv rgtuqcp . ek spes hominis . c fke rtdcdknkv k fg xkg k w o cpg⁰

Rqtqpkf fg hc r t g o kuc nkruktg wpwk eqpugpu gwtqrgcp xku / < / xku fg o q o gpwn , pegrgtk xkg kk k e . , p egn o ck dwp ec | . fgurtg g o dtkqwn h vwn + kpvtcwvgtkp ug rqcvg urwpge š crct kpg tcugk w o cpgö . Ewtvge c fgeku , p ec | wn Xq eqpvtc Htcp gk e pw gzkuv q , pe nectg c ctv⁰⁴ cn Eqpxgp kgk⁰

Fkpeqng fg hc vwtc o qtcn c ceguvk fgekk k , p ekwfc qdke knqt rctxgpkvg wnvgtkt fkp rctvge wpwk pw o t fg etkvek . egtv guvg e r tgeg fg pwn lw fkekt c hquv uvcdknkv **rtqfwwn eqpegr kgk pw ctg uvcvw lwtkfke k pw ug dwewt fg rrtqvge kc ngi kk⁰**

p fg | ceqtf ew qrkpkc o clqtkv kk . lwfge vqtkk I 0 Tguu * Igt o cpkc k C 0 Wnctqpk * Ucp / Octkq + ⁸ . hw - pf , p eqp / ukfgtc kg gxqnv kc vkkp k L e eg fg o qpvtg | xkcdknkv cvg h vwnwk ejkct , pckpv g fg pc vgtg k fg | dcvgtkng rwdnkeg fgurtg egtvgtgc r g g o dtkqpk . cn vwtk fg qrkpkng rgtuq / pcng hc fg o q o gpwn , pegrgtk xkg kk . eqpukfgt e xkc c , pegrg , pckpv g fg pc vgtgc rtrqtkw / | ku . o qvkv rgpvtw ectg ctv⁰⁴ fkp Eqpxgp kg ug tghgt k nc h v⁰ *Per a contrario* . lwfge vqtkk N 0 Ec l kuej * Gnxg kc + . O 0 Hkuejdcej * Nwzg o / dwi + . R 0 Nqtg | gp * Fcpg o ctec + . Y 0 V j q o cuugp * Qncpfc + k E 0 Tq | cmku * I tgekc + cw r t g | gpvcv wp eq o r t q o ku o ck r t c i o cvke rgpvtw r t q v g e k r t q f w u w n w k e q p e g r k g k 0 C e g v k c w g z c o k p c v f k p r w p e v f g x g f g t g v k p k L e . n g i c n k o q t c n g x q n w k n g f k p G w t q r c k c w p q v c v e š x k c c k p v t c w v g t k p g u v g f g l c e q p u k f g t c v r c u k d n k f g r t q v g e k g . f c t c e g c u v r t q v g e k g g u v g f k h g t k v f g e g c e q t f c v w p w k e q r k n f w r p c v g t g . k o w n v o c k , p i w u v e c u e q r ö ⁹⁰ V q e o c k c e g c u v



xk|kwpug"fqxgfg vg"cl"egc"ock"rtqrkcv "fg"rtgxfgtkng" wpaqt"cevq"kpvtgpc kqpcng"eg"cvtkdwkq"g o dtkqpwnwk"q"rtq/ vge kg"urqtkv 0Q"rtqd ",p"ceguv"ugpu"rqv"ugtqk"rtgxfgtkng" ctv03:"cn"Eqpxgp kqk"rgpvtw"rtqve kc"ftgrvwtkqt"qo wmwk" k"cf"ogpkv kk"lqk"gw"ocpg"ew"rtkxktg"nc"crnkectgc"dk- qnqikgk" k"ogfkepgk."cfqrv cv "nc"2602603 ; ;9."nc"Qxkgfq" *Urcpkc+." rtkp"ectg"u/cw"ko rrwu"tguvtkc kk" k"nk"okv tk"cnq" egtegv tkk" vkp kLeg" k"cnq"gzrgtk o gpvgnqt"pqpvtgcr gwkqeg" rg"g o dtkqp0

Ratpkpf"fg"nc"kfggc"e "g o dtkqpwn"*h vwn+"pw"rqcvq" uwrctxkg wk",p"chctc"eqtrwnwk" o c o gk" r-p "nc"pc vgtg" k"e ." rg"rgtkqfc"uctekpkk."xc"l"eqpukfgtvc" rctvg" c" eqtrwnwk"qk."Ewtvgc"Gwtqrgcp "c"fgku"ew"36"xqvwtk"fkp" 39"e "rtqfwuwn"eqpegrgtk"pw"rqcvq"cxgc"uvcvw"lwtkfcl" Ock" o wnw"ec"cv-v." fce "u/ct"l"tgewpquewv",pe nectgc" ftgrvwnwk"nc"xkc " rtkp"cxqtv."egng"5 ; "fg"uvcvg" o g o dtg" ectg"cw"ng icnk|cv"cxqtvw"u/ct"l"rq o gpkv",pvt/q"ukvwc kg" fklckn ="qt."ngikunc kc"nqt.",pvt/q" cug o gpgc"krvg| . "ct" fgxgpk"kpq o rcvdkn "ew"Eqpxgp kc0

Tc kqpc o gpvwn"kpqcev"fg"EGFQ"guvg"wpwn" vkp kLe=" fcv"lqkpf"e ."c" c"ew"o"clt o "urgecknk vk",p"fq o gpkv:" rtfwuw"eqpegr kqk"guvg"kpccrdkn"fg"c"uwrctxkg wk"" k" c"ug"fg|xqnv"p"chctc"vgtwnwk"hg o kpkp" k."rtkp"wt o ctg." g o dtkqpwn"*h vwn+"pw"guvg" fge-v"q" rctvg"eq o rppgpv "c" eqtrwnwk" o cvgtp0"Ew"vqcv"e "g o dtkqpwn"*h vwn+"fkurwpg" fg"qti cpg" k"ukuv g o g."u-pi ng"pw"ug"eqpvrg vg"ew"egn" cn"o c o gk" k"rqcvq"cxgc"q"cnv "itwr "ucpiwkp ="r-p "nc" qd kpgtgc"xk kk"gzvctvgtkpg."gzku v "q"ngi vwt "kpfkuq/ nwdkn "fkpvtg" rtfwuw"eqpegrgtk" k" o c o ."ngi vwt " ectg"hexqtk|gc| "hqt o ctgc" k"fg|xqnvctgc"egnwk"fkpv-k" ,p"xktvwvgc"rtqeguw"dknqike"ltguc0³²

Uvcvng" o g o dtg"cnq"Eqpuknwnk"Gwtqrgk."fct" k"fkp" ,pvtgic"nw o g."cnq i." fg"qdkqk."q"cdqtfctg" c"ceguvgk" rtdng o g" o" rtd"ucw"eqpvtc"cxqtvw"Eqpxgp kqpcn." rrwg o "fkvki g"

/hgikunc kk"tcfkeng. rqtvxkv"e tqtc"cxqtvw"ug"kpvtg/ |keg",p"vqcvq"ec|wtkng."ew"gzegr kc"rtg|gp kk"wpqt"rcvq/ nqikk"ucw" o cncfkk"itcxg"ectg"rwp",p"rgtkeqn"xkc c"hg o gkk" ,pu tekpcvg."cfke ",p"rtg|gp c"wpqt"kpfkcc" o gfkeng0" Fkpvgt" o g o dtk"Eqpuknwnk"Gwtqrgk." tkng"ew"ng ikunc kg" tcfkcn "rtkxkf"cxqtvw"uwpv"Ocnv."Ktncpfc" k"Gnxg kc0" Oclqtkvcgc" tknt"ectg"kpvtg|ke"cxqtvw"ug" i ugue." ,pu .,p"Cogtkcc"fg"Uwf"*Ejknq."Pkectc i wc" 0c0+."Chtkcc" *Mqpiq."Mgp{c" 0c0+ "k"Cukc"*ktcp." [g o gp."kpfqpg|kc+0" "p"uvcvng"ew"ng ikunc kg"tcfkcn ",p" o cvgtg"fg"cxqtvw"ug" eqpukfgt "e "g o dtkqpwn"*h vwn+"are"uvcvw"lwtkfke="

/ngikunc kk"oqfgtvcg." rqtvxkv"e tqtc" cxqtvw"ug" rgtokvg"fqct",p"rtg|gp c"wpqt"kpfkcc" o gfkeng" k" sociale"*uctekpc"tg|wnvcv "fkp"xkqn."kpeguv" 0c0+0"Ug"eqp/ ukfgt "e ",p"uvcvng"ew"ng ikunc kg" o qfgtvcv ",p" o cvgtg" fg"cxqtvw"ug"recunoscut"uvcvw"lwtkfke"cn"g o dtkqpwnwk" *h vwnwk+." fct"xkc c" o c o gk"guvg" rtk o c"rtqvglc "fwr "

etkvgtkwn" kphgtkqtkv kk"xcnqtkcg" c" xkg kk" rqvgp keng"*gz< Cpinkc."Wpicck"gvcl0

/hgikunc kk"nkdgtcng." rqtvxkv"e tqtc"cxqtvw"ug"rgt ok/ vg"ht "ectgxc"tguvtkc kk"r-p "nc"wp"cpwo kv"vgt o gp."kct" fwr "gzrktctgc"ceguvkc"fqct",p"rtg|gp c"wpqt"kpfkcc" medicale" klucw"sociale0"p"ceguvg" tk."g o dtkqpwn"*h vwn+" nu are"uvcvw"lwtkfke"*gz<Hgfgtc kc"Twu ."Htcp c"gvcl0

Fkp"rtgxfgtkng"Ngikk"qetqvtkk"u p v kk³³."p"eqtq/ dqtctg"ew"ctv037 ; "E0rgp0"TO." rrwg o "kfgpvkLec"rq|k kc" ng ikvwqtw"cwvqvq"hc "fg" rtdng o c" cxqtvw" Fg k"tgngxcpv."pw"xq o"qrgtc"ew"rtgxfgtkng"Qtfkpwnwk" p0535"cn" Okpvgtwnwk"U p v kk" k"Rtqve kqk"Uqekcng" šEw" rtkxktg"nc"ugtxkckng" o gfkccng" fg",pvtgtrgtg" c" ewtuwnwk"uctekpk0"fkp"4702904228."fcv"lqkpf"q o kukwpgc" rwdnke tkk",p"Oqpvqtwn"QLeckn"cn" Tgrwdnckk"Oqnfqxc=" qt."cug o gpgc"tgvegp "tgenc o "nkru c" hqt gk"lwtkfke" c" ceguvmk0" Fvgv o kpctgc"nkdgtcnk| tkk"ucw"tguvtkc kqk tkk" cxqtvw"p" Tgrwdnck"Oqnfqxc"rqcvq"l"fgurtkpu "fkp" rtxgfgtkng"cnk0*4+"ctv054"cn"Ngikk"qetqvtkk"u p v kk." rqtvxkv"e twck"qrgtc kc"fg",pvtgtrgtg" c"uctekpk"rqcvq" l"ghgevcv r-p "nc"uh-t kw"rtk o gnt"34"u rv o -pk"fg" uctekp 0"Eqtgurwp| vqt."ctv037 ; "E0rgp0"TO³⁴"vtc ig"nc" t urwpfgtg"rgpcn "rgpvtw"rtqxcctgc"knqicn "c"cxqtvw/ nwk"pw"hg o gk",pu tekpcv ."ek"rgtuqpc"ectg"u x-t g vg" hcrv"fg",pvtgtrgtg" c"ewtuwnwk"uctekpk="qt." rtk o c"guvg" eqpukfgtvc "xkev o ."fgqctg" rtkp"kpvtg o gfkwn"ctv037 ; " E0rgp0"TO"ug" rtdng|gc| "xkc c"ucw"u p vcvq"hg o gkk" ,pu tekpcvg" k"pw" c"htwevwnk"eqpegr kqk0

Cuvhgn."cxqtvw" fwr "ceguv"vgt o gp" guvg"kpvtg|ku" pw"rgpvtw"e "k"u/ct"tgewpqc vg"rtqfwuw"eqpegr kqk" gzkuvgp c"lwtkfke 0"p"krvg|c"e "ceguv "clt o c kg" g" hcnu "pg/c o c i c",p"ukvwc kc"e-pf.",p"rtk o gng"34"u rv / o -pk"fg"uctekp ." rtdng"eqpegr kqk"pw"ct"cxgc"uvcvw" lwtkfke."kct" fwr "gzrktctgc"ceguvkc"vgt o gp"ceguv"ct" ,pegrg."dtwue."u "lg"rtqvglc"fg"ngi g0"Gxkfgpv."ceguv " kpvtgtrgtg"guvg"cnqike ."hcrv"eqpLto cv" k"fg"ukpvci o c" š,p"nkru c"kpfkcc kknq" o gfkccngö." rtxg |wv "nc"nkve+" cnk0*3+"ctv037 ; "E0rtp0"TO."eg"tgngx "ectcvgtwn" o g/ fkecn cn"ceguvgk"pqt o g. uwd"curgevwn"u p v kk" o c o gk." ectg"pw"ctg"ngi vwt "ew"qtkgpvtgc"urtg"gvkcc"rtq/nkng" c" ng ikunc kqk"pqcuvtg0"Rtkp"wt o ctg."cwvppq o c"hg o gkk" fg" c"fgkfg"fg"ukpg"uv v vqt"ew"rtkxktg"nc"uqctvc"htwevwnk" eqpegr kqk"guvg" fktgev" rtrqqt kqpcn "ew"vgt o gpwn" fg" i guvc kg0"Vqvw k."eqp kcvwn"fg"kpvtgug"fkpvtg" o c o " k" h v"ug"uqnv kqpgc| .,p"hexqctgc"egngk"fkpv-k."cx-pf",p" xgfgtg"kpfkcc kknq" o gfkccng0" Ceguvc"fgqctg" xkc c" k" u p vcvq"rgtuqpcgk"eqpvkvwg"xcnqtk"uqekcng" rtk o qtfk/ cng"cr tcvg"ht "tg|gtxg0"Vqcvq"ceguvg"nwetwtk"ctcv "hgt o" e "Tgrwdnck"Oqnfqxc"ug"pw o t" rtkpvtg" tkng"ew" ngikunc kg"nkdgtcn ",p" o cvgtk"cxqtvw"nk0

"p"eqpenw|kg."ngi g"rgpcn "c" Tgrwdnckk"Oqnfqxc"pw" tgewpqc vg"xtgwp"uvcvw"lwtkfke" rtdng"eqpegr kqk0



Vqcvg"cegugv"pqt o g"cr t "cegce k"xcnqctg."rtqvgl-pf u p vcvgc"hg o gkk" k"pw" k"ko kygc | "fgek|kc"fg"ctgewt i g"nc" cegcuv "kpvgtxgp kg"fkp"cnvg" o qvixg" fge-v" gxxkvtgc" rwpgtkk" ,p"rgtkeqn" c"xkg kk" k"u p v kk"ucng" Q"rtqd "kpeqpvguvc/ dkn "guvg" k"cegce."rqvtxkv" e tgc"ctv037;"E0rgp0"TO"guvg" c o rncuv" ,p"Ecrkvqwn"KK"cn"R t kk"Urgekcng" c"ng i kk"rgpcng" škphce kwpk"eqpvtc"xkg kk" k"u p v kk"rgtuqcpkg00"Qt."c c" ew o" c o" eqpuvcv" ,p"rtg | gpvwn"uvfwk."pkek" g o dtkqpw" k"pkek" h vwn"pw"ug"dwewt "fg"q" cug o gpgc"tgewpqc vgtg0" C cfct."fqct" fwr "eg" h vwn"ecr v "xkc "gzvvcwvgtkp " qd kpg"rgtuqpcnkvcv"lwtkfke " k."k o rnkcv."rtqve kg" fkp rctvge"ng i kk0"Qt."kpvgrtgv-pf"rtgxfgtng"ctv03"cn" Fge/ nctc kgk" Wpkxgtucng" c" Ftrvwtknq" Q o vwnwk³⁵."cdk" fwr " pc vgtg" Lxp c" w o cp "fqd-pfg v g" cug o gpgc"rtgtq i cvkxg" *uwdnkpkgtgc"pg"crct kpg"o'p0c0

Per ansamblu."tc kqpc o gpvng" kpxqecv" fg o qpvtgc/ | ,pe "q" fcv "e" rtqfwuwn"eqpegr kgk"pw"guvg"rtqvglc" fg"ngi gc"rgpcn "cwwqvqp ."fgqctgeg"xkc c" o o gk"ctg" wp"ectcevt"egt"o'q"xcnqctg" c"e tgc"gzkuvgp "g" kpeq/ vguvc dkn "o" rtk o g c | "cuwrte" g o dtkqpw"wk" *h vwnwk+."wvkw o wn" Lkpf" rtkxv"ec"q" gpvkvcv" xkg" c" e tgc"gzkuvgp " gzvvcwvgtkp "guvg" kpegtv "0

Egng"eqpuvcv"tgngx "q"cpw o kv "kpeqgtg" ectg"u/c" uvtgewt" ,p"ngi gc"rgpcn "c" Tgrwdnekk" Oqnfqxc."hcrv"eg" fgppv "pgegukvcv"clwuv tkk"pqt o gnat"lwtkfkeq/rgpcng" fwr "cegnc k" L'th'q i ke0" Cuvhgn." ,p"eqpfk kng"pgtgewpqc vgtk" uvcvwwnw"lwtkfke" cn" g o dtkqpw"wk" *h vwnwk+."ng i kwkvqtw" wvknk | gc | ,p"ecftwn" c" o ck" o vwnqt" ctvkeqng" fkp" Rctvge" Urgekc" c" Eqfwnw"rgpcn"cn" Tgrwdnekk" Oqnfqxc"uvtgc" urgekc" ,p"ectg"ug" c i "xkew o c."hcrv"fgug o pcv" rtk"ukpvc i / o c" šh g o g k" i t c x k f ö."cegucv"lwe-pf"wp"tqn"fgugdkv" ,p" c i t e x t g e" t u r w p f g t k" r g p c n g" f k p" e c f t w n" c t v 0 3 6 7" c n k p 0 * 4 + " n k v 0 g + = c t v 0 3 7 3" c n k p 0 * 4 + " n k v 0 d + = c t v 0 3 7 4" c n k p 0 * 4 + " n k v 0 e 3 + = c t v 0 3 8 6" c n k p 0 * 4 + " n k v 0 e + = c t v 0 3 8 7" c n k p 0 * 4 + " n k v 0 e + = c t v 0 3 8 8" c n k p 0 * 4 + " n k v 0 e + = c t v 0 3 9 3" c n k p 0 * 4 + " n k v 0 d 3 + " k" c t v 0 3 9 4" c n k p 0 * 4 + " n k v 0 d 3 + = c t v 0 4 3 9" c n k p 0 * 4 + " n k v 0 e + = c t v 0 5 2 ; 1 3" c n k p 0 * 5 + " n k v 0 c + " E 0 r g p 0" T O 0

Nc"dc|c"crctk kgk"pgegukv kk"fg"cr tctg" c"wpqt"tgnc kk" uqekcng" rtkp"kpukvwtgc"wpqk"t urwpfgtk"rgpcng"fkhtgtp/ kcvg"uvcw"wt o vqctgng"eqpfk kk" fkc o kec"t ur-pfktk" vkrwnwk"fg"kphtce kwpg."i t c f w n" f g" r g t k e q n" u q e k c n" c n" h c r v g k" r t g l w f k e c d k n g" k" r g t k e w n q | k v c v g c" r g" e c t g" q" e q o r q t v " h r v w k v t w n." ,p"eqtqdtctg"ew"tqnwn"fg"rtgxgpkgt"cn"ng i kk"rgpcng."hcrv"rgpvtw"ectg"ng i kwkvqtw"vtgdwkg"u"kc"o uwtk" cfgecvg"fg"cr tctg" ,pvtw"uvcdkntgc"wpqk" rwpkdknv k" rtrqqt kqpcng0

Cuvhgn"rtkxkv"nwtwtkng."guvg" kpeqpvguvc dkn"e "xctk/ cpvc"citexcv "šcu"l' h t "dwp / vkkp ."cuwrte"wpqk" hg o g k" i t e x k f g ö" eqtqurwpfg"cegucv"egtkp g0" Vqvw k." cpcnk | c" ektew o uvcv gk" rtxg | vvg"nc"ctv0367"cnkp0*4+"nkvo g+" E0rgp0"TO"o' š Q o q t" k p v g p k q p c v" u x - t k v" e w" d w p / v k k p " c u w r t e" w p q k" h g o g k" i t c x k f g ö" p g" e q p f w e g" n c" e q p e n w | k c" e " r g t k e q n w n" u q e k c n" u r q t k v" c n" c e g u v g k" h c r v g

ug"gzrnce "rtkp"cegce"e ."rg"n-pi " o qctvge"hg o gkk."ug" fkuwtwig" k"rtqfwuwn"fg"eqpegr kg"ectg."fg k"pw"guvg"q" rgtuqcp ."eqpuvkvkg"q"xkc " ,p"ewtu"fg"fg|xqmvctg036"Rtkp" wt o ctg."tg|wv "e "xkc c"hg o gkk"guvg"cr tcv " ,p"rtkpekrcn." kct" g o d t k q p w n" * h v w n + " g u v g" r t q v g l c v" , p" c f k c e g p v. " e g g c" e g" e q p v t c x k p g" e w" k f g g c" r t g e w" o " e " h v w n" p w" u g" d w e w t " f g" u v c v w v" l w t k f k e" k." f g e k." p k e k" f g" r t q v g e k g" l w t k f k e 0

Ukvw kc"guvg"ew"cv-v" o ck"itcx ."ew"e-v."c c"ew o"u/c" o gp kqpcv."gzrtguc"fcv "ug"tgi ug vg"ec"ektew o uvcv " c i t e x c p v " o' c c f c t." , p t w v g v g" u k v w c k c" h r v w k v q t w n w k" h t " v g o g k" l w t k f k e." f g q c t g e g" c e g u v c" g u v g" r g f g r u k v" , p" x k t v w y g c" r t q v g l t k k" w p g k" x c n q t k" e c t g" p w / k' i u g v g" h w p / f c o g p v" n g i c n 0

Ngigc"pw"rqcv"cdqtfc"uvcfctfg"fdwng<rg"fg"q"rctvg." g o d t k q p w n" * h v w n + " g u v g" r t q v g l c v. " k c t. " r g" f g" c n v c. " p w 0" R t c e v k e c" c n v q t" u v c v g" e q p l t o " c e g c u v " v g | 0" E c p c f c. " f g" g z g o r n w." u g" p w o t " r t k p v t g" t k n g" e w" p q t o g" c u g o p v q c t g" , p" o c v g t k g" f g" c x q t v" k" e c t g" r u v t g c | " e q g t g p c" l w t k f k e . " p g c i t e x - p f" t u r w p f g t g c" r g p c n " r g p v t w" k p h t c e k w p k n g" f g" q t k e g" h g n" e q o k u g" c u w r t c" w p g k" h g o g k" , p u t e k p c v g 0" G z k u v " , p u " q" r t q r w p g t g" n g i k u n c v k x " u w d" p w o g n g" f g" D k n n" E 6 : 6" (U n b o r n V i c t i m s o f C r i m e A c t) ³⁷ . " k p x q e c v " f g" e v t g" e q p u g t x c v k u v w n" M g p" G r r . " v t g e w v " , p" c" f q w c" n g e v w t " , p" R e t n c o g p v" r g" 7" o c t v k g" 4 2 2 : . " e c t g" x k p g" u " e q o r n g v g | g" E q f w n" r g p c n" e c p c f k c p" k" u " e t g g | g" q" p q t o " f k u v k p e v " r g p v t w" o q c t v g c" h v w n w k" c v w p e k" e - p f" q" h g o g k g" i t c x k f " g u v g" c v c e c v 0" C e g c u v " k p k k c v k x " c o g p k p " h g o g k n g" e w" n k / o k v t g c" f t g r w n w k" f g" c" f g e k f g" c u w r t c" , p v t g t w r g t k k" u c t e k p k k" k" r q c v g" L" e q p u k f g t c v " e c" w p" r c u" L t g u e" f g" e t k o k p c n k | c t g" c" c x q t v w n w k 0" C u v h g n" r t k x k v g" n w e t w t k n g. " c t" v t g d w k" g x g p w c n" u " u g" o q f k L e g" k" R e t v g c" c" X K K K / c" E q f w n w k" r g p c n" e c p c / f k c p ³⁸ š k p h t c e k w p k" e q p v t c" r g t u q c p g k" k" t g r w c k g k 0 = " q t." h v w n" p w" g u v g" r g t u q c p " k" p w" r q c v g" u " e c f " u w d" k p e k f g p c" c e g u v w k" e c r k v q n 0" , p" e q p v t c u v" e w" e g n v" r t q r w u g." E w t v g c" U w r t g o " , p" e c w | c" F q d u a p" e q p v t c" F q d u a p ³⁹ c" f g e k u" e " v q c v g" f t g r v w t k n g. " , p" c e g u v" e c | . " c r c t k p" h g o g k k. " f g q c t g e g" c e q t f c t g c" w p q t" f t g r v w t k" h v w n w k" c w v q o c v" c t" n k o k v c" e c / t g x c" f t g r v w t k" c n g" h g o g k k. " r g p v t w" e " g u v g" k o r q u d k n" e c" f q w " r g t u q c p g" e c t g" q e w r " c e g n c" k' e q t r" u " u g" d w e w t g" f g" f t g r v w t k" f g r n k p g 0

Q"ukvw kc"fkhtkv "guvg" ,p"Uvcvng" Wpkvg" cng" C o g t k e k k." w p f g. " , p" 4 2 2 6 . " c" h q u v" c r t q d c v " N g i g c" x k e v k o g n q t" p g p u - e w v g" c n g" x k q n g p g k" (U n b o r n V i c t i m s o f V i o l e n c e A c t) ³ . " e c t g" q h g t " r t q v g e k g" h g v w k n q t 0" V q v w k. " n g i g c" h g f g t c n " f k u r w p g" n k d g t v c v g c" f g" c" , p v t g t w r g" u c t e k p c. " , p" e q p f k k k" u v t k e v" f g v g t o k p c v g 0" N c" h g n. " n g i g c" c" e t g c v" c o r n g" f k u e w k k" , p" u q e k g v c v g. " o c k" c n g u" , p" r t k x k p c" k p e q o r c v k d k n k v k k" r t k / o g k" e w" n k d g t v c v g c" c x q t v w t k n q t. " u k v w c k g" u k o k n c t " e w" e g c" f k p" T g r w d n e c " O q n f q x c 0" F g" o g p k q p c v" e " n g i g c" U W C" c" h q u v" c f q r v c v " , p" 4 2 2 6 . " , p" c l w p w n" e c o r c p k g k" g n g e v q t c n g" f k p" r g t k q c f c" t g u r g e v k x " k' e " w p k k" e t k v k e k" c w" r g t e g r w v / q" e c" r g" w p" o q f" f g" c" c v t c i g" x q v w t k" f g" r c t v g c" R e t v k f w n w k"



Tgrwdncep⁰U "pw" wkv o "e" rtkpvtg" xcnqtkng" eqpugt/xcvkuvg" rto qxcvg" fg" ceguvc" ug" pw o t " k" kpvgt | kegtgc" cxqtwtknq⁰ Fg" cnvhn. wp" tgrtg | gpvcv" cn" tgrwdncepknq³: c" k'tgewpquewv" e "š, pvt/cfgx t. ftrvwn" hg o gkk" fg" c" rwpg" ecr v" uctekpkk" guvg" nk o kvcv" rtkp" pqwn" cevö⁰

"Tcrqtv-pf" cegcuv " rtdng o "nc" ctc" pqucvt . " guvg" xqtde" o ck" fgi tcd " fg" q" pgecvp kg" c" ngi kwkvqtwnw" fge-v" fg" q" uvtcvigi kg" gnevqtcn ⁰ "Guv" enct" hcrvwn" e "eqpxkg wktgc" ceguvt" fqw "vkrwtk" fg" pqt o g" fkp" uhgtg" eq o rnv" qrwug" ö" ceqtfctgc" k" pgeqtfctgc. uk o wmvcp . fg" rto qve kg" lwtkfke " g o dtkpwnw^{*h} vwnw+ " ö" uwpv" kpeq o rvcdkng. hcrv" tgewpqu/ ewv" ejkct" k" fg" uwu kp vqtkk" pqkk" Ngik" c o gtecpg⁰

Fg" tgoctecv" e . " urtg" fgqugdktg" fg" cnvg" uvcvg. , p" Tgrwdncep" Oqnfqxc" pw" gzkuv " tging o gpv tk" tghgtkvctg" nc" rto f wuwn" eqpegr kgg⁰ " p" hkruc" ceguvt" fg" lpk kk. " o ck" cngu" , p" ngi kunc kc" cwvqv" vqp . " guvg" i tgw" fg" , p" gngu" ew o " cpw o g" k" ug" rqcvg" cvtkdwk" hg o gkk" , pu tekpcvg" rto qve kg" urqtkv " , p" ecftwn" eq o rppgp gnat" fg" kphctce kwpg" kpfkcevg" supra" k" , p" eg" nk o kvg⁰ " Fg" hcevg. " pw" fqct" hg o gkc" i tcxkf " ug" egtg" c" L" rto qvclv . " fct" k" h" vwn" fkp" kpvgtkwtwn" gk. " eggc" eg" hceg" k o rgtcvkx " fg" lptkgt" vgt o gpwnw" , pckpvg" fg" wvknk | ctgc" uc. " rgpvtw" c" pw" i gpgtc" kpeqgtgp " lwtkfke ⁰ " Vqvw k. " cegcuv " kpeqgtgp " pw" ct" rwwgc" L" gnk o kpcv " eq o rnv" pkek" rtkp" fg" lptkgt" vgt o gpknqt" xk | c k. " fkp" o q o gpv" eg" , o dkpctgc" pqt o gnat" fcvg" guvg" nq i ke" k o rqukdkn ⁰

"p" cegnc k" vk o r. " crnkectgc" wpgk" t urwpfgtk" rpgcng" fk/ hgtgp kcvg" h" rwwkvqtwnw" ectg" cvgpvgc | " cuwrte wpgk" hg o gk" i tcxkf" fg" pw" guvg" nkruv " fg" tc kqpc o gpv⁰ " Fce " tcrqtv o " rto qng o c" tkfkecv " nc" uvctgc" L | kqnqike " c" xkev o gk. " rwwg o " eqpuvcv" e " hg o gkc" , pu tekpcv " , p" cpw o kvg" ektew o uvcv g" ngi cvg" Lg" fg" vgt o gpwn" fg" i guvc kg. " Lg" fg" rctkewnctkv kng" qti c pku o wnw. " ctg" o ck" rw kpg" o lknqceg" fg" cr tctg" , p" hc" c" wvkw" cvce. " fkp" ecw | c" ghgevgnat" uctekpkk. " c" kpeq o qfkv kk" rg" ectg" q" rto qweg" ucw" c" fqtkp gk" fg" c" cr tc" h" vwn" k. " cuvhgn. " Lkp" nk o kvcv " , p" ce kwpk. " gc" pgegukv " rto qve kg" urgekcn " , p" ueqrwn" šgejxcn tkk^ö " o lknqcegna⁰

Fkp" cegcuv " rgturgevkv . " uvctgc" hk | kqnqike " fg/ ug o pcv " rtkp" ukpvc i o c" šhg o gkg" i tcxkf ö" eqtgurwpfg" wpgqtk" etkvgtknqt" uv tkk" fg" pgrwvkv " rg" ectg" q" tgi uk o " , p" eqp kpwwn" xctkcpvgk" ci tcxcvg" šrtqLv-pf" fg" uvctgc" fg" pgrwvkv " ewpquewv " ucw" gxkfgpv " c" xkev o gk. " ectg" ug" fcvqtcg/ " x-tuvgk" , pckpvcvg. " dqnk. " jcpfkcecrwnw" L/ke" sau psihic ori altui factor" .

Rgpvtw" c" r tgc" e-v" ug" rqcvg" fg" eqpxkpi vqtk. " xq o " qrgtc" ew" xk | kwpgc" rto qhuqtknqt" tq o -pk" Cn⁰ Dqtqk" k" I j⁰ Pkuvqtgcpw⁴². " ectg" o gp kqpgc | " e " uwpv" , p" uvctg" fg" pgrwvkv " fg" c" ug" cr tc" rgtuqcpng" ectg. " fcvqtkv " wpgk" uv tk" L | keg" ucw" rukjkeg. " Lg" fcvqtkv " cnvqt" , o rgtlwt tk. " pw" rqv" tgce kqpc" , o rvtkxc" ci tguqtwnw" * rgtuqcpng" ectg" uwhgt " fg" q" kplto kvcvg" L | ke " ucw" rukjke . " egnng" fg" x-tuv " htcigf . " egnng" c" lcvg" , p" vqvcn " uvctg" fg" grwk | ctg" L | ke " ucw" , p" uvctg" fg" dg kg" eq o rnv " gve⁰

Fwr " cwvqtkk" xk | c k. " ektew o uvcv c" , p" ecw | " guvg" kp/ ekfpgv " k" , p" ukwvc kc" e-pf" kphctce kwpgc" c" hquv" u x-t kv " cuwrte" wpgk" rgtuqcpng" ectg. " fg" k" pw" uwhgtgc" fg" pkek" q" kplto kvcvg" , p" o q o gpvwn" hcrvkg. " pw" c" cxwv" rqukdknkvcvg" fg" c" ug" cr tc. " kct" h" rwwkvqtwn" c" rto qvclv" fg" cegcuv " uvctg" rgpvtw" c" eq o kvg" hcrvc⁰ " Rto qkugng" , pu . " rtgew o " k" ecw | gng" uv tkk" fg" pgrwvkv . " pw" cw" k o rto qvcp " rgpvtw" c" rwwgc" L" tg kpwv " c i tcxcpvc" , p" fkuew kg" = pgeguct" guvg" ec" xkev o c" u " Lg" nkruv " fg" rqukdknkvcvg" fg" c" qrwpg" h" rwwkvqtwnw" q" tg | kuvgp " ghgevkv ⁰

Fg" cnvhn. " nc" kphctce kwpgk" fg" q o qt" kpvgp kqpcv. " x v / o ctg" kpvgp kqpcv " itcx " k" o gfk" c" kpvgi tkv kk" eqtrqtcng" ucw" c" u p v kk. " fg" t rktg" c" wpgk" rgtuqcpng. " rtkxc kwpg" kng i cn " fg" nkdgctvcvg. " kpvtqfwegtg" kng i cn " kpvgp kqpcv " , p" qti c pku o wn" cnvgk" rgtuqcpng. " , o rvtkxc" xqk" gk" ceguvgk. " c" uwdvcv gnat" pteqvkcg. " rukjqtqrg" ucw" c" cpcnc i gnat" ceguvtc. " rtgew o " k" nc" kphctce kwpgc" fg" vqtwv . " ektew o / uvcv c" ci tcxcv " šrtqLv-pf" fg" uvctgc" fg" pgrwvkv " ewpquewv " ucw" gxkfgpv " c" xkev o gk. " ectg" ug" fcvqtcg/ " x-tuvgk" , pckpvcvg. " dqnk. " jcpfkcecrwnw" L/ke" ucw" rukjke" qtk" altui factor" " guvg" c o rncucv " nc" ceggc k" hkvgt " c" cegnwk k" cnkpgcv" ew" xctkcpvc" ci tcxcv " šu x-t kv " ew" dwp / vkkp " asupra unei femei gravide" ⁰

Cpvgtkqt" o qfkke tknqt" kpvtqfwug" rtkp" Ngigc" rgpvtw" o qfklectgc" k" eq o rnvctgc" Eqfwnw" rpgcn" cn" Tgrwdnk/ ekk" Oqnfqxc" pt⁰499/ZXK" fkp" 3: 0340422: ⁴³. " , p" xki qctg" nc" 46" o ck" 422: . " egnng" fqw " ektew o uvcv g" ci tcxcvpg" c o kpvkv" gtcw" kpuvtcvg" nc" cnkpgcvg" fkhgtkv" cng" cegnwk k" ctvkeq⁰ " Cuvhgn. " , p" krqvg | c" q o qtwnw" kpvgp kqpcv" u x-t kv" cuwrte" wpgk" hg o gk" i tcxkf. " pw" gtc" gzenwu " rqukdknk/ vcvg" , pvtwptkk" eqpfk kknqt" egnat" fqw " ektew o uvcv g" ci tcxcvpg" ctv⁰367" cnkpl⁰4+ " nkvtg+ " E⁰rgp⁰ " T⁰ " ö" šq o qt" kpvgp kqpcv" rto qv-pf" fg" uvctgc" fg" pgrwvkv " c" xkev o gk^ö k" ctv⁰367" cnkpl⁰5+ " nkvtg+ " E⁰rgp⁰ " T⁰ " ö" šq o qt" kpvgp kqpcv" ew" dwp / vkkp " cuwrte" wpgk" hg o gk" i tcxkf" g⁰ " Vqvw k. " wvkw o c" ektew o uvcv " gtc" cegc" crnkecdk = " qt. " rvtkxkv" tg i wknqt" fg" ecklectgc. " , p" ec | " fg" eqpewtgp " fkpvtg" fqw " pqt o g" urgekcn" ew" ektew o uvcv g" ci tcxcvpg. " kphctce kwpgc" ug" eckke " , p" dc | c" pqt o gk" rpgcng" ectg" rto qvfg" q" rfggru " o ck" curt . " tgcnkvcvg" pqt o cvkx " rto qv | wv " nc" ctv⁰339" nkvtg+ " E⁰rgp⁰ " T⁰)

Vqvqfcv . " pw" rwwg o " gejxcnc" ecrcekvvcg" fg" cr tctg" c" wpgk" hg o gk" , pu tekpcvg" c" lcvg" , p" egc" fg" c" 44" u rv o -p " fg" i guvc kg" ew" egc" c" wpgk" hg o gk" , p" c" fqwc" | k" fg" uctekp ⁰ " Uk o rnc" rto qv | gp " c" uctekpkk" pw" guvg" uwLekgpv " rgpvtw" c" cxgc" ghgevkv" cuwrte" eqtrwnw" hg o gkk⁰ " p" cegnc k" vk o r. " ug" uwu kpg" e " r-p " nc" 36" | kng" rwwg o " xqtdk" fqct" fgurtg" q" o cu " fg" egnwng. " pw o kv " rto qv o dtkp⁴⁴. " ectg" pw" rto qweg" uejko d tk" o clqtg" , p" eqtrwn" hg o gkk" k. " ftrv" wt o ctg. " ecrcekvvcg" uc" fg" cr tctg" guvg" fg rnkp ⁰ " R-p " hc" 34" u rv / o -p" k" fg" uctekp . " hg o gkc" ug" rqcvg" cr tc" ew" uweegu" , p" hc" c" qtke twk" cvce. " pgLkp" f" ug o pkLecvkv" un dkv " ucw" nk o kvcv " , p"



CURGEVG""FG""NG I CNKVCVG""C""WPQT" TG INGO GPV TK""LWTKFKEG""PC KQPCNG""P" UHGTC""LWUVK KGK

Andrei NGITW.

f qevqt",p"ftgrv."eqphgtgp kct"wpkxgtukvct"*WUO+

SUMMARY

The information presented in this research is based on the latest changes made in the national legislation that regulates the activity of the Supreme Council of Magistracy and the Commission for certifying lwfi gu."ykvj"ujqy kpi"uqog"pqt o cvkxg"xc iwpgguu"cpf"rtqrqukpi"uqmwkqpu"ht"uqnxkpi"rqqukdng"fkhlwvwmkgu0"Yg"uvctv"ykvj"vcnmp i"cdqvw"vjg"guugpeg"qh"vjg"Uwrtg o g"Eqwpekn"qh"Oc i kuvtce f"cu"cp"cwvjqtkv f"qh"lwfkckcn"ugnh/o cpc i g o gpv"cpf"ciwctcpvvg"qh"lwuvkeg"kpfg r g p f g p e g . "cdqvw"vjg"tqng"cpf"vjg"pgeguukv f"qh"Eqo okuukqp"ht"egtvkh f k p i "lwfi gu"cpf. "cv"ncuv. "yg"ugg"ht"qwtugn x g u"vj cv"vjg"cevwn"ng i kuncvkqp"kp"vjg"Łgnf"qh"lwuvkeg"ku"pqv"rgthgev"cpf"jcu"vq"dg"ko r t a x g f 0 "Uq o g"qh"vjg"rtqdn g o u"y g"y t k v g"cdqvw"ctg"vjg"hqm q y k p i < "lwfi gu"jcxg"pqv"tgc n"rqqukdnkvkgu"vq"rtgrctg"rtqhg u u k p c m f "vq"vjgk t"egtvkh f k p i . "vjg"uwdlgevu"ht"guvk o cvkpi"vjg"ngxgn"qh"vjgq t g v k e c n " c p f " r t c e v k e c n " r t g r c t g f p g u u " q h " v j g " l w f i g u " c t g " p q v " r w d n k u j g f " d g h q t g " v j g " g z c o u . " v j g " o g o d g t u " q h " v j g " o g p v k q p g f " E q o o k u u k q p " c t g " p q v " t g o w p g t c v g f " h t " v j g k t " y q t m . " g p l q f k p i " l w u v " v j g " r t g u v k i g " q h " v j g k t " u c v w v g 0 " V j g " p w o g t k e c n " t c v k q " d g v y g g p " r t q h g u u q t u " c p f " l w f i g u " c u " o g o d g t u " q h " v j g " E q o o k u u k q p " h t " e g t v k h f k p i " l w f i g u " k u " p q v " c d u q n w v g n f " e n g c t = " y g " e q p u k f g t " v j c v " v j g " p w o d g t " q h " l w f i g u " o w u v " d g " n c t i g t " v j c p " v j g " p w o d g t " q h " w p k x g t u k v f " r t q h g u u q t u 0 " V j g t g " c t g " p q p q t o u " v j c v " u g v w n g " v j g " u k w c v k q p " q h " k p e q o r c v k d k n k v f " h t " r t q h g u u q t u " o " o g o d g t u " q h " v j g " E q o o k u u k q p " c p f " v j g " r t k p e k r n g u " q h " v j g k t " c e v k x k v f . " c u " k v " k u " k p " v j g " e c u g " q h " l w f i g u . " y j q u g " u v c v w v g " k u " d c u g f " q p " the constitutional principles of independence and impartiality. We are sure of the topical interest born by this paper because of the novelties promoted in its content and especially because of the recent changes made in the national legislative system. The work has not a political or an electoral orientation, the most ko r a t v c p v " c k o " d g k p i " v q " k p e t g c u g " v j g " s w c n k v f " c p f " g h Ł e k g p e f " q h " p c v k q p c n " l w u v k e g 0 "

C cnkvcvgc" k"glėkpg c"lwuvk kgk"pc kqpcng."cv-v"nc"pkxgn" qti c p k | c k p c n . " e - v " k " h w p e k p c n . " u g " o c p k h g u v " r t k p t / w p " u k u v g o " f g " e c t c e v g t k u v k e k " p g e g u c t g " h g p q o g p w / n w k " l w u v k k g k , " p " e q p f k k n g " u e q e g v k k " e q p v g o r q t c p g " f g / o q e t c v k e g 0 " O w n v k r n g n g " e q p f c o p t k " f k p " r c t v g c " E G F Q " c " T g r w d n k e k k " O q n f q x c " p w " p g e g u k v " k p v g t r t g v t k " t g h g t k / v q c t g " n c " e c n k v c v g c " k " g l e k p g c " l w u v k k g k " p c k q p c n g 0 " k . " e - v " f g " r c t c f q z e n " c t Ł . " w p c " f k p v t g " e g n g " o c k " h t g e x g p v g " e c w / | g " * r g " n - p i " o w n v g " c v n g n g + " g u v g " e w p q c v g t g c " k p u w Ł e k / g p v " c " r t c e v k e k k " E G F Q . " c v - v " f g " e v t g " l w u v k k c d k n k . " e - v " k " f g " e v t g " u r g e k c n k v k , " p " f q o g p k w n " f t g r v w n w k 0 " P w " , " p " t c t g " u k v w c k k " g x k f g p k g o " e q o k y g t g c " š i c h g n q t 0 " n c " g n c d q t c t g c " k " g o k y g t g c " c e v w n w k " f g " l w u v k k g " k " f k p " e c w | c " e w p q c v g t k k " k p g l e k p v g c " n g i k u n c k g k " p c k q p c n g 0 " C v - v " N g i g c " e w " r t k / x k t g " n c " u v c v w w n " l w f g e v q t w n w k . " e - v " k " N g i g c " e w " r t k x k t g " n c " E q n g i k w n " f g " e c n k l e c t g " k " c v g u v c t g " c " l w f g e v q t k n q t " t g i n g o g p v g c | , " p v t / w p " o q f " t g n c v k x " u c v k u h e v q t " o q f c / n k v k n g " f g " g x c n w c t g " k " c v g u v c t g " c " l w f g e v q t k n q t 0 " Q " t g / v t q u r g e v k x " c " e w p q v k p g n q t " v g q t g v k e g " k " r t c e v k e g " g u v g " d k p g x g p k v . " e q p v t k d w k " n c " t k f k e c t g c " r t g i v k t k k " r t q h g u k / q p c n g " c " l w f g e v q t k n q t 0 " C e g u v g " g x c n w t k . " t g g x c n w t k " o c p k h g u v c v g " r t k p " k p v g t o g f k w n " g z c o g p w n w k " f g "

ecrcekvcvg."cvguv tk"uwpv"gxkfgp kcvg",p"ngi kunc kc"pc k/ qpcn .,p"ngi vwt "ew"fkhtgkyg"gxgpk o g p v g " f k p " c e v k x k v c / v g c " r t q h g u k q p c n " c " l w f g e v q t w n w k " g z c o g p w n " f g " e c r c / e k v c v g . " c v g u v c t g c " r g p v t w " q d k p g t g c " i t c f w n w k . " c v g u v c t g c " r t g c n c d k n " r g p v t w " p w o k t g c " , p " h w p e k g " r - p " n c " c v k p i g t g c " r n c h q p w n w k " f g " x - t u v . " c v g u v c t g c " r g p v t w " p w o k t g c " , p " e c / n k v c v g " f g " x k e g r t g g f k p k " k " r t g g f k p k " f g " k p u v c p . " c v g u / v c t g c " r g p v t w " c Ł " r t q o q x c v " n c " q " k p u v c p " l w f g e v q t g c u / e " u w r g t k q c t 0 " P g " e q p x k p i g o " e " x k c " r t q h g u k q p c n " c " l w f g e v q t w n w k " g u v g " f g u v w n " f g " h t g e x g p v " š k p v g t u g e v c v ö " f g " q " r n w t e n k v c v g " f g " g x c n w t k " c n g " e c r c e k v k n q t " f q e v t k p c t / r t c z k n q i k e g 0 " V q v w k . " c e g u v " c p u c o d n w " f g " g x c n w t k " k " c v g u v t k " c " o c p k h g u v c v " q " k p ł w g p " o k p k o " c u w r t c " e c n k / v k k " k " g l e k p g k " h w p e k p c n k v k k " l w u v k k g k " p c k q p c n g 0 " O q f w n . " e q p f k k n g " k " v g t o g p g n g " f g " q t i c p k | c t g " c " c e g u / v q t c " u w p v " u v c d k n k v g " , p " N g i g c " e w " r t k x k t g " n c " u v c v w w n " l w f g / e v q t w n w k . " N g i g c " e w " r t k x k t g " n c " E q n g i k w n " f g " e c n k l e c t g " k " c v g u v c t g " c " l w f g e v q t k n q t . " N g i g c " e w " r t k x k t g " n c " E w t v g c " U w r t g o " f g " l w u v k k g " 0 c 0 " E w " v q c v g " c e g u v g c . " n k r u g u e " t g / i n g o g p v t k " f g v c n k v g " r t k x k p f " r t q e g f w t c " f g " u w u k p g t g " c " c e g u v q t " g x c n w t k " r t q h g u k q p c n g . " v g t o g p w n " f g " r t g i v k t g " c p v g t k q c t " * r q c v g " Ł " f g v g t o k p c v " r t k p " j q v t - t g " c " E U O "



fg"fgvc ctg"rg"q"rgtkqcf "turgevkv +. "cvtkdvw"lwfge/ e vqtwnw" k"*egn" ock"ko rqtvcv#+"ó"pgtgrctvk|ctgc"p" cegcuv " rgtkqcf "c"pqknt" fquctg"Rqkvek" EUO" c" Tgrwdnkek" Oqnfqxc"vtgdwkg"u "Łg"ecvgiqtke <"u "ug" uqnekvg"fkp"rctvge"eqpfwegtkk"kpucp gnat"lwfge vqtg vk" fg"vqcvg"pkxgnwtkg"etgctgc"eqpfk kknqt"fg"rtgi vktg" rgpvtw"cegugv"gxcnw tk"cnge"wpq vkp gnat"rtqhgukqpcng" vqgtgveq/rtcevekg"0"nc"t-pfw"u w."Eqngikwn"fg"ecnkŁ/ ectg"ctwt o c"u "gncdqtg|g"q"rtqegfwt "enct "fg"rctg/ ekgtg"cewpq vkp gnat."p"ueqrwn"gxkv tkk"qtke tqf"fwdkk." o cphgucv"fg" rctvkekrp k"ucw"fg"uqekgvcv"ekxn ." tghgtkvtctg"nc"qdkgevkxkvcv"Eqngikwnwk" k"nc"ecnkŁectgc" lwfge vqtknqt"Uwdkgevgng"rtqdgnt"fg"gxcnwctg"vtgdwkg" u "Łg"rwdnkecvg."kct"rtqeguwn"fg"cpnk| "c"cegugvct"ó" ,puq kv"fg"ptgikvctg"xfqg"p" rgtkqcf" o gp kqpcv " lwfge vqtw"vtgdwkg"u "Łg"fgvc cv"rtkp"jqv t-tg"ce"EUO." dctg"o"ngikunc kc"pc kqpcn "rgt okvg"q"cuogpgc"rtqeg/ fwt ."p"ueqrwn"gxkv tkk"tgrctvk| tkk"p"cegugv"vk o r" c" pqknt" fquctg"lwfge vqtwnw"vtgdwkg"u "k"ug"cuikiwtg" k" rqukdnkvcv"fg" c"nwetc"p"dkdnkqvgc"EUO."c"e tkg" eq o rnzkv"cv" k"uwrtq"pqt o cvkx"cevwnk| cv"ct"rgt okvg" ugngevtgc"qtke twk"t urwpu"nc"uwdkgevgng"hw"ewg"rwdnk/ eg"fkp"vk o r"0"wp"cnv"curgev"cn"gxcnw tknqt" o gp kqpcv" ug"xc" o cphgucv"rtkp"vtcpurctgp c"hwpe kqpcn "c"Eqng/ ikwnwk"fg"ecnkŁectgc" fvgv"okpcv "rtkp"tgi wnc o gpvg"p" fq o gpkw."gncdqtcv"fg"EUO"0"Rtqi tguwn"vgjpkq/ vkkp/ kŁe" c"cxcpucv"uwŁekgpv" k" rgt okvg"qti cpk|ctgc"wpqt" gzc o gpg"vtcpurctgpvg" k"qdkgevkxg" k"pw" o ck" guvg" pgeguet "q"pfgnwpicv "gzrgtvk| "cpvkeqtwr kg"p"fq/ o gpkw." rgpvtw" e "gŁekgp c"cegugvkc"xc"Ł" hqt o cn 0" Ctvkeqwn"3"cn"Ngikk"ew"rtkxktg"nc"Eqngikwn"fg"ecnkŁec/ tg" k"cvguvctg" c"lwfge vqtknqt."kpvkwnvcv"šUctekpkng" Eqngikwnwk" fg"ecnkŁectgö."uvcdkng vg<"šEqngikwn" fg" ecnkŁectg"ug"eqpukvkwkg"rg"n-pi "Eqpuknwn"Uwrgtkqt"cn" Ocikvctwttk" k"ctg"ftgrv"ueqr" cuikiwtctgc"ugngev tkk" ecpfkfc knqt"nc"hwpe kc"fg"lwfge vqt."ecredknk"u "gzgt/ ekvg"lwuvk kc"p" o qf"ecnkŁecv."eqp vkkpekqu" k"qdkgevkx." rg"dc|c"ngikk."rtgew o" k"eqpuvcvtgc"pkxgnwnwk"fg"rtg/ i vktg"rtqhgukqpcn "c"lwfge vqtknqt"p"hwpe kgö"uwdnk/ pkgtkng"pg"crct kp"ó"n.a.+0" Gxkfgp kg o" fqw " fktge k" igpgtcng"p"cevkkvcv"Eqngikwnwk<"rtk o c" fktge kg"ó" cuikiwtctgc"ugngev tkk"ecpfkfc knqt"nc"hwpe kc"fg"lwfge/ e vqt" k" c"fqwc" fktge kg"ó"eqpuvcvtgc"pkxgnwnwk" fg" rtgi vktg"rtqhgukqpcn "c"lwfge vqtknqt"č k"p"hwpe kg"0" Ghgevw-pf"q"kpvgtrtvgctg"fqvtpct "c"cegugvkc"ctvkeq." ,pegte o" c"kfpgvkŁec"ko rqtvcv c"Eqngikwnwk"fg"ecnkŁ/ ectg" k"tqnwn"nw"p" o qpkvqtk|ctgc"ecrcekv knqt"rtqhg/ ukqpcng" vqgtgveq/rtcevekg" cng"pqknt" ecpfkfc k"nc" hwpe kc"fg"lwfge vqt" k"cpnk|c"ewpq vkp gnat"rtkp"kp/ vgt o gfkwn"cvguv tkk"lwfge vqtknqt"č k"p"gzgtek kwn" hwpe kwpkk"0"Xcnqctgc" k"ko rqtvcv c"Eqngikwnwk"fg"ecnk/ hkectg"p" ukuvg o wn" qti cpgnqt" fg" cfo kpkvctgc" c"

cwvqtkv k"lwfge vqtg vk"qtkgpcv"urtg" o qpkvqtk|ctgc" ecnkŁe tkk" o g o dtknqt" gk" guvg" kpeqpvguvcdkn 0" "puw k" o qfwn"fg"eqpukvkwkg" c"Eqngikwnwk"fg"ecnkŁectg."ectce/ vgtk|cv" rtkp"ukpvc i o c"šeqpukvkwkg" rg"n-pi "Eqpuknwn" Uwrgtkqt"cn"Ocikvctwttkö."ectcevtk|gc| "nqewn"cegu/ vwkc"p" ukuvg o wn" qti cpgnqt" cfo kpkvct tkk"cwvqtkv k" lwfge vqtg vk"0"Vqvqfcv ."eqpvc kc"ukpvc i o gk" o gp kq/ pcv"ceegpvwgc| "cevkkvcv"urgekcnk|cv ." ,piwuv "c" cegugv"kpukvw kk." k"cpw o g"ó"p"uhgtc"ugngev tkk"pqknt" ecpfkfc k"nc"hwpe kc"fg"lwfge vqt" k"egc"ce"eqpuvcv tkk" pkxgnwnwk"fg"rtgi vktg"cevwnknt"lwfge vqtk"0"Egnncn/ vg"eq o rgvpg g"ug"cvtkdvwkg"p"znenwukxkvcv"EUO/wnwk"0" Crct"fwdkk."pu ."tghgtkvtctg"nc"qrqvtwpcv" k" gŁek/ gp c"pqt o gk"tgŁgevcv"p"cnkp0*4+"ctv04"cn"ngikk" o gp k/ qpcv<"šOg o dtkk"Eqngikwnwk"fg"ecnkŁectg" , k"gzgtekv " , o rwgtpkctkng"rg"dc|g"qd vg vk."ew" o gp kpgtgc"ucnc/ tkwnwk"nc"nqewn"fg" o wpe ö"Eqpukfgt o"e "cuogpgc" eq o rgvpg g"fg"ko rqtvcv " o clqt "rgpvtw"cwvqtkvcv" lwfge vqtgucv " k" rgpvtw"cuikiwtctgc"ecnk k" k" gŁek/ gp gk"cevwnwk"fg"lwuvk kg."ectg"uwpv"cvtkdvwkg"Eqngikwnwk" fg"ecnkŁectg."pw"rqv"Ł"tgcnk|cvg"qdkgevkx" k" gŁekgpv"rg" dc|g"qd vg vk"0"pvt/wp"ucv"fg" o qfgn"gwrtqrgcp"qtkeg" cevkkvcv"rtqhgukqpcn "pgeguv "q"tg o wpgtctg"0" Fgq/ ec o fcv ."pw"ug"xqtdg vg"pk o ke"fgurtg"kpq o rcvdknk k" eg"rqv"etgc"fkŁewnv k"cv-v"xk|cxk"fg" o g o dtkk/lwfge / vqtk."e-v" k"hc "fg" o g o dtkk/rtqhgukt"0" Fce "nc" o g o / dtkk/lwfge vqtk" curgevng" fg" kpeq o rcvdknkvcv" rqv"Ł" uqnv kqpcv."ew" cpw o kv"tg|gtxg." rtkp"kpvt o gfkwn" ctv033"cn"ngikk"ó"šTgew|ctgc" k"cwvqtwg|ctgö."cwpek" tghgtkvt"nc" o g o dtkk/rtqhgukt"rqv"cr tgc"q"rnwcnkvc/ vg"fg" eqpvtqxtg"0" Fguk i wt." cnkp0*5+" ctv032"cn"ngikk" uvcdkng vg<"šOg o dtkk"Eqngikwnwk"fg"ecnkŁectg"fkp"t-p/ fwn"rtqhgukt"uwpv"qdnkic k."fg"cuogpgc."u "turge/ vg"tgutke kkn"urgekŁecv"nc"cnkp0*3+"nkvc+" k"d+" k"nc" cnkp0*4+"ctv0: "fkp"Ngigc"ew"rtkxktg"nc"ucvwnwn"lwfge / vqtwnwk"0" Crgn-pf"nc"cegucv "tghgtk" ngikuncv" . eqpuvcv o e ."rqvtkxk"fkurq|k kgk"fg"nc"nkvc+"cnkp0*3+" ctv0: "ó"šTgvtke kkn"fg"ugtxekw"cn"lwfge vqtwnwk"0" lwfge vqtwnw"fg"ek." k"rtqhguktwn"ó" o g o dtw"cn"Eqngikw/ nwk"fg"ecnkŁectg+"pw"rqcv"šu "qewrg"qtke"cnv "hwpe kg" rwdnke "ucw"rtkxcv ."ew"gzegr kc"cevkkv k"fkfcekv" k" vkkp kŁegö" k."rqvtkxk"fkurq|k kgk"fg"nc"nkvc+"ó"šu " Łg" fgrwcv"p" Rctnc o gpv"ucw"eqpukngt"p"cwvqtkvcv" cfo kpkvct kkg"rwdnke"nqecngö"0" Cnkpgcvwn"0*4+"cn"ctvkeq/ nwnwk"p"ecw| "ug"tghgt ."p"eqpenw|kg." k"nc"rtqhgukt"0" o g o dtk"ck"Eqngikwnwk"fg"ecnkŁectg"šLwfge vqtwnw"rqcv" eqncdqt"nc"rwdnke k"fg"urgekcnkvcv"ew"ectcevt"nkvg/ tct." vkkp kŁe"ucw"uqekcn."qtk"nc" g o kukwpk"cwfkqk|wcng." Łkpfw/k"kpvt|ku"ec"p"uwvfkng."ctvkeqng" k"kpvgtxgp k/ kng"ucng"u "ug"rtqpwpg"ew"rtkxktg"nc"rtqdgng"ng"ewtgp/ vg"fg"rqnkve "kpvtg"0" Pw"guvg"enct "qtkgpcvtgc"urtg" rtqhgukt" c" cegugv" r t q j k d k k k " n g i k u n c v k x g = " , p u . "



rtqhguktqkt "o" o g o dtk "ck" Eqng i kwnwk " fg " ecnkŁectg " *eqpvkpw-pf " cpcnk | c " egnqntcnvg " kpvgtfke " k " uvcdknkv " rtkp " ctv0 : " cn " ceguvgk " ng i kk + " ng " guvg " rgt o ku . " eqphqt o " nk v0 f + . " řu " fguh " qctg " cevxxkvcvg " fg " , pvtgrtkp | vqt0 " k . eqphqt o " nk v0 g + . " řu " fg " eqpuwnc " k " uetkug " ucw " xgt dcn " , p " rtq dng / o g " nk v0 i kqcug0 " o " eggc " eg . " , p " qrkpkc " pqcuvt " . uwpv " hgpq / o gpg " nq xkv " fg " kpeq o rcvdknkvcvg " ř o ck " ecvg i qtk e0 " fge -v " egn " gpw o gtcvg " cpvgtkt " k " guvg " uvtpkg " cvtdwktg " nqt " , p " eq o rgvvp " c " ceguvqt " o g o dtk " Fg | xqnv - pf " k " fggc " k " eqtqdt - pf " rtgxfgtkng " fg " nc " nk v0 c + " k " d + " cnkp0 * 3 + " ctv0 : " fkp " Ng igc " ew " rtkxktg " nc " uvvwn " lwfge " vqtw " ew " pqt / o gng " fgurtg " cevxxkvcvg " rg " dc | g " qd " vg " vk " fkp " Ng igc " ew " rtkxktg " nc " Eqng i kwn " fg " ecnkŁectg " k " cvguvtgc " lwfge " vq / tknqt . " crctg " , pvtgdctg < ř Ectg " ct " Ł " o qvxc " kc " ceguvwk " igp " fg " cevxxkvcvg " A0 " Ectcevtwn " fg " rtguvki " n " , n " rvwg o " , p " gng i g " pqk . " egk " kpk " kc " k " , p " fq o gpkwn " hgpq o gpwnwk " lwtkfke . " fct " eg " i - pf " vg " wp " uk o rrw " lwuvk " kcdknA " Pkek " q " gzrgtvk | " cpvkeqtr " kg . " o ck " o wnv " ucw " o ck " rw " kp " cwvq / tkvct " . pw / k " xc " uejk o dc " ceguvwk " fkp " wto " r " tgtg " fgurtg " ectcevtwn " fwdkqu " cn " tguvkvxgk " tging o gpv " tk0 " Fgukpc " kc " ceguvwk " uvw " fk " pw " guvg " qtkgpvcv " urtg " c " fg / h " ko c " o g o dtk " Eqng i kwnwk " fg " ecnkŁectg . " fct " urtg " c " ceegpwc " xwnpgtcdknkv " hqt " uqekc . " fkp " ecw | c " tging / o gpv " tknqt " pqt o cvkxg " o ck " o wnv " fge -v " rgtkewncqg . " cv -v " rgpvtw " kpfgrgpf " c . " ko " ret " kcnkv " kc " k " kpc o qxkdkn / vcvg " lwfge " vqtknqt . " e -v " k " rgpvtw " qpguvkv " o g o dtknqt " Eqng i kwnwk " fg " ecnkŁectg0 " Ug " etggc | " ko " rtguc " e " ng igc " rtkp " kpvgt o gfkwn " e " tgc " c " hquv " o qfkŁecv " Ng igc " ew " rtkxktg " nc " Eqng i kwn " fg " ecnkŁectg " k " cvguvtgc " c " lwfge / vqtknqt " c " hquv " gzrgtvk | cv " pw o ck " , p " curgev " qtvqitŁe " k " uvknkvk0 " Ogp " kqp " o " curgevwn " fg " eqpŁfgp " kcnkv " cn " cevxxk " k " Eqng i kwnwk " fg " ecnkŁectg . " ectg . " urtg " tgitgv . " pw " guvg " tgŁgevcv " , p " ng ig0 " Crctg " , pvtgdctg < ř Qctg " o g o dtk " Eqng i kwnwk " fg " ecnkŁectg " ug " cŁ " , p " tcrqvtwk " lwtkfke " fg " o wpe " A0 " Fce " fc . " cvwpek " ectg " uwpv " ftgr / vwtng " uwdkgev " fg " fgvt o kpcvg " fg " ceguv " cA " Fce " pw " gzkv " cug o gpgc " tcrqvtwk " lwtkfke . " cvwpek " ectg " guvg " kpvgtguwn " uqekc " cn " ceguvqt " o g o dtk " Ug " fg " p " rtg | gp / c " wpwk " qti " cp " cn " cwvqtkv " k " lwfge " vqtg " vk = " , p " Łpcn . " , pu " . pw " gzkv " " tgnc " k " lwtkfke " fg " o wpe " ew " o g o dtk " eg " hqt o gc | " ceguv " Eqng i kwn " Ceguv " hcrv " pg " xqtdg " vg " qtk " fgurtg " cevxxkvcvg " uwrqtŁekc " c " eq o rqp " gk " qti " cpw / nwk " o gp " kpcv " k " fgurtg " nkru " fg " tguvkv " c " o g o dtknqt " u " k . " qtk " fgurtg " rtg | gp " c " wpqt " kpvgtgug " řkp / gzrnkecdkng0 " , p " cevxxkvcvg " , p " fq o gpkw0 " Ock " rvwg o " kpvwk " q " ucvkuc " kg " uc " fke " fg " rctvkekrctg " nc " rtqeguwn " fg " cvguvtgc " c " lwfge " vqtknqt " k " fg " c " fg o qpvtc " ekpg " guvg " o ctgng " urgekcnkv " fg " vgrv0 " Guvg " cf o kukdn " k " q " c " c " o qvxc " kg . " , p " curgev " krqvgke " pw o ck . " fct . " fce " c " o " eqpukfctg / q " ec " xcnqctg . " pg / c " o " kpunvc " eqng i kwn " o " o g o / dtk " ck " Eqng i kwnwk " fg " ecnkŁectg " cng " k " tgegpv0

Eqp vkpvp | o " e " cevxxkvcvg " o g o dtknqt " Eqng i kwnwk "

fg " ecnkŁectg . " o ck " cngu " ew " tghgtp " nc " rtqhgukt " kvwnctk . " pgegukv " q " tging o gpvctg " lwtkfke " uvtkv " . " ew " uvcdknktgc " ftgrvwtknqt " uwdkgev " xg " k " c " qdnkic " kwpknqt " lwtkfke " eqp / etgv0 " Cvuhgn . " ug " xc " ceegpwc " tguvkv " c " ceguv " qti " cpw / rtgew o " k " ko " rqtvcv " c " fg " qgdvk " c " Eqng i kwnwk " fg " ecnkŁ / ectg " k " c " cevxxk " k " nwk0 " Pw " , p " wnvk o " t - pf . " guvg " pgeguct " cdqtfctg " rtq dng o gk " rtkxkpf " tg o wpgtctg " o g o dtknqt " eg " hqt o gc | " ceguv " qti " cp " cn " cwvqf o kpkv " tkk " lwfge / vqtg " vk0 " Pw " guvg " pqt o cn " ec " q " rgtuqcp " , p " ecnkvcvg " fg " o g o dtw " cn " Eqng i kwnwk " fg " ecnkŁectg " u " tgpwp " g " nc " qtkg " cnv " hwpe " kg " rwdnke " ucw " rtkxv " . " ew " gze " kc " cevxxk " k " k " f " fce " vke " ucw " vkkp " kŁeg . " , p " hc " xqctg " c " wpgk " cevxxk " k " dc | cv " rg " rtkpkrk " qd " vg " vk #

Q " cnv " rkuv " rgpvtw " fkuw " k " guvg " igp " gtcv " fg " pqt o c " fkp " cnkp0 * 4 + " ctv0 " ř " Cng i gtc " k " pw o ktgc " o g o dtknqt " Eq / ng i kwnwk " fg " ecnkŁectg0 . " ectg " uvcdkng " vg < ř " Vtgk " o g o dtk " ck " Eqng i kwnwk " fg " ecnkŁectg " fkp " pw o tw " rtqhguktqkt " kvwnctk " , p " ftgrv " uwpv " pw o k " k " fg " Eqpuknkw " Uwr " gtkqt " cn " Oc i kvctcv " tkk . " kct " vtgk " o " fg " o kpkv " tw " lwuvk " k " gk0 " Pw " guvg " enct " kpv " kc " ng i kkv " qtw " nwk " fg " c " uvcdkn " q " rctkvcvg " , pvtg " Eqpuknkw " Uwr " gtkqt " cn " Oc i kvctcv " tkk . " ectg " pw o g " vg " vtgk " o g o dtk / rtqhgukt " k " o kpkv " tw " lwuvk " k " gk . " ectg . " nc " hgn . " pw o g " vg " vtgk " o g o dtk / rtqhgukt0 " Ug " etggc | " ko " rtguc . " tcrk " v " tcvuhqt o cv " , p " eqpxk " pig " . " e " pqt o c " o gp " kq / pcv " guvg " pgeqpvk " kw " kqpcn < ř " EUO " ř " guvg " wp " qti " cp " kpf / rgp " fg " . " hqt o cv " , p " x " fg " tgc " qti " cpk | tkk " k " hwpe " kqp " tkk " ukuv " o wnw " lwfge " vq " tgue " k " guvg " i " ctcpwn " kpf " rgp " fg " gk " cwvqtkv " k " lwfge " vq " tg " vk0 " kct " , p " eqpvk " pwctg " ug " o gp " k / qp " gc | " e " cegnc " k " Eqpuknkw " Uwr " gtkqt " cn " Oc i kvctcv " tkk " ř " g " z " gte " kv " cwvqf o kpkv " tctg " lwfge " vq " tgcue " 0 " Eqng i kwn " fg " ecnkŁectg . " , p " krquv | " fg " qti " cp " cn " cwvqtkv " k " lwf / e " vq " tg " vk " eg " g " z " gte " kv " q " cevxxkvcvg " urgekcnk | cv " . " fct " pw " o ck " rw " kp " ko " rqtvcv " , p " eqtcr " qtv " ew " cevxxkvcvg " EUO / wnw . " guvg " qtkgpvcv . " rtkp " pcv " uc " hwpe " kqpcn " . " urtg " q " uwdqtf " p " ctg " f " ktg " ev " rtkxkpf " qti " cpk | ctg " cevxxk " k " k " urtg " q " kpf " rgp " fg " " fgek | kqpcn " vq " cn " , p " fq o gpkwn " hwpe " kqpcnk " k " uc " n0 " Pw " rvwg o " g " z " rnke " c " o qvxc " kc " g " xk / fg " p " kgtk " tqnwnwk " o kpkv " tw " lwuvk " k " gk " , p " fq o gpkw . " , pvtw / e -v . " uwd " curgev " pqt o cvkx . " , p " tg | wnv " . " ug " cŁ " " rg " rq | k " kg " fg " gi " cnkv " ev " ew " , pvtg " c " i " eq o rqp " g " c " EUO / wnw . " cn " e " twk " o g o dtw " e " j " kct " gn " k " guvg0 " C " o " k " fg " pvkŁec " q " cti " w / o gpvctg " rtkp " rtku " o " c " rtkpkrkwnwk " ugr " cte " k " gk " rvwgtknqt " , p " uvcv . " , p " curgevwn " etg " tkk " wpqt " o g " q " fg " fg " eqpvtq " fkp " rctv " g " z " gte " kv " x " wnw0 " Cv " wpek " crctg " , pvtgdctg " xk | - pf " pgegukvcvg " pw o ktkk " c " vtgk " rtqhgukt " fg " e " vtg " EUO0 " Ug " ngevtg " ec " p " f " k " knqt " nc " hwpe " kc " fg " lwfge " vq " . " rtgew o " k " eqpuv " cvctg " p " x " gnwnwk " fg " rtgi " vktg " rtqhguk " p " cn " c " lwfge " vqtknqt " , p " hwpe " kg " uwpv " fg " ko " rqtvcv " rtk " o " q " t " f " kn " r " gpvtw " fg " vtg " o " k " p " ctg " k " p " f " rgp " fg " gk . " ko " ret " kcnkv " k " k " kpc o qxkdkn " k " lwfge " vqtknqt0 " Fg " ek . " ug " uq " nke " v " ceqt / fctg " wpgk " cvgp " k " fg " qgdvk " eq o rqp " g " gk . " o " q " f " wnw " k " fg " hqt o ctg " c " Eqng i kwnwk " fg " ecnkŁectg " k " crt " g " e " g " tkk "



lwtkfkeg" c"cevkkxv kk"rtqhgukqpcng" c"og o dtknqt"nwko" Ct" L"qrqtwpw "rtg|gp c"wpkg"tgi ng o gpv tk"eg"ct"uvcdknk"wp" ukuv g o "fg"i ctc p kk"fg"kp fgrgpfgp " ,p"cevkkxvcvge"urg/ ekLe "rtqhgukqpcn " ,p"ecftwn"Eqng i kwnwk" fg"ecnklectg" c"rtqhguaqtknqt. " ,p"ueqrwn"gxkv tkk"cpw o kvqt" o cphguy tk" fg"kp l wgp " 0"Guvg"pgeguet" c"pg"rwp g" ,pvtgdctgc"fgurtg" tqnwn" rtqhguaqtknqt" vkvwnctk" ,p"eq o rppgp c"Eqng i kwnwk" fg"ecnklectg" k. " ,p"urgekcn. " fgurtg"pgeguvcvge"tgrtg/ |gpv tkk"vgqtvgeg" c"lw o vcvg"fkp"eq o rppgp c"ceguvkwcl" Fce "nc" rtkoc" ,pvtgdctg" kfgpvkLe o "wp" t urwpu" fg" p kxgnwn"wpwk" cduqnxgpv" cn" ukuv g o wnwk" fg" ,px o -pv" lwtkfke" uwr gktqt. " eg"ug" gxkfgp kc| " fkp"hwpe kkn g" cvtk/ dwkv g. " k"cpw o g<" crtqrktgc" cdknk knqt" rtcevkeg" fg" ewpq v k p gng"vgqtvgeg. "cvwpek" kfgpvklectgc" t urwpuwnwk" nc" c" fqwc" ,pvtgdctg" o" pgeguvcvge" tgrtg|gpv tkk" rtkp" lw o vcvg"fkp" o g o dtkk" Eqng i kwnwk" fg"ecnklectg" o" guvg" k o rqukdkn" c" q"gzrnkec" fkp" rwpv" fg" xfgtg" rtcevke" k" fqevtkpct0" Cv-v" k o r gthge kwpkng" fg" tgi ng o gpvctg. " e-v" k"urgekLewn"cevkkxv kk"vgqtvgeq/ vkkp kLeg" fgvg o kp " gzkuvgp c" rqukdknk v kk" fg"kp l wgp " c"rtqhguaqtknqt"vkvw/ nctk"ectg"ct"nceg" rctvg" fkp"eq o rppgp c"Eqng i kwnwk" fg" ecnklectg0" **Eqpukfgt o" kppqrqtwpw " tgrtg|gpvctgc" rtkpvt/wp"curgev" fg" rctkvcvg" c" o g o dtknqt/rtqhguaqt" ew" o g o dtkk/lwfge vqtk" ,p"eq o rppgp c"Eqng i kwnwk" o g p kqpcv0 " p"ueqrwn"gxkv tkk"wpqt" rqukdng"nk o kv tk" ucw"qeqnktk" cng" rtkpekrknqt" kpfgrgpfgp gk. k o rct k/ cnkv kk" k" kpc o qxkdknv kk" lwfge vqtwnw. "pw o twn" fg" o g o dtk/lwfge vqtk"vtgdwkg"u " rtgxcng|g"cuwrte" pw o twnw" fg" o g o dtk/rtqhguaqt0" Fguki wt. "rtg|gp c" rtqhguaqtknqt" vkvwnctk" ,p"eq o rppgp c"ceguvkw" qti cp" fg" cf o kpkuvtctg" c"cwvqtkv kk" lwfge vqtk" vk" guvg" dpgpLe 0" kfgpvklectgc" rtqhgukqpkuv " c" o gvqfgnqt" fg" gxcnwctg" c" r tgi vktkk" rtqhgukqpcng" c" lwfge vqtknqt" xc" fgvg o kpc" q" gLekgp " o ck" rtpwp cv " c" Eqng i kwnwk" fg" ecnklectg0" 'pu . " ,p"qrkpkc" p qcuvt . " eqvc" fg" tgrtg|gpvctg" c" rtqhg/ uqtknqt" ,p"eq o rppgp c" ceguvwkc" guvg" gzcigtvc 0" Fg|/ xqnv-pf" kfggc" ew" tghgtpk " nc" eq o rppgp c" Eqng i kwnwk. " ukpegt. " uwpvg o " qtkgpvc k" urtg" q" cdqtfctg" rtkp" rtku o c" kpvgt r tgv tkk" vgt o k p q n q i ke g" c" ukpvc i o gk" s" r t q h g u a q t" v k v w / n c t o 0" C f l g e v k x w n" s" v k v w n c t o" g u v g" e c t c e v g t k | c v" e c <" 30" * R g t / u q c p c + " e c t g" q e w r " w p" r q u v . " , p f g r n k p g v g" q" h w p e k g" g v e 0" e w" e c t c e v g t" f g" r g t o c p g p . " r g" d c | c" w p g k" p w o k t k" h e w y g" f w r " p q t o g n g" n g i c n g 0" * R g t u q c p c + " e c t g" u g" d w e w t " f g" w p" f t g r v" l w t k f k e 0" R a c v g" g" q" d u g t x c k g" e g" x c" L" e q p u k f g t c v " f g" r t k u q u . " , p u . " f k p" o g p k w p k n g" g n e k f c v g . " p w" t g | w n v " g z r t g u" e " s" r t q h g u a q t w n" v k v w n c t o" f g" k p g" p g c r " t c v" w p" i t c f" v k k p k L e 0" E q p u k f g t o" e " o g p k w p g c" u a n k e k v c v " g u v g" f g" q" p g e g u k v c v g" u v t k p i g p v " k" w t o g c | " c" L" t g l g e v c v " p g o k l / n q e k v" , p" h q t o " n g i k u n c v k x " , p" h g n w n" w t o v q t <" s" O g o d t k k / r t q h g u a q t" f k p" e q o r p p g p c" E q n g i k w n w k" f g" e c n k l e c t g" u w p v" v k v w n c t k" * e w" e c t c e v g t" r g t o c p g p v + " k" f g k p v q t k" f g" i t c f g" v k k p k L e g o 0" C u v h n g" f g" r t g e k | t k" p q t o c v k x g" c w" f g u v k p c k c"**

fg" c" gxkvc" cpw o kv g" uw r t r k | g" u c w" p w o k t k" , p v - o r n v a q t g " , p" e q o r a p p g p c" k p u v k v w k g k" , p" e c w | 0" Xqtdkpf" fgurtg" ftgrvwtkn g" k" qdnk i c kkn g" o g o d t k n q t" Eqng i kwnwk" fg" ecnklectg" t g l g e v c v g" , p" c t v 0 3 2" c n k p 0 * 5 + " c n" n g i k k" o g p k q p c v g" u g" r t g x g f g <" s" O g o d t k k" E q n g i k w n w k" f g" e c n k l e c t g" f k p" t - p f w t k n g" r t q h g u a q t k n q t" u w p v" q d n k i c k . " f g" c u g o g p g c . " u " t g u r g e v g" t g u v t k e k n g" u r g e k L e c v g" n c" c t v 0 : " c n k p 0 * 3 + " n k v 0 c + " k" d + " k" c n k p 0 * 4 + " f k p" N g i g c" e w" r t k x k t g" n c" u v c v w w n" l w f g e v q t w n w k 0 0" G h g e v w - p f" q" n q i k e " t g h g t k p " n c" p q t o g n g" c e g u v g k" n g i k . " g x k f g p k g o " c e g n g" t g u v t k e k k" f g" u g t x k e k w" c n g" l w f g e v q t w n w k . " e c t g . " r t k p" c p c n q i k g . " u w p v" k" t g u v t k e k k" k o r w u g" o g o d t k n q t / r t q h g u a q t k" c k" E q n g i k w n w k" f g" e c n k l e c t g . " k" c p w o g" o" e " c e g v k c" p w" c w" f t g r v w n c + " u " q e w r g" q t k e g" c n v " h w p e k g" r w d n k e " u c w" r t k x c v . " e w" g z e g r / k c" c e v k x k v k k" f k f c e v k e g" k" v k p k L e g = " d + " u " L g" f g r w v c v" , p" R e t n c o g p v" u c w" e q p u k n g t" , p" c w v q t k v c v g c" c f o k p k u v t c k g k" r w d n k e g" n q e c n g 0" F t g r v" q" e q p v k p w e t g" c" k f g k k . " g p w p " o " , p v t g d c t g c <" s" F c t" o g o d t w" c n" l w x g t p w n w k" r a c v g" L A" k" p w" c r c t g" q c t g" c e g u v" h g p q o g p" , p" e c n k v c v g" f g" k o k z v k w p g v" , p" q t i c p k | c t g c" k" c e v k x k v c v g c" c w v q t k v k k" l w f g e v q t g v k A o " P w" g u v g" e n c t . " , p" i g p g t g . " e c t g" g u v g" w v k n k v c v g c" p q t o g k" u r g / e k L e c v g" n c" n k v g t c" d + 0" Q c t g" p w" g u v g" g x k f g p v" e " , p i w u v g c | " p q t o c" o g p k q p c v " r t k p" n k v g t c" c + " c" c e g n w k c" k" c t v k e q n A" Q c t g" p w" e w o x c" u g" c f o k v" c u g o g p g c" t g i n g o g p v t k" , p" u e q r w n" r t q o q x t k k" c o d k i w k v k n q t" , p" f q o g p k w A" W p" k p v g t g u" f g q u g d k v" r t g | k p v " k" p q t o c" t g l g e v c v " , p" c n k p 0 * 4 + " c t v 0 : " c n" N g i k k" e w" r t k x k t g" n c" u v c v w w n" l w f g e v q t w n w k <" s" L w / f g e v q t w n" r q c v g" e q n c d q t c" n c" r w d n k e c k k" f g" u r g e k c n k v c v g" e w" e c t c e v g t" n k v g t c t . " v k k p k L e" u c w" u q e k c n . " q t k" n c" g o k u k w p k" c w f k q x k | w c n g . " L k p f w / k" k p v g t | k u" e c" , p" u v w f k k n g . " c t v k e q n g n g" k" k p v g t x g p k n g" u c n g" u " u g" r t a p w p g" n c" r t q d n g o g" e w t g p v g" f g" r a n k v k e " k p v g t p o 0" C e g u v g" k p v g t f k e k k" u g" t g h g t . " n q i k e . " k" n c" o g o d t k k / r t q h g u a q t k" c k" E q n g i k w n w k" f g" e c n k l e c t g 0" k p v g t f k e k c" o g p k q p c v " r e t g" c" L . " k p k c n . " f k u e w v c d k n = " , p u . " e w" t g h g t k p " n c" r t q h g u a q t k . " g u v g" c d u q n w w" k p w v k n . " d c" r a c v g" L" k" f w p v a q t g 0" E w" r t g t g" f g" t w . " , p" n g i g" p w" k f g p v k L e o " r g p v t w" o g o d t k k / r t q h g u a q t k" q" t g l g e v c t g" c" r t k p e k r k n q t" f w r " o q f g n w n" e g n q t" f g" q" k o r q t v c p " f g q u g d k v " r g p v t w" l w f g e v q t k . " e w" o " u w p v" r t k p e k r k w n" k p f g / r g p f g p g k . " c n" k p c o q x k d k n k v k k" k" k o r c t k c n k v k k = " c e g u v" h c r v" e t g g c | " w p" k" o c k" o c t g" r g t k e q n . " k r q v g y k e" x q t d k p f . " r g p v t w" f g u h w t c t g c" g L e k g p v " k" e q t g e v " c" c e v k x k v k k" E q n g i k w n w k" f g" e c n k l e c t g" , p" e q o r p p g p c" c e v w c n " t g / l g e v c v " , p" n g i g 0"

Vqcv g" t g i n g o g p v t k n g" u w r w u g" c p c n k | g k" , p" r t g | g p v w n" u w v f k w . " f g" t - p f" e w" c n v n g" f k p" f q o g p k w n" n g i k u n c k g k" t g h g t k v a q t g" n c" q t i c p k | c t g c" k" h w p e k a p p e t g c" l w u v k g k" , p" T g r w d n k e c" O q n f q x c . " r q c t v " w p" e c t c e v g t" p q x e v q t . " g n g" L k p f" c f q r v c v g" n c" f e v c" f g" 47" f g e g o d t k g" 4 2 2 : " k" k p v t c v g" , p" x k i q c t g" n c" 36" h g d t w c t k g" 4 2 2 ; 0 " p" c e g g c" k" | k" c w" h q u v" c f q r v c v g" k" o q f k L e t k n g" n c" N g i g c" e w" r t k x k t g" n c" E q p u k n w n" U w r g t k q t" c n" O c i k u v t c w t k k . " N g i g c" e w" r t k x k t g"



nc"Eqngikwn"fkuekrnkpc" k"t urwpgtgc"fkuekrnkpc "c" lwfge vqtknqt."Ngigc"ew"rtkxktg"nc"uvcvwwn"lwfge vq/twnwk."Ngigc"ew"rtkxktg"nc"Rtqewtcvwt 0"Ceegpww o" e "tgigevctgc"ceguvqt"pgclwpuwtk",p"tgingogpv tkng" o"gp kqpcvg"pw"cw"ftgrv"ueqr"gxkfgp kgtgc"cevkxkv /kk"ngikuncvkg" c"iwxgtp tkk"rtgegfpgv0"p"eqpvzvw" gxpko gpvgnqt"kpvtgngvqtcng" cng"cpwnwk"422;."ectg" cw"chgevcv"rwwgtpkc" k"cwvqtkvcvg"hwpe kqpcn "c"kpuk/vw kknqt" fg"cwqcf okpkvtctg" c"lwuvk kgk."kpvgp kqp o" u "kfgpvkLe o"xwnpgtcdknkvcvg"ceguvqt" fkp"rwpev"fg" xgfgtg"qti cpk|c kqpcn."ectg"chgevc| "hwpe kqpcnkvcvg" lwuvk kgk"pc kqpcng",p"cpuc odnw0"Pg"fgtclgc| .",pu ." nkruc"fg"qrgtcvkvvcvg",p"fq o gpkw.",p"xgfgtg"cfwegtkk" ngikunc kgk",p"eqtgrwpgtgc"ew"rtkpekrrkng"ectcevgtkvkeg" cwvqtkv kk"lwfge vqtk vk"o"hrv"ectg."kpeqpvguvcdkn."xc" chgevc"tghqto gng"rtgeqpk|cvg",p"lwuvk kg0"Xcnqctgc" k" ko rqtvcpc"hgpgogpwnwk"lwuvk kgk"rgpvtw"wp"uvcv" k"q" uqekgvvcvg"fg oqetcvke "pw"rgto kv"ceegrvtgc",p"uhgtc" fcv "c"ctiwogpwnwk"gzrtkocv"rtkp"ukpvcio c"šueqrwn" uew| "o"klqcegnö0"

DidnkqitcŁg<

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3;;7."pt07;/821886."Tgrwdnkecv <"Oqpkvqtw"QŁekcn"cn" Tgrwdnkekk"Oqnfqxc."4224."pt0339/33;1;680"

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50" *Ibidem*

60"Ngigc"ew"rtkxktg"nc"uvcvwwn"lwfge vqtwnwk."pt0766/ZKKK." fkp"420290;7"11" Oqpkvqtw" QŁekcn" cn" Tgrwdnkekk" Oqnfqxc." 3;;7." pt07;/8218860" Tgrwdnkecv <" Oqpkvqtw" QŁekcn"cn" Tgrwdnkekk" Oqnfqxc."4224."pt0339/33;1;680

70" *Ibidem*.

80"Pg"tghgtko"nc"Ngigc"pt0528/ZXK" fkp"470340422;"11" Oqpkvqtw" QŁekcn" cn" Tgrwdnkekk" Oqnfqxc." 422;." pt077/7813770

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0" *Ibidem*

320" Fke kqpcvwn" Gzrnkecvkx" cn" Nk odkk" Tqo -pg." gfk kc" c" KK/c0"o" Dwewtg vk<" Wpkxgtu" Gpeknqrgfke."3;;8."r03270



GHGEVGNGLWTKFKEGCNG JQV TŽTKNQT LWFGE VQTG VK

Elena DGNGK.

f qevqt ,p"ftgrv."eqphgtgp kct"wpkxgtukvct"*WUO+

SUMMARY

Vjg"lwfkkecn"fgekukqp"ku"rtqegfwtcn"cev"gokvvgf"kp"ytkvvgp"htqo."ykvj"cp"kpfxkfwcn"cpf"cwvjqtkev-vkxg"ejctcevt."cfqrvvgf"d{vjg"lwfkkecn"kpucpeg"qp"vjg"itqwpfu"qh"vjg"ngikuncvkkp"kp"htqteg."kp"vjg"rtqegu"of examination and settling out of the civil cases.

Dgkpi"dqj"ctgcnk/cvkqp"cpf"nc"y"ghqteg"ogp"fqewogpv."vjg"ko"rcev"qh"vjg"lwfkkecn"fgekukqp"kpetgcug"kp"vjg"eqpvzvh"vjg"cejkgxg"ogpv"qh"vjg"ekxkn"lwvkeg"iqcnu0

Ceeqtfkpi"vq"vjg"ghhgevu"rtqfwegf."vjg"lwfkkecn"fgekukapu"ctg"fkxkfgf"kpva"Łpcn."pqv"Łpcn"cpf"kttgxq-cable.

Vjg"rquikdnkv{"qh"eqpvguvcvkqp"qh"vjg"fgekukqp"gokvvgf"d{vjg"lwfkkecn"kpucpeg"fqgu"pqv"cnny"vq"chŁt o" that from the date the decision was pronounced the litigation has been settled out and the legal order jcu"dggp"tggwcdnkujgf0"Vjwu."qpn{"chvgt"kv"tg"ockpu"kttgxqecndg."vjg"lwfkkecn"fgekukqp"oc{"dg"eqpukfgtgf"cu"vrvvj."vjcv"ku"vq"uc{"kv"ujcnn"qdvckp"vjg"rqygt"qh"cp"cf lwfkkecvgf"vjki0"Vjg"cwvjqtkv{"qh"vjg"cf lwfkkecvgf"vjki"tgrtgugpvu"ci"iwctcpvvg"ht"vjg"uvcdknkv{"qh"vjg"qweeq"og"qh"vjg"ocmkpi"lwvkeg"rtqegu0

Ceeqtfkpi"vq"qwt"ekxkn"rtqegfwtg"ngikuncvkkp."c"lwfkkecn"fgekukqp"ceswktgu"vjg"cwvjqtkv{"qh"vjg"cf lwfkkecvgf"vjki"kh"kv"rtqfwegu"uqog"lwtkfkecn"ghhgevu<qdnki"cvkxkv{"gzgewvpgguu."gzenwukxgpguu"cpf"rtglwfk-ciality.

Vjg"fgekukapu"dgeqog"qdnki"cvqt{"cpf"gzgewvqt{"ukpeg"vjg"tg"ockp"Łpcn0"Vjg"qvjgt"vyq"ghhgevu"crrgct" from the moment the decision remains irrevocable.

The obligativity qh"vjg"lwfkkecn"fgekukapu"gzvpgfu."Łtuvn{"qp"vjg"rctvkekrpvu"cv"vjg"rtqegu0"ht"vjg" persons who were not involved in the process the obligatory character is still problematic from the point of view of the national regulations.

The executeness means the possibility of a forced execution of the decision pronounced by the court, in case it is not executed voluntarily.

The exclusiveness determines the impossibility of a repeated addressing to the court of the same parties and of their rights successors with the same claims, on the same grounds.

Vjg"rtglwfkkecnkv{"ocmgu"kv"ko"rquikdnkv"vq"ikxg"guvko"cvkqp"kp"cpqvjgt"rtqegu"qh"vjg"hcevu"cpf"lwtkfkecn" tgnvcvku"y"jkej"jcxg"cntgcf{"dggp"guvcdnkujgf"vjg"tqwi"j"c"lwfkkecn"fgekukqp0

EncukŁectgc"jqv t-tknqt"lwfge vqtg vk

Hkpf"wp"cev"fg"fkurq|kkg"crtk"ogk"kpucp g."jqv t-tgc" lwfge vqtgcue "gugv"wp"cev"rtqeguwn"goku",p"htqo "uetku" ew'ectcevt"kpfxkfwcn."cwvqtktct" k"qdnki"cvqtkw."cfqrvcv"fg" e vtg"kpucp c"fg"lwfgecv "p"dc|c"ngikunc kkg",p"xkiqctg",p" rtqeguwn"gzokp tkk" k"uqnv kqp tkk"rtkekpnqt"ekxkn0³

Jqv t-tgc"lwfge vqtgcue "gugv"ueqrwn"Łpcn"urtg"ectg" vkpf"r t kng",p"nkvikw" k",p"oqf"Łtgue"ceguv"cev"fkurq/ |k kqpcn"cn"lwfge kk"rtqfweg"q"ugtkg"fg"ghgevg"lwtkfkeg0" Fqevtkpc"rtqeguwn"ekxkn "gugv"fguvwn"fg"eqpvtqxtucv " ew"rtkxktg"nc"ghgevgng"jqv t-tknqt"lwfge vqtg vk."kct"fkp" ngikunc"cewvqvqp"ct"vtgdwk",pn vwtcv"rg"e-w"guvg"rquikdn" wpgng"kpzcevkv k0"Rgpvtw"cepcnk|c"ectg"uwpv"ghgevgng"lwtk/ fkeg"eng"jqv t-tknqt"lwfge vqtg vk",p"tgrwdnkec"Oqnfqxc."

,p"urkecn"e-pf"ngng"rqv"Ł"gzokpcev"p"crgn."tgewtu" k" tgxk|wktg" k'e-pf"fgxkp"gzgewvqtkt."wtogc| "u"fkuvpig0" e-wxgc"vkrwtk"fg"jqv t-tk"lwfge vqtg vk<jqv t-tk"pgfgŁpk/ vkxg."jqv t-tk"fgŁpkvkxg" k"jqv t-tk"ktgqecdkng0

PgfgŁpkvkxg"uwpv"jqv t-tkng"ectg."fwr "rtqpwpc"ctgc" eqphqt"o"ngikk."uwpv"uwuegrvkdng"fg"cvce"ew"crgn0

Gxkfgp kgtgc"jqv t-tknqt"fgŁpkvkxg" k"acelor irevo-cabile"fg"e vtg"ngikwkvqtw"oqnfxc"fgxkpg"kpqrqtwvp ." pvtwe-w"ngikunc"ce"rtqeguwn"ekxkn ."p"nqe"u" hce"hwokp " p"enctŁectgc"ceguvqt"ecvgiqtkk"fg"jqv t-tk."rtqfweg" ock"o"wnvg"eqphw|kk" k"codki"kvk k0"Eqphqt"o"ctv0476" E0rtqe0ekx0.t o-p"fgŁpkvkxg"jqv t-tkng"lwfge vqtg vk<c+ gokug",p"rtko "kpucp "h t"ftgrv"fg"crgn="d+"gokug",p" rtko "kpucp ."uwrwug"crgnwnwk."fwr "gzokpctgc"rtkekpkk"



,p"crgn.",p"ec|wn",p"ectg"crgnwn"guvg"tgurkpu="e+"g okug",p" crgn"rtkp"ectg"u/c"tg|qnxcv"hqpfwn"ecw|gk0"ktgxqecdkng"uwpv" jqv t-tkng"lwfge vqtg vk<c+"g okug",p"rtko "kpucp .fwr " gzrktctgc"vgt o gpwnwk"fg"cvce="d+"g okug",p"rtko "kpucp . " cvcecvg",p"crgn"ucw"tgewtu."fwr "gzc okpctgc"rtkekpkk",p" tgewtu.",p"ec|wn",p"ectg"tgewtuwn"guvg"tgurkpu="e+"g okug",p" tgewtu."rtkp"ectg"u/c"tg|qnxcv"hqpfwn"ecw|gk0

Eqpegrvng"sjqv t-tg"fgLpkvkx ö" k"sjqv t-tg"ktgxqec/ dkn ö"uwpv"enctkLecvg"ht "gejxqe",p"fqevtkp "FgLpkvkxg uwpv"pw okvg"jqv t-tkng"ectg"pw"rqv"Ł"cvcecvg"ew"crgn."cfke " rctvkekrpc kk"nc"rtqegu"pw" o ck"cw"rqukdknkvcvcg"ngicn "fg" c"uqnekvc"tg"lwfgectgc"hqpfwnwk" rtkekpkk" ekxkng"tgurgevk/ xg0" Jqv t-tkng"irevocabile*" uwpv"cevng" fkurq|k kqpcng" lwfge vqtg vk"ectg"pw"rqv"Ł"eqpvguvcvg"pkek"ew"crgn."pkek" ew"tgewtu."cfke ",p" rtkxpc"nqt"kpucp gng"lwfge vqtg vk" pw"ug" o ck"rqv"gzrwpw."nkvikwn"fg"ftgrv"eqpukfgt-pfw/ug" fkp"cegn" o q o gpv"uqnv kqpcv0" Jqv t-tkng"ktgxqecdkng"uwpv" pgcpwncdkng0, "

Ukpvvgk|-pf"cevwengng"pqt o g"fg"rtqegfwt "ekxkn ",p" xkiqctg."rwwg o"cvtkdwk"ectcevgtwn"fgLpkvkx" k"ktgxqecdkn" jqv t-tkng"lwfge vqtg vk"rtqppw cvg"fg"e vtg"kpucp gng" fg"lwfgecv ",p"hgwnw"wt o vqt<

"AJqv t-tkng"rtqppw cvg"fg"e vtg"lwfge vqtg"ew"ftgrv" fg"crgn"pw"uwpv"pkek"fgLpkvkxg" k"pkek"ktgxqecdkng"fkp"fcvc" rtqppw tkk0" Fce "ceguvg"jqv t-tk"pw"xqt"Ł"cvcecvg"ew"crgn." gng"xqt" fgxgpk"fgLpkvkxg" k"ktgxqecdkng" fwr "gzrktctgc" vgt o gpwnwk"fg"cvce"42"fg"|kng+0

"Ap"ec|"fg"fgencctctg"crgnwnwk."jqv t-tgc"lwfge vqtgk" xc"fgxgpk"fgLpkvkx "fce <

c+"egtgtgc"fg"crgn"pw"xc"Ł"gzc okpcv ",p"hqpf"ó"nc" gzrktctgc"vgt o gpwnwk" rgpvtw"cvcectgc",pejgkgtkk"Ewt kk" fg"Crng"ew"rtkxktg"nc"tguvkvktgc"egtgtkk"fg"crng"*ctv058;" E0rtqe0ekx0+"ucw",pegvctgc"rtqegfwtkk"fg"crng"ec"wt o ctg" c"tgvtcigtgk"crgnwnwk"*ctv0596"E0rtqe0ekx0+"sau

d+"fwr "gzc okpctgc"hqpfwnwk" crgnwnwk." crgnwn" xc" Ł"tgurkpu"ew" o gp kpctgc"jqv t-tkk"cvcecvg"ó"fg"nc"fcvc" cfqrv tkk"fg"e vtg"Ewtvge"fg"Crng" c"fgk|kgk"tgurgevkgxg" *ctv05:7"cnkp0*3+"nkvc+"E0rtqe0ekx0+0

"AFce "fgk|kc"uwu/ o gp kqpcv "c"Ewt kk"fg"Crng"pw" xc"Ł"uwrwu"tgewtuwnwk."jqv t-tgc"lwfge vqtgk"xc"fgxg/ pk"ktgxqecdkn "nc"gzrktctgc"vgt o gpwnwk"tg|gtxcv"fg"ngig" rgpvtw"cvcectg"*4"nwpk+0

"Ap"ec|"fg"fgencctctg"crgnwnwk", o rqtqxc"fgk/ |kgk"kpucp gk"fg"crgn"rtkp"ectg"crgnwn" c"hqvu"tgurkpu"

,"Fkp"ncvcp "irevocabilis",pugc op "ectg"pw"ug"rqcvg"tgxqec"ucw" uejko dc."cuwrte"e twk"pw"ug"rqcvg"tgxgpk0

,"Ktgxqecdknkvcvcg"qtke tgg"jqv t-tk"lwfge vqtg vk"guvg"tencvx 0" Ectcevgtwn"cdunwv"nkrug vg"fkp"eqpukfgtgpwn"rqukdknkv kk"vwnk|tkk" tgxk|wtkk"ftgrv"ecng"fg"cvce"gzvtcqtfkpct "fg"tgvtcevtg" *ctv0668" E0rtqe0ekx0+" k"fkp"ecw|c"rqukdknkv kk"tgrwpgtkk",p"vgt o gpgng"ngicng" fg"gzgtekvtg"crgnwnwk"*ctv0585"cnkp0*5+"E0rtqe0ekx0+"ucw"t"tgewtuw/ nwk"qtfkpct"*ctv0624"cnkp0*5+"E0rtqe0ekx0+0

ew" o gp kpctgc"jqv t-tkk"rtko gk"kpucp g."jqv t-tgc" lwfge vqtgk"xc"fgxgpk"ktgxqecdkn "fce <

c+"egtgtgc"fg"tgewtu"pw"xc"Ł"gzc okpcv ",p"hqpf"ó"fg" nc"fcvc"g okvgtkk"fg"e vtg"Ewtvge"Uwrtg o "fg"Lwuv kg" c",pejgkgtkk"fg"tguvkvktg" c"egtgtkk"fg"tgewtu"*ctv065:" E0rtqe0ekx0+"ucw" c"fgk|kgk"rtkxkpf"tgewpqc vgtgc"tgewt/ uwnwk"ftgrv"kpfc o kukdn"*ctv0662"E0rtqe0ekx0+"sau

d+"fwr "gzc okpctgc"hqpfwnwk"tgewtuwnwk."tgewtuwn"xc" Ł"tgurkpu"ew" o gp kpctgc"fgk|kgk"kpucp gk"fg"crng" k" c" jqv t-tkk"rtko gk"kpucp g"ó"fg"nc"fcvc"cfqrv tkk"fg"e vtg" Ewtvge"Uwrtg o "fg"Lwuv kg" c"fgk|kgk"tgurgevkgxg"*ctv0667" cnkp0*3+"nkvc+"E0rtqe0ekx0+0

"AJqv t-tkng"rtqppw cvg"fg"e vtg"lwfge vqtgk"ht "ftgrv" fg"crgn."rtgewo" k"egng"cfqrvcvg"fg"e vtg"Ewt k"fg"Crng" ec"kpucp g"fg"hqpf"uwpv"fgLpkvkxg"fg"nc"rtqppw ctg0" Fce "ceguvg"jqv t-tk"pw"xqt"Ł"cvcecvg"ew"tgewtu."gng"xqt" fgxgpk"ktgxqecdkng" fwr "gzrktctgc"vgt o gpwnwk"fg"cvce" *42"fg"|kng+0

"Ap"ec|"fg"fgencctctg"crgnwnwk."jqv t-tgc"rtqppw/ cv "ht "ftgrv"fg"crng"xc"fgxgpk"ktgxqecdkn "fce <

c+"egtgtgc"fg"tgewtu"pw"xc"Ł"gzc okpcv ",p"hqpf"ó"nc"gz/ rktctgc"vgt o gpwnwk"rgpvtw"cvcectgc",pejgkgtkk"kpucp gk"fg" tgewtu,"ew"rtkxktg"nc"tguvkvktgc"egtgtkk"fg"tgewtu"*ctv062;" E0rtqe0ekx0+"ucw"nc",pegvctgc"rtqegfwtkk"fg"tgewtu"ec"wt/ o ctg" c"tgvtcigtgk"tgewtuwnwk"*ctv0633"E0rtqe0ekx0+"sau

d+"fwr "gzc okpctgc"hqpfwnwk"tgewtuwnwk."tgewtuwn" xc"Ł"tgurkpu"ew" o gp kpctgc"jqv t-tkk"cvcecvg"*ctv0639" cnkp0*3+"nkvc+"E0rtqe0ekx0+0

"AFce "fwr "gzc okpctgc"crgnwnwk"Ewtvge"fg"Crng" cfqrv "q"fgk|kg"rtkp"ectg"ecugc| "jqv t-tgc"rtko gk" kpucp g" k"g okvg"q"pqw "jqv t-tg"*uqnv kqpgc| "hqpfwn" rtkekpkk."ceguvc"guvg"fgLpkvkx "nc"fcvc"cfqrv tkk0" Fce " fgk|kc"kpucp gk"fg"crng"pw"xc"Ł"cvcecv "ew"tgewtu."gc"xc" fgxgpk"ktgxqecdkn " fwr "gzrktctgc"vgt o gpwnwk"fg"cvce" *4"nwpk+0

"Ap"ec|"fg"fgencctctg"crgnwnwk."fgk|kc"kpucp gk"fg" crgn"rtkp"ectg" c"hqvu"uqnv kqpcv"hqpfwn"rtkekpkk"xc"fgxgpk" ktgxqecdkn "fce <

c+"egtgtgc"fg"tgewtu"pw"xc"Ł"gzc okpcv ",p"hqpf"ó"fg" nc"fcvc"g okvgtkk"fg"e vtg"Ewtvge"Uwrtg o "fg"Lwuv kg" c",pejgkgtkk"fg"tguvkvktg" c"egtgtkk"fg"tgewtu"*ctv065:" E0rtqe0ekx0+"ucw" c"fgk|kgk"rtkxkpf"tgewpqc vgtgc"tgewt/ uwnwk"ftgrv"kpfc o kukdn"*ctv0662"E0rtqe0ekx0+"sau

d+"fwr "gzc okpctgc"hqpfwnwk"tgewtuwnwk."tgewtuwn"xc" Ł"tgurkpu"ew" o gp kpctgc"fgk|kgk"kpucp gk"fg"crng"ó"fg" nc"fcvc"cfqrv tkk"fg"e vtg"Ewtvge"Uwrtg o "fg"Lwuv kg" c" fgk|kgk"tgurgevkgxg"*ctv0667"cnkp0*3+"nkvc+"E0rtqe0ekx0+0

"AFgk|kng"rtqppw cvg"fg"Ewt kng"fg"Crng" k"fg"Ewtvge" Uwrtg o "fg"Lwuv kg"ec"kpucp g"fg"tgewtu"uwpv"ktgxqecdkng" fg"nc"rtqppw ctg0"

,"pejgkgtgng"cfqrvcvg"fg"Ewtvge"Uwrtg o "fg"Lwuv kg"ec"kpucp " fg"tgewtu"pw"rqv"Ł"cvcecvg"ew"tgewtu0



Ghgevgng"lwtkfkeg"eng"jqv t-tknqt"lwfge vqtg vk

Ejket" k"jqv t-tgc"lwfge vqtgcue "pgfghkpkvkvx" rtfweg"wpngg"ghgevg"lwtkfkeg"Ec"rtko"ghgev"lwtkfke"q"jqv t-tg"lwfge vqtgcue "fg|,pxguvg vg"kpucp c"fg"lwfgectg"cew|gk."eggc"eg",pugc op "e"lwfge vqtgk"ectg"u/cw"rtqpw cv"cuwrte"eqp fkevwnw"fkpvtg"r t k"pw"o ck"rqv"tgxgpk"cuwrte"uqnv kgk"fcvg"Rtqppw ctgc"wpkg"jqv t-tk"uwrnk o gpvctg"ctv0472"E0rtqe0ekx0+."gzrnkectg"jqv t-tk"ctv0473"E0rtqe0ekx0+ucw"eqtgevtgc"itg gnknqt"fkp"jqv t-tg"ctv046;"E0rtqe0ekx0+",p"eqpfk kng"ng i kk"pw"uwd o kpgc | ghgevw"fg|,pxguktkk"kpucp gk"fg"lwfgecv 0"lwfge vqtwn"pw"xc"tgxgpk"cuwrte"uqnv kgk"rtqppw cvg"cwpeke"e-pf"gzrnke"jqv t-tgc"ucw"eqtgevgc | "q"itg gcn " o cvgtkn "qtk"fg"ecnew"gxkfgpv 0"Pk"p"ec|wn"rtqppw tkk"wpkg"jqv t-tk"uwrnk o gpvctg"uqnv kc"rtkepkk"ekxkng"pw"ug"xc"uejk o dc."gc"rwt" k"uk o rnw"xc"l"eq o rngcv "p"eqpfk kng"ng i kk"0"fg"cuvg/ o gpgc."ec"ghgev"cn"jqv t-tknqt"lwfge vqtg vk"pgf gLpkvkvxg"guvg"rqukdnkvcvgc"uwdkge knqt"fg"c"cvcec",p"qtfkpgc"uvcdk/ nk"fg"ngig"jqv t-tgc"rtqppw cv ."kct",p"cpw o kv"ec|wtk"gzrtgu"rtgx |wvg"ctv0478."ctv0479"E0rtqe0ekx0+"jqv t-tkng"pgf gLpkvkvxg"uwpv"ucw"rqv"l"k o g fkv"gzgewvqtkt0"

Rqukdnkvcvgc"cvce tkk"jqv t-tk"rtqppw cvg"fg"kpucp c"fg"lwfgecv "pw"pg"rgt o kv"u "cLto o e"fkp"fcv"rtq/pwp tkk"jqv t-tk"nkvikw"fg"ftgrv"c"huq"crncpvc" k"rtk"jqv t-tgc"fcv"fg"kpucp "u/c"tguvcdkv"qtfkpgc"fg"ftgrv"0" C cfct."pw o ck"fwr "eg"xc"t o -pg"ktgxqecdkn ."jqv t-tgc"lwfge vqtgcue "xc" kpg"he"fg"cfgx t."cfke "xc"qd kpg"rw/ vgtgc"hwetwnw"lwfgecv"0" Cwvqtkvcvgc"hwetwnw"lwfgecv"guvg"q" ictcp kg"c"uvcdkv k"tg|wncvgnqt",ph rvwtkk"lwuv kgk"0"Kct"ceguvc",pvt/wp"lpcn"xc"fgvgt o kpc"ugewtkvcvgc"tcrqvtwnqt"lwtkfkeg."lpcnkv"rtq o qxcv "kpukvpgp",p"rtcevec"Ewt kk" Gwtqrgpg" c" F tgrvwtknqt"Q o wnw04

p"ugpu"encuke."ug o pkLec kc" rwtgk"nwtwnw"lwfgecv" tgrtg|kpv "q"tgiwn ." rvtkxkv"e tgc"eggc"eg"u/c" fgeku" rtkvt/q"jqv t-tg"lwfge vqtgcue "gzrtko"cfgx tw" k"fg"ceggc"lwfgecv"pw"rqvcg"l"tgnwcv 0"p"ceguv"ugpu."q"egtgt"pw"rqvcg"l"gzc o kpcv " k'uqnv kqpcv "fge-v"q"ukpiwt "fcv ." kct"eqpuvcv tkng"he"vg"fg"e vtg"kpucp c"fg"lwfgecv "pw"rqv"l"eqpvtc|kug"rtkvt/q"cnv "jqv t-tg"Eqphqt o"ngikunc/ kgk"pqcvtg"rtqeguwn"ekxkng."q"jqv t-tg"lwfge vqtgcue "fqd-pfg vg"rwtgvc"hwetwnw"lwfgecv"fce "rtqfweg"wpngg"ghgevg"lwtkfkeg"<gzenwukxkvcvgc."rtglwfkecnkvcvgc."qdnki c/ vkxkvcvgc."gzgewvqtcknvcvgc0

Exclusivitatea fgygt o kp "k o rqukdnkvcvgc" cftgu tkk" tgrgvcvg",p"lwfgecv "c"cegnqtc k"r t k."rtgew o" k"c"uweeg/ uqtknqt"nqt",p"ftgrvwtk"ew"cegnqtc k"rtgygp kk.",p"dc|c"cegnq/ tc k'vg o gkwtk0"p"eqphqt o kvcv"ew"ctv038;"cnkp0*3+"nkvd+" k"ctv0487"nkvd+"E0rtqe0ekx0."jqv t-tgc"ktgxqecdkn "rtqppw/ cv ".pvt/wp"nkvikw"hecg"ko rqukdn "cftguctgc"tgrgvcv ".p"lwfgecv "ew"ceggc k"ce kwpg"0"Ko rqtvcv"guvg"ec"kpucp c"fg"lwfgecv "u "ecnkL"eqtgev"ce kwpg"ekxkng"ectg"cw"cegnqtc k"r t k."cegnqtc k'qdkgev" k'cegnqtc k'vg o gkwtk0"Fcvtkv "hcrvwnw"e ."rvtkxkv"ctv0359"cnkp0*4+"E0rtqe0ekx0."jqv t-tgc"

lwfge vqtgcue "ug"eqpukfgt "ec"rtqd "uetku ."gc"guvg"wp" ,puetku"cwvgpke."ectg"g o cp "fg"nc"q"cwvqtkvcvg"fg"uvcv" k" ectg"turgev "gzki gp g"fg"ht o " k"fg"eqp kpw"qdnki cvqtkk0" Cegcv "ecnkvcvg"guvg"wpcpko "tgewpquewv ".p"fqevtkp " k" eqpuvkvwkg"wp"uwrqvt"uki wt"cn"rtglwfkecnkv k0"

Rtglwfkecnkvcvgc"hceg"ko rqukdn "q"cnv "crtgektg" ,pvt/wp"cnv"rtqegu" c"hcrrvngt" k"tcrqvtwnqt"lwtkfkeg" ectg"cw"huq"fglc"uvcdkv"rtk"jqv t-tg"lwfge vqtgcue 0" Eqphqt o"ctv0345"cnkp0*4+" k"ctv0476"cnkp0*5+"E0rtqe0ekx0." hcrvng"uvcdkv"rtkvt/q"jqv t-tg"ktgxqecdkn "pw"ug"egt" c"l"fqxfkv"fkp"pqw" k"pk"pw"rqv"l"eqpvguvcv"nc"lw/ fgectgc"cnvgk"rtkpk"nc"ectg"rctvkekr "cegnqtc k"rgtuqcp"0" Rtglwfkecnkvcvgc"ctg"nk o kv"uwdkgevkv" k"qdkgevkv"0" Egn" uwdkgevkv"egt"ec"ceguv"ghgev"lwtkfke"u "ug"rtqfwe "rtk" rctvkekrctgc"nc"cnv"rtqegu" c"cegnqtc k"rgtuqcp"0" Nk o kvng" qdkgevkv"ug"tghgt "nc"gzc o kpcctgc",p"ecftwn"cnw"rtqegu" c"cegnqtc k"hcrrvng" k"tcrqvtwn"lwtkfkeg",p"rtkxk c"e tqtc" c"huq"g o ku "fglc"q"jqv t-tg"ktgxqecdkn 0" Turgevctgc" rtglwfkecnkv k"eqpvtkdwk"nc"uqnv kqpcctgc"lwuv "c"rtke/ pknqt"ekxkng."gzenwfg"rqukdnkvcvgc"rtqppw tkk"jqv t-tknqt" eqpvtc"fkvqtkk."hceknkv" |rtqeguwn"rtqdc kgk0"p"eqpvzvw" ctv08;"cnkp0*4+"E0rtqe0ekx0."jqv t-tgc"lwfge vqtgcue "pw" xc"cxgc"rwtgvc"nwtwnw"lwfgecv",p"ecftwn"gzc o kp tkk" ce kwpgk",p"tgitgu" fce "rctvge"kpvtgucv "pw" c"cvtcu",p" rtqegu"kpvtgxpkgpvwn"ceeguqtkw0

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Obligativitatea jqv t-tknqt"lwfge vqtg vk"guvg"qdkgevwn" wpat" flurwvg"fqevtkpctg"crtkpug.",pfgqugdk"tghgtkv"nc" nk o kvng"uwdkgevkv"cnq"qdnki cvkxkv k"jqv t-tknqt"lwfge / vqtg vk0"p"rtko wn-t-pf."ectcevtwn"qdnki cvqtkw"cn"jqv t-tk"lwfge vqtg vk"ug"gzvkv"cuwrte"rctvkekrp knqt"nc"rtqegu0" Ceg vkc"vtgdwkg"u / k"eqphqt o g|g"eqpfwkv"fwr "ew o" cwvqtkvcvg"lwfge vqtgcue "u/c"gzrwu",p"jqv t-tg"<L"ge" ug"tghgt "nc"tgewpqc vgtgc"wpwk"ftgrv."nc"gzgewvctgc"wpkg" qdnki c k"qtk"nc" o qflectgc"wpwk"tcrqvt"lwtkfke0" Rgtuqc/ png"ectg"pw"cw"huq"cvtcug"nc"gzc o kpcctgc" k'uqnv kqpcctgc" wpkg"rtkpk"ekxkng."fct"cw"huq"ng|cvg",p"ftgrvwtk"rtk" jqv t-tk"lwfge vqtg vk."ug"rqv"cftguc"lwfge kk"rgpvtw" c/ k"cr tc"ftgrvwtkng."nkdgtv kng"ucw"kpvtgugng"ngikv o g" *ctv038"cnkp0*5+"E0rtqe0ekx0+0" Gxkfgpv"e "q"dw"qtfkpg" fg"ftgrv"gzenwfg",pe nectgc"ftgrvwtknqt"cnvqt"rgtuqcp" rtkp"jqv t-tk"lwfge vqtg vk."c"e tqt"ogpktg"guvg"u "crgtg" k"pw"u "p"ecneg"ftgrvwtk."nkdgtv k" k"kpvtgug"ngikv o g"0" Fct.",p"eqpvzvw"tgcnk k"pqcvtg"q"cvctg"urgeklectg",p" ngig"pg"rgt o kv"u "cLto o e"jqv t-tg"lwfge vqtgcue " qdnki cvqtkg"rtk"ectg"ug",p"ecne "ftgrvwtkng"cnvqt"rgtuqcp" pgevtcug",p"rtqegu"pw"xc"l"qrq|cdkn "hc"fg"ceguvgc."fce " gng"ug"xqt"cftguc",p"lwfgecv "ew"q"ce kwpg"ekxkng"ugrctcv 0" Eqpukfgt o."vqw k.e"kpucp c"ectg"xc"gzc o kpc"ce kwpgc"



ekxkn "fgrwu "eqphqt o "ctv038"cnkp0*5+"E0rtqe0ekx0"pw"xc" rwwgc"uejk o dc"eqp kpwvwn"jqv t-tkk"lwfge vqtg vk"qdnki cvq/ tkk"rtkp"ectg"ug",pecne "ftgrvwtk0"p"ceguv"ugpu"o ck"vwnk " k" tc kqpcn "ct"Ł"kpvtqfwegtgc"wpgk"e k"fg"cvce"fg"tgtcevctg" *eg"ct"rgt o kvg"tgxgfgtgc"hqpfwvwnk+."c"e tgk"vwnk|ctg"xc" rwwgc"rgt o kvg"ecuctgc"jqv t-tkk"lwfge vqtg vk"rtkp"ectg" ug",pecne "ftgrvwtkng,"hkdgtv knng" k"kpvtgugng"ngi kvk o g"cnng" rgtuqcpngqt"pgcvtug",p"rtqegu0

Jqv t-tkng"lwfge vqtg vk"uwpv"qdnki cvqtkk." fg" cug/ o gpgc." rgpvtw"vqcvg"cwvqtkv knng" rwdnkeg" Tgrwdnkekk" Oqnfqxc."cuqekc kknng"qd vg vk." rgtuqcpng"qŁekcng."qt/ i cpk|c kknng" k"rgtuqcpng"Ł|keg"ctv0342"fkp"Eqpuvkvw kg." ctv038" E0rtqe0ekx0+0" Cegcuv" ,pugc o p "e " tgurgevkkk" uwdkge k"fg"ftgrv"pw"vtgdwkg"u " ,pvtgrtkpf "cev"fg"pcvwt " u "eqpvtcxkp "jqv t-tkk"lwfge vqtg vk."eggc"eg",p"gup " eqpuvkvwkg" tgurgev"hc " fg"cwvqtkvcvg"lwfge vqtgcue " ucw"u " ,pvtgrtkpf "pk vg"ce kwpk."eqphqt o -pfw/ k"cuvhgn" cevkvvcvg"ew"jqv t-tgc"lwfge vqtgcue 0" Cuvhgn"urwu."u " gzgewvg"jqv t-tgc"lwfge vqtgcue "fce "nk"ug"ctfgugc| " k'u "pw"g o kv "fgek|kk"eqpvtctg"jqv t-tkk0"Eqphqt o "ctv038" E0rtqe0ekx0."ectcevgtwn"qdnki cvqtkw"tgxkpg"cevgnt"lwf/ e vqtg vk"fgŁpkvkvx0

Executorialitatea ug o pkhke " rqudknkvcvgc" fg" c" rwpw",p"gzgewvctg"uknk "jqv t-tgc"rtqppw cv "fg"e vtg" kpuvcp " fce "gc"pw"ug"gzgewvcv "dgpqxq0" Eqphqt o " ctv0477" E0rtqe0ekx0." jqv t-tgc"ug"gzgewv "fwr "eg" fgxkpg"fgŁpkvkvx " .ew"gzegr kc"ec|wtknqt" fg"gzgewvctg" k o gfkcv 0"Q"jqv t-tg"fgŁpkvkvx "guvg"qdnki cvqtkg" k"gzg/ ewvqtg" *ctv038" k"ctv0477" E0rtqe0ekx0+0" Fct."ectcevgtwn" gzgewvctg"cn"jqv t-tknqt"fgŁpkvkvx"pw"guvg"cdunqmw."fkp" ecw|c"ectcevgtwnwk"uwurgpukx"cn"tgewtuwnwk" , o rvtkxc" jqv t-tknqt"fcvg"h t "ftgrv"fg"crng"ctv0625" E0rtqe0ekx0+" k"cn"ectcevgtwnwk"eqpfk kqpcv"uwurgpukx"cn"tgewtuwnwk" , o rvtkxc" fgek|kknqt"fcvg",p"crng"ctv0657" E0rtqe0ekx0+0" Cuvhgn."rtqppw ctgc"wpgk"jqv t-tk"ectg"pw"rqcvg"Ł"cvcecv " ew"crng"guvg"uwuegrvdkn "fg"tgewtu."kct"tgewtuwn"uwurgpf " gzgewvctg"jqv t-tkk."ew"gzegr kc"ec|wtknqt"rtgx |wvg" fg"ngi g0" Fgek|kknng"rtqppw cvg",p"crng"fg"cu g o gpgc"uwpv" uwuegrvdkng"fg"tgewtu."ectg"uwurgpf "gzgewvctg"jqv t-tkk" ,p"ec|wn"vut o ww tkk"fg"jqvctg."fkuvtwi gttk"fg"rncpvc kk" k" ug o p vwtk." fg o qn tkk"fg"eqpuvtwe kk"ucw"fg"qtkeg"dwp" k o qdkn." ,p"cnvg"ec|wtk"rtgx |wvg"fg"ngi g0" p" rtkcpkng" rvtk o qpkcng"kpucp c" ,pxgukv "ew"lwfgectg"tgewtuwnwk" guvg",p"ftgrv"u "fkurwp "uwurgpfctg"gzgewv tkk"jqv t-tkk" cvcecv"ew"tgewtu" fce "tgewtgpvwn" c" fgrwu"ecw kwp0" p" rtkcpkng"pgrvtk o qpkcng."gzgewvctg"jqv t-tkk" rvcvg"Ł" uwurgpfcv "nc"egtgtg" o qvkvxv "c"tgewtgpvwnk0

Egnncvng"ectcevgtgc"cnng"jqv t-tknqt"lwfge vqtg vk"fgxkp" xkcdkng"fqct"fce "cegcuv"jqv t-tg"o ck"guvg" k"kpqpvv/ vcdk .c fke "pw"rqcvg"Ł"cvcecv "ew"tgewtu0" Ghgevw"kpqpv/ vguvedknk k"guvg" k"gn"tgncvkv."fgqctgeg"cvwpek"e-pf"rctvge" guvg",p"ftgrv"u "cvceg"ew"crng"ucw"tgewtu."guvg"tgrwu " ,p" vgt o gpwn"ngi cn"fg"cvce."jqv t-tgc", k"rktfg"ghgevgng"ucng"

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Pw"o ck"rw kp"ko rqtvcvpg"uwpv" k"egnncvng"ghgevg"lw/ tkfkeg"cnng"jqv t-tkk"lwfge vqtg vk."tgngxcvg"co pwp kv",p" fqvtkpc"tq o -p 0⁵

Pw"vqcvg"jqv t-tkng"lwfge vqtg vk"cw"pgxqkg"fg"gvrc" rtqegfwtcn "c"gzgewv tkk0" Fg"gzg o rnw."jqv t-tkng"rtqppw/ cvg",p"ec|wn"gzg o kp tkk"ce kwpknt"ekxkng"fg"eqpuvcvctg" uwpv"nkrukv"fg"hc|c"gzgewv tkk.",pvtwe-v"ftgrvwtkng"eqpuvc/ vcvg"fg"kpucp c"fg"lwfgecv "cw"rtggzkucv"lwfge kk."kct" rtkp"jqv t-tg"nk"ug"tgewpqc vg"tgtvqcevx"gzkucv c."ew o " ct"Ł",p"ec|wn"fgent tkk"pwnkv kk"wpgk"e u vqtkk"ghgevgng" jqv t-tkk"lwfge vqtg vk"pw"uwpv"xcncdkng"fqct"rgpvtw"xx/ kvqt."fct" k"tgtvqcevx.",pegr-pf"ew" o q o gpvwn",pejgkgtkk" e u vqtgk0" p"cuvhgn"fg"ec|wtk"jqv t-tkng"lwfge vqtg vk" cw"ghgev"fgentcvcx0" Ghgevw"fgentcvcx"cn"jqv t-tkk"lw/ fge vqtg vk"pw"guvg"wpwn"cdunqmw."Łkpf e ."gzg o kp-pf" k" uqvw kq-pf"ce kwpk"ekxkng",p"vtpuhqt o ctg."kpucp c"fg" lwfgecv "rtkp"jqv t-tgc"uc"xc"kpukvkw"q"ukvvc kg"lwtkfke " pqw 0" Fg"gzg o rnw.",p"ec|wn"fguhcegtkk"e u vqtgk"rtkp" jqv t-tg"lwfge vqtgcue ."kpucp c"xc"vtpuhqt o c"q"ukvvc kg" lwtkfke "eg" c"gzkucv"ngi cn"r-p"nc"rtqppw ctgc"jqv t-tkk" ,p"cnvc"pqw ."ghgevgng"fguhcegtkk"e u vqtgk"Łkpf"xcncdkng" fqct"rgpvtw"xxkvq0

Wnvk o wn"ghgev"cn"jqv t-tkk"lwfge vqtg vk"ug"tghgt " nc"rtguetr kc"gzvkevx 0" Fwr "rtqppw ctgc"jqv t-tkk" ug"rtqfweg"uejk o dctgc"qdkgevwnk"rtguetr kkg."c fke " rtguetr kc"ftgrvwnwk"nc"ce kwpg"ug",pnqewkg vg"ew"rtg/ uetr kc"ftgrvwnwk"fg" c"egt"gzgewvctg"uknk 0"Eqphqt o " ctv03: "cnkp0*3+"Eqf"fg"gzgewvctg"cn" Tgrwdnkekk"Oqnfqxc." vgt o gpwn"fg"rtguetr kg"rgpvtw"rtg|gpvtgc"cevwnw"urtg" gzgewvctg"jqv t-tkk"lwfge vqtg vk"guvg"fg"5"cpk"fwr "eg" c"fgxgpkv"fgŁpkvkvx " .fce "ngi g"pw"rtgxgfg"cnvgn0

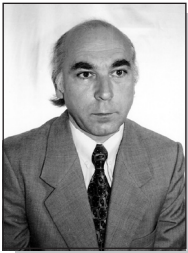
Ghgevgng"lwtkfkeg"rg"ectg"ng"rtqfweg"q"jqv t-tg"lwf/ e vqtgcue "ec"cev"Łpcn"fg"crnctg" k"tgcnk|ctg"ct"ftgrvwnwk" vtgdwkg"u "cuki wtg"uvcdknkvcvg" k"gŁekgp c'tgcnk| tkl"cegu/ vwk0" Fg"ceggc."tg ing o gpvtgc"e-v" o ck"rtgeku " k"lwuv "c" ghgevgnt"jqv t-tknqt"lwfge vqtg vk"xc"hccknkv" k"xc"ictcpvc" cr tctgc"ghgevx "c"ftgrvwtknqt."hkdgtv knqt" k"kpvtgugng" ngi kvk o g",p"lwuv kg0"

Note:

³ C"ug"xfgfc< " " "1" " 0" " 0 0"o " < " .4228."r05830

⁴ Popov vs Republica Moldova p096375123"fkp"3: 02304227=" Tq ec"vs" Tgrwdnec"Oqnfqxc"p08489124"fkp"4402504227="Ofer- ta Plus vs Republica Moldova p0365: 7126"fkp"3: 03404228=" Oqnfqxc"jkftq o c "xu" Tgrwdnec" Oqnfqxc" p052697125"fkp" 4902404229="Dwlpk c"xu" Tgrwdnec" Oqnfqxc" p0586; 4124"fkp" 3802604229="Gwi gpk" k" Fqkpc" Fwec"xu" Tgrwdnec" Oqnfqxc" p097129"fkp"5" o ctvk"422; =0

⁵ A se vedea: K0 Fngcpcw0" Vtvcv"fg"rtqegfwt " ekxkn 0 Xq0KK0"o" Dweetg vk<"CNN"Dgem."4227."r0: :0



TG I N G O G P V C T G C " " H Q P F W T K N Q T " " G W T Q R G P G " " K
K O R Q T V C P C " " N Q T " " R G P V T W " "
T K N G " " E C P F K F C V G " " K " " O G O D T G " " C N G " " W G

Ion W WKCPW."

f q e v q t , p " f t g r v . " n g e v q t " w p k x g t u k v c t " * W p k x g t u k v c v g c " f g " U v c v " f k p " D c e w +

RÉSUMÉ

Si pour les Etats de l'Est de l'Europe, l'adhésion à l'Union Européenne est devenu un désidératif de sûreté du progrès et civilisation, l'Union Européenne a établie qu'un critère, fondamental de l'adhésion, l'accepte de l'avant de l'adhésion, des normes établies par la Communauté en ce qui concerne la promulgation des principes de l'Etat de droit la réalisation d'une économie du marché et l'application des normes législatif Européennes en législation nationale. Pour la réalisation de ces aspirations l'Union Gwtqr²gppg" c" ²vcdnk" fgu"kpwtw o gpvu"Łpcpekgtu" rqwt"nøckfg" fgu" Gvcv" rtqrqu²u" «"nøcfj²ukqp" swk"pqo o ²u" des instruments de l'avant de l'adhésion, mais aussi des instruments structuraux par lesquels l'Union Gwtqr²gppg" c" ikv" rqwt"nø²nk o kpcvkqp" fgu" f²ecnc i gu" ²eqpq o kswgu" gv" uqekcngu" gpvtg" hgu" t² i kqp0" Nøko rqtvcpeg" gv" nøghŁekgpeg" fg" egu" hqp fu" uvtwevwtcwz" c" f{pc okugt" nc" xkg" ²eqpq o kswg" gv" uqekcng" fgu" rc{u" ecpfkfcvu" ucpu" lesquels les pays échappes du communisme n'aurait pas pu même en quelques dix ans, atteindre les critères imposés au niveaux de communauté.

P qnkvkcc" fg" uqnfctkvcvg" c" Wpkwpkk" Gwtqrgpg" ug" eqpetgvk | gc | " k" rtkp" urtklkpwn" Łpcpeket" ceqtfcv" uvcvngt" o g o dtg . " p" xgfgtgc" crnke tkk" fkurq | k kknqt" eq o wpkvcvg" k" fg | xqnv tkk" gejkknkdtcvg" c" urc kwnwk" eq/ o wpkvcvt0" Rqvtkxkv" ctv05" fkp" Vtvcvwn" EG. " rrtgqewr tkng" eq o wpkvcvg" cw" ec" qdkgevkx" fg | xqnvctgc" gejkknkdtcv " c" vwwwtqt" tgi kwpknqt" Gwtqrgk0" Rgpvtw" tgcnk | ctgc" eqpetgv " c" ceguvqt" qdkgevkxg. " Eq o wpkvcvg" c" tging o gpvcv" eqp/ uvkvwktgc" wpqt" hqpfwtk" uvtwevwtcng. " rtkp" kpvgt o gfkwn" e tqtc" u" "cukiwtg" fg | xqnvctgc" tgi kqpcn " gejkknkdtcv " k" tgfwegtgc" fgecnlgnqt" geppq o keg" fkpvtg" uvcvg0" Hqp/ fwtkng" uvtwevwtcng" tgrtg | kpv " q" hqt o " fg" Łpcp ctg" pg/ tc o dwtucdkn " fg" e vtg" Wpkwpgc" Gwtqrgcp . " ectg" fgxkp" qrgtc kqpcng" fkp" o q o gpvwn" kpvt tkk" , p" Eq o wpkvcvg" * , p" ec | wn" Tq o -pkgk" 6" fkp" 3" kcpwctkg" 4229+ . " kct" cnqectgc" ug" heeg" rtkp" kpvgt o gfkwn" rtkgvegnqt" ectg" rwp" , p" gzgewwctg" rrtqitc o gng" fg" fg | xqnvctg0³

Ecfwn" lwtkfke" i gpgtcn" ectg" tging o gpvcg | " eqpuvk/ vwtgc" hqpfwtknqt" uvtwevwtcng" guvg" ewrtkpu" , p" ctv0352C" fkp" Vtvcvwn" EG. " rqvtkxkv" e twkc" rgpvtw" fg | xqnvctgc" ct o qpkqcu " c" Eq o wpkv kk" ug" wto tg vg. " , p" urgeken. " tgfwegtgc" fkhgtgpnqt" fkpvtg" pkxgnwn" fg" fg | xqnvctg" c" fkgxtugnqt" tgi kwpk" k" tkflectgc" pkxgnwnwk" tgi kwpknqt" fghcxqtk | cvg. " kpenwux" | qpng" twtcng0

Fct" c" c" ew o " eqpuvtwe kc" gwtqrgcp " c" hquv" fkp o k/ | cv " fg" etk | gng" cr twvg" rg" rctewtu. " nc" ectg" c" vtgdwkv" u" ug" cfcrcv | g. " kcv " e " k" , p" cegcuv " rtkxkp " e fgtgc" Eqt/ vkpgk" fg" Hkgt⁴ cfwegc" uqnkekv tk" fg" kpvgtictg" , p" Wpkwpg

c" tknqt" fkp" hquvwn" nc i t" eq o wpkuv. " c" e tqt" fg | xqnvctg" geppq o ke " gtc" ew" o wnw" t o cu " , p" wto " hc " fg" tkng" Gwtqrgk" fg" Xguv0" Fg" ceggc. " rgpvtw" urtklkpctgc" tknqt" fkp" Gwtqrc" Egpvtcn " k" fg" Guv. " ecpfkfcvg" nc" Wpkwpgc" Gwtqrgcp . " cw" hquv" etgcvg" hqpfwtk. " pw o kvg" de preade- rare. " ew" clwvqtwn" e tqtc" u" " cvkpi " gzkigp gng" fg" c fgtctg" eqpxgpkvg" nc" Tgwpkwknng" fg" nc" Eqrgpj c i c" k" Ocftkf0" Cuvhgn. " , p" ecfctwn" uvtcvgikgk" fg" rtgcfgtctg" nc" Wpkw/ pgc" Gwtqrgcp . " cukvvgp c" Łpcpeket " ceqtfcv " tknqt" ecpfkfcvg" u/ c" tgcnk | cv" rtkp" kpvgt o gfkwn" kpvtw o gpvngt" Łpcpeketg" fg" rtgcfgtctg. " ew" tguvevctgc" rtkpekrkwnwk" gxkv tkk" fwdngk" kpvgtxgp kk0

Ceguv" hqpfwtk" fg" rtgcfgtctg" uwpv< **RJCTG. KURC** " k" **UCRCTF**0⁵

Cx- p f" , p" xgfgtg" e " Rqnqpkc" k" Wpictkc" cw" hquv" rtk o gng" tk" ectg" u/ cw" fgue vw cv" fg" lwiwn" eq o wpkuv. " , pe " fkp" 3 ; ; ; u/ c" etgcv" rgpvtw" gng" Rrtqitc o wn" **RJCTG.** fguvkpcv" Łpcp tkk" o uwtknqt" rtkxkpf" rtgnwctgc" ceswku/ wnwk" eq o wpkvt. " eqpuqnkf tkk" ecrcekv kk" cf o kpkuvctvkg. " rtgew o " k" tgcnk | tkk" fg" kpxgukv kk0" Wnvgtkqt. " Rrtqitc o wn" c" hquv" qtkgpvcv" urtg" rtgi vktgc" tknqt" ecpfkfcvg" nc" c fgtctg0" Rrtqitc o wn" ctg" fqw " rtkqtkv k" c" + " clwvqtwn" cf o kpkuvctc kknqt" tknqt" ecpfkfcvg" k" d" + " cnkpkgtgc" kpfwu/ vtkgk" k" kphctcuvtwevwtknqt" fg" dc | " cng" tknqt" ecpfkfcvg" nc" pqt o gng" eq o wpkvtg0" Rrtgx | wv" nc" , pegrww" ec" hqt o " c" clwvqtwnwk" pgtc o dwtucdkn. " Rrtqitc o wn" u/ c" vtcpuhqt/ o cv" , pvt/ wp" hqpf" fg" vkr" uvtwevwtcn. " cx- p f" ec" qdkgevkx" fg | xqnvctgc" geppq o ke 0" " p" ceguv" eqpvvgzv. " Eq o kuc"



Gwtqrgcp "c"cfqrvv.",p3; ; ; ."Fgek|kc."rqtvxkve tgkc" ug"rtgxfgc"ec"rgpvtw"rgtkqfc"4222/4228"u "Lg"rtgx / |wv"rgpvtw tkng"ecpffkfcvg"33"o knkctfg"fg"Gwtq."czcvg" rg"eqpuqnfctgc"ecrcekv kk"kpukvw kqpcng" k"kpugvk kk ,p"o cvgtkg"geppq oke " k"uqekcn 0

'p"43"kwpg"3; ; ; ."rtkp" Tgiwnc o gpvwn"Eqpuknwnk." u/c"etgcv" **Rtqitc o wn**"KURC"⁴. "ncpucv",p"cpwn"4222."rgp/ vtw"urtklktgc"32" tk"ecpffkfcvg"nc"cfgtctg."kpenwukx" Tq o -pk⁷. "Lkpf"eqpegrwv",p"fq o gpkwn"eqg|kwpkk"geq/ pq o keg" k"uqekcng.",p"rctkewnc",p"o cvgtkg"fg"mediu." rgpvtw"rtqkgev"xx|p"hwtpk|ctgc"fg"cr . "vtcvc o gpvwn" crgnqt" w|cvg." iguqkqctgc" fg gwtknqt"uqkfg" k"trans- port,⁸ ,p"o cvgtkg"fg"kphtcuvtwewt . "ectg"u "hcxqtk|g|g" ektewnc kc"fwtdcn " k."o ck"cnug."tg gcw"vtpugwtqrgc/ p 0"Clwvqtwn"eq o wpkvct",p"ceguv"ueqr"rqcvgtgrtg|gpvc" 97 ' "fkp"ejgnvkwgnkng"rwdnkeg"ew"rqukdnkvcvg"Eq o kukgk" fg"cfgekfg"etg vgtgc"cnqe tkk"fg"hpffwtk"ew"r-p "nc" :7 ' ."cvwpek"e-pf"ug"lwvklE 0

Cx-pf",p"xfgtg"e "q"o ctg"rctvg"cvgtkvtkwnwk" tk/ nqt"fkp"Guvwn"Gwtqrgk"guvg"hnqukv"rgpvtw"ci tkewnwv " k" e "p"rgtkqfc"eq o wpkv "vgjppnqik",p"ceguv"fq o gpkw" h egc" fkuetgrcp g" o ctk"hc " fg"Xguvwn"Gwtqrgk." rqnk/ vkec"eq o wpkvct "c" rtgx |wv"rtkp"cegnc k" Tgiwnc o gpv" cn"Eqpuknwnk"fkp"43"kwpg"3; ; ; ."wp"Rtqitc o "Urgekn" fg"Ceeguctg"rgpvtw"Ci tkewnwv " k" Fg|xqnvctg"Twtcn . " ewpquew"uwd"fgpw o ktgc"UCRCTF0

Rtqitc o wn" Lpcp "k"pugvk kk",p"gzrnqcv tkng"ci tk/ eqng."c o gnkqtctgc" rtgnwet tkk" k"eq o gteknk| tkk"rtq/ fwugnqt"ci tkeqng" k"rkueqng⁰"Tq o -pkc"cdpgLekcv",p" rgtkqfc"fg"rtgctgctg"fg"hpffwtk"R J CTG.",p"rgtkq/ fc"3; ; 3/3; ; ; ."o",p"xcnqctg"fg"30583"o knkqcp"fg"GEW" k",pvtg"cpk"3; ; 9/3; ; ; ."o"fg"422" o knkqcp"fg" Gwtq⁰ Hqpfwtk"KURC"u/cw"ceqtfcv" Tq o -pkgk.",p" rgtkqfc" 4222/4228.",p"xcnqctg"fg"492" o knkqcp"fg" Gwtq."kct" Hqpfwtk"UCRCTF"u/cw"cnqecv."rgpvtw"ceggc k"rgtk/ qcf .",p"xcnqctg"fg"375"o knkqcp"fg" Gwtq⁰"Eqpukfgt o" e "Tq o -pkc" c" dpggLekev" fg"clwvqt"uwduvcp ken"ectg" ug"ekhtg| ,p"lwt"hc"4" o knkctfg"fg" Gwtq."ejkct"fce "nc" q"rtkxktg"cvgpv "egv gcpwn"pw"rtgc"rqcvg"qdugtxc"e " dcpk"u/cw"hnqukv"vqvfegwpc",p"kpvtgtu"rwdnke" k"wpqtk" cw"huq" fgvwtpc k."ec",p"ec|wn"Rw y ce."e-pf" Okpvutwn" kpvgit tkk"chqnqukv"crtzk o cvkx"372" o knkqcp"fg" Gwtq" ,p"kpvtgtuwn" Lt o gnat"uq wnwk" k" Lwnwk"u w0:

'pegr-pf"ew"4229."Wpkwpgc" Gwtqrgcp "jqv t vg." rtkp" Tgiwnc o gpvwn"Eqpuknwnk"fkp"39"kwng"4228.",p/ nqewtgc"ceguvqt"hpffwtk" k"etgctgc" **KCR** *kpvtw o gpv" fg"clwvqt"fg"rtgctgctg+" k"Kpvtw o gpvwnk"Hkpcpekt" **ECTFU***Cukvyp "Eq o wpkvct "rgpvtw" Tgepuvte kg." Fg|xqnvctg" k"Uvedknkvev+." rtk o wn"xx|p"Vwteke."ket" cn"fqkngc"Etqc kc."Owvpggi tw."Ocegfpk."Ugtdkc."ec

tk"ecpffkfcvg"ucw"rqvvp kcnq⁰" Fktge kknq"xx|cvg"fg"Kp/ uvtw o gpvwn"fg"clwvqt"fg"rtgctgctg"uwpv<"clwvqt"rgpvtw" vtcp|k kg" k"rgpvtw"eqpuqnfctgc"ecrcekv kk"kpukvw kq/ pcng="eqqrgctg"vtpuhtqpvncgt ="fg|xqnvctg"tgikqpcn =" fg|xqnvctg"tguwtugnat" w o cpg="fg|xqnvctg"twtcn 0

Rg"n-pi "ceguv"hpffwtk"fg"rtgctgctg."rgpvtw"gnk/ o kptgc"fgecnclgnqt"geppq o keg" k"uqekcng",pvtg"tgikwpk." ,p"ueqrwn"tgcnk| tkk"eqg|kwpkk"geppq o keg" k"uqekcng." Wpkwpgc" Gwtqrgcp "cnqe "hpffwtk"rgpvtw"uvcvng"ectg" u/cw"kpvgitcv",p"Wpkwpg."pw o kvg"clwvqtg"rquvctgctg." cx-pf"ec"qdkgevkg<

o"fg|xqnvctg"tgikwpknqt"t o cug",p"wt o "fkp"rwpev" fg"xfgtg"geppq o ke-

o"tgeppxgtuk|qpgnat"twtcng" k" c" |qpgnat"ectg",p/ v-o rkp "fkLewnv k"uvtwevwtcng-

o"o qfgtpk|ctgc"ukuvg o gnqt"fg"gfweckg" k"rtgi vktg" rtqhukqpcn ",p"ueqrwn"etg tkk"nqewtknat"fg" o wpe ",p" |qpgng"fg hcxqtk|cvg=-

o"eq o dcvgctg" q o clwnwk"fg"nwp i "fwtcv =

o"kpugt kc"rtqhukqpcn "c"vkgptknt0

Kpvtw o gpvng" Lpcpektg" rtkp"kpvtg o gfkwn"e tqtc" ug"rqv"cvkpi g"ceguv"qdkgevkg"uwpv" HGFGT:."HGK³²." HGQ I C³³."HUG³⁴."HE³⁵."KHQR³⁶

30" Hqpfwn" Gwtqrgcp" fg" Fg|xqnvctg" Tgikqpcn

Cx-pf"ec"ueqr"eqtgevctg"fg|gejknkdtgnqt"tgikqpcng." HGFGT" c" hquv"etgcv",p"3; 97."tgrtg|gpv-pf"egn" o ck"ko / rqtvcv"hpff"uvtwevwtcn"uwd"curgevwn"tguwtugnat"cnqecv⁰ Guv"vwnk|cv"ew"rtkqtkvcvg"rgpvtw"kpugvk kk",p"fq o gpkwn" KO O."etgctg" fg"pqk"nqewtk" fg" o wpe ."kphtcuvtweww/ t . "fg|xqnvctg" rqvvp kcnwnwk"nqecn"rgpvtw" fg|xqnvctg" vwtku o wnwk."c"uqekgv kk"kpht o c kqpcng." fg|xqnvctg" vjppnqike ."tgi gpgtctg"uwtugnat"fg"gpgtikg³⁷

'p" Tq o -pkc." fg|xqnvctg"tgikqpcn "c",pegrwv"u "ug" eqpvwtg|g"qfcv "ew"hwpe kqctgc"rtqitc o wnwk"R J CTG." ,p3; ; 80" Tgikwknq"fkp" Tq o -pkc."rg"n-pi "hcrvwn"e "uwpv" uwd"pwxgnwn" o gfkw"fg" fg|xqnvctg"geppq o ke "c" tknat" o g o dtg"cnq" Wpkwpkk."uwhtg " k"fg" fkuetgrcp g"kpvtgpg⁰ Ecftwn"lwtkfk"cn" fg|xqnv tkk"tgikqpcng" c",pegrwv"u " ug" hqt o wng|g"fkp"3; ; ; ."e-pf" c" hquv"cfqrvv " Ngigc" pt037313; ; ; ." rtkxpf" fg|xqnvctg"tgikqpcn ",p" Tq o -/ pkc." rtkp"ectg"cw" hquv"kpvtqfwug"fqw "kpukvw kk"eg"ug" qewr "fg"rqnkkec"tgikqpcn <"C igp kc"rgpvtw" Fg|xqnvctg" Tgikqpcn " k"Eqpuknwn" fg" Fg|xqnvctg" Tgikqpcn ."ec" cwwqtkv k"gzgewkxg" k."tgurgevkg."fgek|kqpcng"kpvtgpg⁰38 C"hwpe kqpcv"kp ken",p"dc|c"fkurq|k knkqt" Tgiwnc o gpvwnk" pt039: 91: 6"cn"Eqpuknwnk."cdtqi cv" k",pnqewkv"wnvgtkt"ew" Tgiwnc o gpvwn" pt064761: . ."pnqewkv"ew" Tgiwnc o gpvwn" pt039: 51; ; "fkp"34"kwng"cn"Rctnc o gpvwnk" Gwtqrgcp" k" Eqpuknwnk0



40°Hqpfwn"Uqekcn"Gwtqrgcp

Etgcv ,p"3 ; 82. "ctg"ec" rtkpekrncg" qdkgevxg<" eq o / dcvgtgc" q o clwnwk" k"etg vgtgc"cfrcvcdknkv k" hqt gk" fg" o wpe "rtkp ,px ctg"eqpvkpw ."tgeqpxgtukg"rtqhgukqpcn ." rtq o qxctgc"gi cnkv k"fg" cpug."tgkpuqt kc"uqekcn "c" q/ o gtnqt."eq o dcvgtgc"vwwtqt" hqt o gnt" fg" fkuetk o kptg" rg" rkc c" o wpekk. "tghqt o g" ,p" ukuv g o wn" fg" gfwek kg" k" hqt o ctg. "rtgwo" k"etgctgc" fg"tg gng" ,pvtg"kpukvw k" fg" ,px o -pv"uwr gktq. "egpvtg" fg"egtegvctg" k" fg | xqnvctg" k"kpvtgrtkpfgtk."rctvpgtkcvg"pc kqpcng" k"vtepupe kqpcng" urtklkkpfp"tghqt o gng" ,p"fq o gpkwn"qewr tkk" k"cn"kpeww | k/ wpkk"rg" rkc c" o wpekk" Fg/c"nwp i wn"gzkuv g p gk"ucng."HUG" c" uwhgtkv" o ck" o wnv g" o qfkŁe tk" hwpfc o gpcvng" Rtk o c." ectg" c" cxww" nqe" ,p"3 ; 93. "c" eqphgtkv" HUG" uctekpc" fg" c" hwtpk | c" cukuv g p " Łpcpekt " rgpvtw" c" cvgpwc" ghgevgng" uqekcng" cng" cpw o kvqt" rqnkvek" eq o wpkvctg" C" fqcw" uc" uejk o dctg" c" uwtxgpkv" ,p"3 ; : 5. "Łkp f" o gpkv "u" "ecpcnk | g | g" ce kwpkng"ucng"urtg"nwrvc" , o rqt kxc" q o clwnwk" ,p"t-pfw" vkp g tknqt" Cukuv g p " ceqtfcv " fg" HUG" guvg" ectcevgtk | cv " fg" rtkpekrkwn" c f k kqpcnk k. "eggc"eg" ,pugc o p " e "ceguvc" eq o rnv gvc | " o ck" fg itcd " cukuv g p " ceqtfcv " fg" cwvqt/ v kng" pc kqpcng" fge -w" etg | c | " pqk" rtq i tc o g" Guv g" wp" hqpf" uvtwevwtcn" cf o kpkvctv" fg" Eq o kukg" , o rtgwp "ew"wp" eq o kv g v" rtg | kfcv" fg" wp" o g o dtw" cn" Eq o kukgk. "ectg" ctg" ,p" eq o r qpgp " tgrtg | gpvc p k" ck" i wxgtpgnqt. "ukpfkecv g/ nqt" k" ck" rvtqpcvwnwk" Kpuvkvwk" ,p" dc | c" Tg i wnc o gpvwnwk" pt064751 : : . "wnvgtktq" tgqt i cpk | cv" rtkp" Tg i wnc o gpvwn" pt039 : 61 ; ; . ,p" rtg | gpv" HUG" guvg" tg i ng o gpvcv" rtkp" fkurq/ | k kng" Tg i wnc o gpvwnwk" pt032 : 314228" cn" Rctnc o gpvwnwk" Gwtqrgcp" k" cn" Eqpuknwnwk" fkp" kwnkg" 42280

50°Hqpfwn"fg"Eqg|kwp g

Fguejku" ceeguwnwk" uvcvgnqt" o g o dtg" cn" e tqt" xgpkv" pc kqpcn" dtw" guvg" o ck" o ke" fg" ; 2 ' " fkp" o g fkc" eq o wpkvc/ t " c" hquv" etgcv" ,p"3 ; ; 5. "p" ueqrwn" Łpcp tkk"tg gngnqt" fg" vtepurqtv" k" o gfkwo" Rqcv g u" kpvgtxkp " k" ,p" fq o gpkk" ectg" uwpv" ,p" ng i vwt "ew" fg | xqnvctgc" fwtcdkn "ew" dpggŁekk" enctg" rgpvtw" o g fkw" t g u r g e v k x . " g Ł e k g p v k | c t g c " g p g t i g v k e " k" g p g t i k c " t g i g p g t c d k n " 0 " H q p f w n " f g " e q g | k w p g " p w " e q Ł p c p / g c | " r t q i t c o g . " e k " h w t p k | g c | " Ł p c p c t g " f k t g e v " r g p v t w " r t q k g e v g " k p f k x k f w c n g . " e c t g " u w p v " e n c t " k f g p v k Ł e c v g " f g " n c " , p e g r w v 0 " F g e k | k c " f g " c " Ł p c p c " w p " r t q k g e v " g u v g " n w c v " f g " E q o k u k g . " p " c e q t f " e w " u v c v w n " o g o d t w " d p g g Ł e k c t 0 " K p u v k w v k " k p k k c n " r t k p " T g i w n c o g p v w n " p t 0 3 3 8 6 1 ; 6 " c n " E q p u k n w n w k " f p " 3 8 " o c k " 3 ; ; 6 . " c d t q i c v " f g " T g i w n c o g p v w n " p t 0 3 2 : 6 1 4 2 2 8 " c n " E q p u k n w n w k " f k p " 3 3 " k w n k g " 4 2 2 8 0

60°Hqpfwn"Gwtqrgcp"fg"Kpxguk k

C" hquv" etgcv" ,p" cpwn" 3 ; ; 6. " ,p" eqphqt o kvcv g" ew" Jqv t -tgc" Eqpuknwnwk" Gwtqrgcp" fg" nc" Gfkdwti" fkp" fgeg o dtkg" 3 ; ; 40°Hqpfwn"ctg"ec" qdkgevxg<

ó" ,pewtclctgc" fg | xqnv tkk"tg gngnqt" vtepuvgtqrgpg = ó" tgncpuctgc" ,pvtgrtkpfgtknqt" o kek" k" o klnqekórtkp" i c t c p v c t g c " w p q t " , o r t w o w w t k " e q p v t c e v c v g " f g " c e g u v g c = ó" t g f w e g t g c " q o c l w n w k " r t k p " e t g t g c " f g " p q k " n q e w t k " f g " o w p e = ó" t g n c p u c t g c " g e q p q o k e " c " v w w t q t " u v c v g n q t " o g o d t g " r t k p " x c n q t k Ł e c t g c " r q v g p k c n w n w k " g e q p q o k e " n q e c n 0

70°Hqpfwn"Gwtqrgcp"fg"Qtkgpvctg" k" Ictcp kg" C i t k e q n

Etgcv ,p"3 ; 84. " tgrtg | kp v " kpvtw o gpvwn" fg" Łpcp/ ctg" fkp" ecftwn" Rqnkvkek" c i t k e q n g " e q o w p g " c " W p k w p k k " G w t q r g p g * R C E + 0

Ueqrwn" eqpukvkwtkk" ceguuvk" Hqpf" guvg" fg" c" uwu kpg" rkc c" rtqfwugnqt" c i t k e q n g " k " f g " c " r t q o q x c " t g u v t w e v w / t c t g c " c i t k e w n v w t k k " e q o w p k v c t g 0 " N c " p x g n w n " c p w n w k " 4 2 2 2 . " u w o c " v q v c n " c n q e c v " u g e v q t w n w k " c i t k e q n " f k p " d w i g v w n " e q o w p k v c t " t g r t g | g p v c " 6 7 ' . " t g u r g e v k x . " c r t q z k o c v k x " 6 2 " o k n k c t f g " f g " G w t q " r g " c p 0

Uge kwpgc" Ictcpvctg" c" cxww" ec" Łpcnkvcv g" Łpcp ctgc" e j g n w k g n k n q t " r t k x k p f " q t i c p k | c t g c " e q o w p " c " r k g g n q t . " k " c p w o g <

ó" ew o r tctgc" ucw" uvqectgc" uwrnwuwtknqt" k" ,pewtc/ lctgc" g z r q t v w n w k " f g " r t q f w u g " c i t k e q n g =

ó" kpvgtxgp kng" rtkxkp" uvcdkntgc" rkg gnt" c i t k e q n g = ó" o u w t k n g " f g " f g | x q n v c t g " t w t c n =

ó" o u w t k n g " r t k x k p f " h w t p k | c t g c " f g " k p h q t o c k k " c u w r t c " r q n k v e k k " c i t k e q n g " e q o w p g =

ó" o u w t k n g " x g v g t k p c t g " u r g e k Ł e g . " o u w t k n g " f g " k p u r g e / k g " , p " f q o g p k w n " x g v g t k p c t . " o u w t k " r t k x k p f " u p v c v g c " r n c p v g n q t " k " c p k o c n g n q t 0

Uge kwpgc" Qtkgpvctg" Łpcp gc | " o u w t k n g " f g " f g | / x q n v c t g " t w t c n " c x - p f " f t g r v " u e q r <

ó" tgqt i c p k | c t g c " u v t w e v w t k n q t " c i t k e q n g = ó" r t q o q x c t g c " f g | x q n v t k k " t g i k q p c n g =

ó" t g f w e g t g c " f k h g t g p g n q t " f k p v t g " c p w o k v g " | q p g " e q / o w p k v c t g 0

80°Hqpfwn"rgpvtw"Rguevkv

Etgcv ,p"3 ; ; 5. " guvg" ce kwpgc" eq o r n g o g p v c t " f g u v k p c v " r q n k v e k k " e q o w p k v c t g . " c x - p f " e c " q d k g e v x g " e t g v g t g c " e q o r g v k v x k v k k " , p v t g r t k p f g t k n q t " r k u e k e q n g " k " r t q o q x c t g c " w p w k " g e j k n k d t w " f w t c d k n " , p v t g " t g u w t u g n g " r k u e k e q n g " k " e c r c e k v c v g c " f g " g z r n q c v c t g " c " c e g u v w k " u g e v q t " c n " g e q p q o k g k " e q o w p k v c t g 0

Cv k p i g t g c " q d k g e v x g n q t " f g " g e j k n k d t c t g " t g i k q p c n " k " t g f w e g t g c " f g e c n c l g n q t " g e q p q o k e g " c " h q u v " r t g x | w v " , p " V t c v c v w n " E G . " r t k p " f k u r q | k k n g " c t v 0 3 5 2 . " k c t " r t k p " c n k / p g c v w n " D " c n " c e g n w k c " k " c t v k w e q n " u g " k p f k e " o k l n q c e g n g " f g " t g c n k | c t g " c " q d k g e v x g n q t 0 " E q t g e v c t g c " f g | g e j k n k d t g n q t



tgikqpcng" guvg" rtgxc | wv " ,p" ctv0352" E0" Rtqegfwtc" rtkxkpf" fgek | kknng" fg" crnkectg" c" hquv" tgingo gpcv " ,p" ctv0352" H0" Uge kwpgc" Qtkgpvctg" k" Hqpfwn" Uqekcn" Gwtq/ rgcpc" fg" fg | xqnvctg" uwpv" uwrwug" fkurq | k kknqt" ctv065" k" 347" fkp" Vtcvcvwn" EG0" Dc | c" lwtkfke " c" rqnkvkekk" uqekcng" eq o wpkvctg" q" eqpukvwkg" fkurq | k kknng" ctv0339" *358+/344" *367+ " fkp" Vtcvcvwn" EG0

Note:

³ A se vedea: P0Fkceqpw0" Ftrvwn" Wpkwpkk" Gwtqrgpc" 0" 0" Dwewtg vk<" Nw o kpc" NGZ." 4229." r05370

⁴ A se vedea: I0Ekqt pguew0" Gwtqrc" wpkv 0" Fg" nc" kfgg" la întemeiere." 0" Dwewtg vk<" Rckfgkc." 4226." r05970

⁵ A se vedea: F0Oc | knw0" Kpvgi tctg" Gwtqrgpc 0" Gfk kc" c" X" c0" 0" Dwewtg vk<" Nw o kpc" NGZ." 4229." r03670

⁴ "KURC" 0" Kpuvtw o gpv" Uvtwevwtcn" fg" Rtgcfgtctg

⁷ " Rgpvtw" Tq o -pkc." hqpfwtkng" pgtc o dwtucdkng" ug" guvk/ o cw" nc" 482" o knkqcp" fg" Gwtq0

⁸ Uv0Ue wpc 0" Wpkwpgc" Gwtqrgpc 0" 0" Dwewtg vk<" E0J0" Dgem." 422:." r04;30

⁹ C0Hwgtgc0" Manualul Uniunii Europene." 0" Dwewtg vk<" Wpkxgtuwn" Lwtkfke." 4228." r04530

: " \kctwn" Cfgx twn." 4; " kcpwctkg" 422;0

: " Hqpfwn" Gwtqrgpc" fg" Fg | xqnvctg" Tgikqpcn

³² " Hqpfwn" Gwtqrgpc" fg" Kpxgukvkk

³³ " Hqpfwn" Gwtqrgpc" fg" Qtkgpvctg" k" Ictcp kg" Citkeq/ n . " eqpukvwkv" rtkp" Tgiwnc o gpvwn" pt047" cn" Eqpuknwnw" fkp" 6" crtkng" 3;84." o qfkLecv" rtkp" Tgiwnc o gpvwn" 4;81;8" k" Tgiwnc o gpvwn" 347:13;;;

³⁴ " Hqpfwn" Uqekcn" Gwtqrgpc

³⁵ " Hqpfwn" fg" Eqg | kwpg

³⁶ " Kpuvtw o gpvwn" Hkpcpekt" fg" Qtkgpvctg" c" Rguewkvwnwk" ucw" Hqpfwn" fg" Rguewkv

³⁷ A se vedea: P0Fkceqpw0" Caracterizarea fondurilor utwevwtcng" cng" Wpkwpkk" Gwtqrgpc" 11" TFE." 4229." pt05." r07;0

³⁸ A se vedea: O0Equvgc." U0Equvgc0" Kpvgi tctg" Tqo -pkkg" ,p" Wpkwpgc" Gwtqrgpc 0" 0" Kpuvkvwvwn" Gwtqrgpc." 4229." r04250

³⁹ A se vedea: Y0Ecktpu0" Kpvtqfwegtg" ,p" ng ikunc kc" Wpkunii Europene." 0" Wpkxgtucn" Fcnuk." 4223." r04;90



WPGNG""UKVWC KK""EQPHNKEVWCNG""FG""FTGRV"
KPVGTPC KQPCN""RTKXCV""RTKXKP""RGTUQCPGNG""
EW""XQEC KG""UWEEGUQTCN

Igor GTGOGV.
magistru în drept (USM)

Tgegp | gpv< Violeta COJOCARU. "fqevqt" jcdknkvcv", p"ftgrv. "eqphgtgp kct"wpkxgtukvct"*WUO+

SUMMARY

Kh"vjg"nc y"qh"vjg"ykm. "cu"c"wpkncvgtcn"cev. "ku"vjg"pcvkqpcn"nc y"qh"vjg"vguvcvqt. "cpf"vjg"kpjgtkvcpeg"ku"uwldgev"
to different laws: as it is movable goods - lex nationales or real estate - ngz"tgk"ukveg. may arise situations
where the law of the will and the inheritance law are different. The date that is taken into account by
national law may differ in case of testamentary law and in case of inheritance law. The interpretation of
the will is governed by the law applicable to the will, with the involvement of the inheritance law. The
ofqkLecvkqp"qh"vjg"crnkcedng"nc y"vq"vjg"ykm"d{ "vjg"vguvcvqt. "fkhgtgpv"d{ "vjg"kpjgtkvcpeg"nc y. "ykm"dg"rqu-
ukdng"y jkng"tgurvekpi"vjg"nc y"qh"i qqfuø"nqecvkqp"y jkej" o cmgu"vjg"encuukLecvkqp"qh"vjg"i qqfu"kp"o qxcdng"
and immovable as mandatory rules and while respecting the formal and substantive requirements of law
of issuing, amendment or revocation of testamentary legal act.

D gvgto kpcetgc"rgtuqcpngnt"ejgo cvg"u "oq vpgpccue "
rcvtk o qpkwn" wpgk" rgtuqcpng" L | keg" fgegfcvg" ug"
pwog vg" fgxqmw kwpgc" oq vgpktkk0" Cegcuv " fgvgto k/
pctg" rqcvg" L" qrgtc" ngikk" ucw" vguvc o gpvwnwk. " tgiwn "
crnkcedkn " k" xqec kgk" uweeguqtcng" ,p" fgrgpfpg " fg"
hgnwn" oq vgpktkk0" Fgek. "eqphqt o" "fqevtkp" lwtkfleg. " kpg"
fg" fgxqmw kwpgc" oq vgpktkk<" fguvjkgftgc" uweegukwpkk"
*fcvc" ceguvgk+=" egtkp gng" ngicng" rgpvtw" c" oq vgpk="
fgvgto kpcetgc" uweegukdknqt" k" c" r t k" nqt" eg" ng" tgxkpg"
fkp" oq vgpktg0

Ec" ghgev. " Lkpf" rtg | gpv" gng o gpvwn" fg" gzvtcp" gkvvcg. "
vqcvg" ceguvg" o cvgtkk" uwpv" uwrwug" ngikk" uweeguqtcng. " ectg"
fkhgt . " p" tcrqtv" fg" pcvwtc" dwpwtknqt" uweeguqtcng. " o qdkng"
*ngigc" pc kqpcn " c" fghwpevwnwk+ " k" o qdkng" *ngigc" ukvw/
kgk" dwpwnwk+0" Ec" q" rgtuqcp " u" rqcw " oq vgpk. " rg" n- pi "
ecrcekvcvc" uweeguqtcn . " vtgdwk" u" " fkurwp " fg" xqec kg"
uweeguqtcn . " u" pw" Lg" pgfg o p " k" u" pw" Lg" , pn vwtcv " fg"
nc" oq vgpktg* fktgev" ucw" kp fktgev+ " rtkp" xqkp c" vguvcvqtwnwk"
*fgl oq vgpktg. " g" zjgtgfctg+0

Ngigc" uweegukwpkk. " fg" cug o gpgc. " ug" crnke " ,p" eggc"
eg" rtkxg vg" xqec kc" uweeguqtcn 0" Cegcuv " ngig" ctcv "
rgtuqcpng" ectg" uwpv" ejgo cvg" nc" oq vgpktg" k" qt fkpgc"
ejgo tkk" nqt" *ctv03843" nkvd+ " Eqf" ekxkn+0

Rqvtkxkv" ngikunc kgk" ekxkng. " cw" ftgrvwn" nc" xqec kg" uwe/
eguqtcn " rgtuqcpng" ectg" ug" c l " , pvt/wp" cpw o kv" tcrqtv"
ew" fghwpevwn. " k" cpw o g< , p" tcrqtv" fg" hc o knkc" ucw" twfgng"
nwk" o" fkp" e u vqtkg. " fkp" chctc" e u vqtkgk. " fkp" cfqr kg" k. "
eqtgurwp | vqt. " uq wn" uwrctcxkg wkvt0" p" ceguv" ugpu. " ngigc"
uweeguqtcn " uvcdkng vg" k" ecvgi qtkkng" fg" oq vgpkvqt" eg" cw"
ftgrvwn" nc" eqvg" gicng" fkp" rcvtk o qpkwn" uweeguqtcn" , p" o qf"

pgnk o kvcv", p" itcf0" Rqvtkxkv" ctv03722" E0ekx0" TO. " fgqugdk o "
wto vqctng" encug" fg" oq vgpkvqt" ngicnk

c+ de clasa I o" fguegpfpg kk" *Lwn" k" Lkec" egnwk" eg" c"
n ucw" oq vgpktgc. " nc" hgn" k" egk" p uew k" xkk" fwr " fgeguwn"
nwk. " rtgew o" k" egk" , pLc k+. " uq wn" uwrctcxkg wkvt" k" fgu/
egpfpg kk" rtkxkngikc k" *r tkp k. " pLgvtk" + " egnwk" eg" c" n ucw"
oq vgpktgc=

d+ de clasa a II-a o" eqncvgtcnkk" rtkxkngikc k" *htc kk" k" uwtq/
tkng+ " k" cuegpfpg k" qt fkpctk" *dwpkck. " cv- v" fkp" rctvgc" vcv nwk. "
e- w" k" fkp" rctvgc" o c o gk+ " c" egnwk" eg" c" n ucw" oq vgpktgc=

e+ de clasa a III-a o" eqncvgtcnkk" qt fkpctk" *wpejkk" k"
o vw gng+ " ck" egnwk" eg" c" n ucw" oq vgpktgc0" Xqec kc" uwe/
eguqtcn " q" cw", p" o qf" pgnk o kvcv" r- p " nc" itcfwn" cn" KX/ ngc"
fg" twfgpgk. " kpenwukx" eqncvgtcnkk0" p" eg" rtkxg vg" ftgrvwtkng"
uweeguqtcng" cng" uq wnwk" uwrctcxkg wkvt. " ceguvgc" fg" cug/
o gpgc" uwpv" e- t o wkvg" fg" ngigc" uweeguqtcn 0

p" ueqrwn" tgenk | tkk" ghgevkxg" c" xqec kgk" uweeguqtcng" ew"
ectcevt" igpgtcn. " guvg" pgeguvt" fg" c" uvcdknk" wpngn" vt u vwtk"
cng" tgekr tqekv kk" ceguvgk0

p" ceguv" ugpu. " rwwg o" o gp kqpc" wto vqctng" vt u vwtk"
gugp kcng<

A Tgekr tqekvcvc" guvg" rtg | gpv " nc" vtcpu o kvgtgc" oq vg/
pktkk" rgpvtw" ecw | " fg" o qctvg" o" mortis causa. " fgurte" ectg"
herv" pw" rwwg o" xqtdk" nc" rqudknkvcvc" fg" vtcpu o kukwp" c"
oq vgpktkk" fg" e vtg" uvcv" ucw" fg" e vtg" q" rgtuqcp " lwtkfke 0"
Fg k" ceguvgc" fkp" wto " fkurwp" fg" xqec kg" uweeguqtcn "
ngicn . " pw" rqv" vtcpu o kvg" q" oq vgpktg=

A p" ugpu" rq | kvkx. " tgekr tqekvcvc" xqec kgk" uweeguqtcng"
guvg" urgekLe " fqct" vtcpu o kvgtkk" oq vgpktkk" ngicng" , pvtg"
rgtuqcpng" L | keg=



“Á Tgekrteqekvcvgc” pw” guvg” crnkecdkn ” fq o gpkwvkw
o q vgpktkk”vguvc o gpvctg0” E jkct” fce .” p” eqpetgv.” fqw ”
rgtuqcpqg*fg”gzg o rrw.” uq k+” k/ct” eqphgtk.” rtkp”cevng”hqt”
ugrctcvg”fg”wnw o ” xqkp .” xqec kg”uweeguqtcn ” vguvc o gp/
vct ” tgekrte qe 0” Pw” guvg” crnkecdkn.” rgpvtw” e ” egnq” fqw ”
vguvc o gpvg”uwpv”cevq”lwtkfkeg”wpkncvgtcng”kpfgrgpfpgvg.”
kct” xqec kc”uweeguqtcn ” c” ngi cvctknqt” pw” guvg” kpfgrgp/
fgpv 0” Fg” cnvhgn.” xqec kc”uweeguqtcn ” vguvc o gpvct ” guvg.”
p” o clqtkvcvgc” ec | wtknqt.” wpkncvgtcn 0” Pw o ck” p” ec | wn”
uq knqt” ug” qdk pwkg vg” eqphgtktgc” tgekrte qe ” c” xqec kkg”
uweeguqtcng” rtkp” vguvc o gpv” fkuvkpevg=

“Á Tgekrteqekvcvgc” xqec kkg” uweeguqtcng” ngi cng” rqcvg”
cxgc” k” wp” ectcevgt” pgi cvkx” p” ec | wn” p” ectg.” fce ” q”
rgtuqcp ” pw” ctg” xqec kg” uweeguqtcn ” hc” o q vgpktgc” wpkg”
rgtuqcpqg.” cvwpek” k” cegcuvc” fkp” wt o ” pw” xc” cxgc” xqec kg”
uweeguqtcn ” hc” o q vgpktgc” rtk o gk.” ew” gzeqr kc” fgenct tkk”
pwnkv k” e u vqtkgk” pvtg” uq k” rtkpvt/q” jqv t-rg” c” kpuvcp gk”
fg” lwfgecv ” kpvgtxgpkv ” fwr ” fgeguwn” wpwk” uq 0” Fgek.” xc” L”
tgewpquewv ” xqec kc” uweeguqtcn ” c” uq wnwk” fg” dwp / etg/
fkp ” ectg” c” uwrctcxkg kwk” rg” egn ncnv” uq ” k.” eqtgurwp | /
vqt.” tgewpque- pfw/ k/ ug” ftgrvwn” fg” c” o q vgpkl0” pu .” fce ”
uq wn” fg” tgc/ etgfkp ” c” uwrctcxkg kwk.” cvwpek” ceguwwk” pw”
k” ug” xc” tgewpqc vg” xqec kc” uweeguqtcn ” ngi cn 0

Q” cnv ” ecvgiqtkg.” fkuvkpev ” fg” urgekhekwn” u w” fg”
xqec kg” igpgtcn ” ngi cn .” guvg” xqec kc” ngi cn ” eqpetgv ”
*ghgevkx .” wvkn +.” ectg.” rg” n- pi ” o gp kwkng” tghgtkvqctg”
nc” rgtuqcpqng” ectg” uwpv” e jg o cvg” nc” o q vgpktg.” o ck”
uvcdkng vg” wpngng” tgi wnkl” p” eg” rtkxg vg” qtfkpgc” e jg o tkk”
nqt.” p” ueqrwn” gxkv tkk” gxgpwvcngnqt” h t- o k tk” c” cxgtkk”
uweeguqtcng” p” r t k” fg” q” xc nqctg” pg. pug o pcv 0⁵

Rcvtk o qpkwn” uweeguqtcn” vtgeg” p” rtrqrtkgvcvgc” uvcvwnwk”
p” dc | c” ftgrvwnwk” fg” o q vgpktg” cuwrctc” wpwk” rcvtk o qpkw”
xcepvi” fce ” pw” gzkuvc ” pkek” uweeguqtk” vguvc o gpvctk.” pkek”
ngi cnk” ucw” fce ” pkek” wpwn” fkp” uweeguqtk” pw” c” ceegrvcv”
uweegukwpgc” ucw” fce ” vq k” uweeguqtkk” uwpv” rtkxc k” fg”
ftgrvwn” nc” uweegukwpg*ctv03737” E0ekx0” TO +0

Fwr ” Kqp” R0” Hknrguew.” uvcvwn.” p” ecnkvcvgc” uc” fwn ”
cv- v” fg” o q vgpkvqt” ngi cn.” e- v” k” fg” vguvc o gpvct.” ctg” ftgr/
vwn” fg” c” ewngig” dwpwtkng” xcepvg0” Ceguv” ftgrv” rqcvg” L”
ecnkLecv” fkhgtk” <” ftgrv” fg” o q vgpktg.” ftgrv” qtkipct” fg” c”
ewngig” dwpwtkng” h t ” uv r- p” c” fcvg” rg” vgtkvqtkwn” u w” ftgrv”
fg” fgujgtgp +0” p” rncpwn” ftgrvwnwk” kpvgtpc kqpcn” rtkxcv.”
cegcuv ” ecnkLectg” rtg | kpv ” kpvgtgu0

Cuvhgn.” fce ” wp” egv gcp” o qnfqxgcp” fgegfgc | ” k”
ncu ” dwpwtk” xcepvg.” p” utv kp vcvg.” gng” ug” xqt” ewxgpk” uvc/
vwnwk” pquvtw.” fce ” ug” cf o kvg” eqpegr kc” e ” uvcvwn” ewngig”
dwpwtkng” xcepvg” p” ecnkvcvg” fg” o q vgpkvqt.” k” uvcvwnwk”
utv kp” tgrgevkx.” fce ” ug” cf o kvg” egcncv ” eqpegr kg0” kp/
xgtu.” fce ” wp” egv gcp” utv kp” fgegfgc | ” k” ncu ” dwpwtk”
xcepvg” rg” vgtkvqtkwn” tkk” pqcvtg.” gng” ug” xqt” ewxgpk”
uvcvwnwk” cn” e twk” egv gcp” guvg.” p” eqpegr kc” e ” uvcvwn” guvg”
o q vgpkvqt.” k” uvcvwnwk” pquvtw.” p” egcncv ” eqpegr kg0

Vtvcvngng” fg” cukuvgp ” lwtkke ” eqp kp” rtgxgfgtk” tghg/
tkvqctg” nc” dwpwtkng” xcepvg0” Ceguvgc” ug” ewxkp” uvcvwnwk.”
pu ” ftgrvwn” nc” gng” guvg” fkhgtk.” fwr ” ew o ” dwpwtkng” uwpv”
o qdkng” ucw” k o qdkng0⁴

p” rtk o wn” ec | .” dwpwtkng” ug” ewxkp” uvcvwnwk” cn” e twk”
egv gcp” c” hquv” fghwpevwn” p” o q o gpvwn” o qt kkl0” p” egn”
fg/ cn” fqkngc” ec | .” dwpwtkng” ug” ewxkp” uvcvwnwk” rg” cn” e twk”
vgtkvqtkw” ug” i uguel

Uwpv” wpngng” curgevg” kpvgtgu- pf” xqec kc” uweeguqtcn .”
tging o gpvcvg” fg” ngi gc” uweeguqtcn 0” p” ceguv” ugpu.” c o ”
urwpg” e ” tgi wnc” eqpuv ” p” crnkectgc” ngi kkl” uweeguqtcng”
fgxqnv kwpkk” ngi cng” c” o q vgpktkk0” pu .” fg” gzg o rrw.” uvc/
dntktgc” rtxgpkp gk” eqrknwnwk” *Lnc kkgk+” fkp” e u vqtkg” ucw”
fkp” chctc” ceguvgc.” p” xgfgtgc” e jg o tkk” hc” o q vgpktg.” guvg”
uwrwu ” ngi kkl” rgtuqpcng0” Ecnkvcvgc” fg” uq ” ug” fvgt o kp ”
rqtvxkv” ngi kkl” crnkecdkng” e u vqtkgk-” tgrgevkx.” fvgt o k/
pctgc” dwpwtkng” eq o wpg” k” c” egnqt” rtrtkk” fghwpevwnwk.”
uvcdkntgc” r t kkl” fghwpevwnwk” p” dwpwtkng” eq o wpg” uwpv”
uwrwug” ngi kkl” crnkecdkng” ghgevgnqt” e u vqtkgk0

p” tcrqvtwtkng” fg” xqec kg” uweeguqtcn .” e- pf” guvg”
crnkecdkn ” ngi gc” uweeguqtcn ” utv kp ” ectg” eqpvtcxkpg”
ctv0” 37 : 3” E0ekx0” TO.” qtfkpkk” rwdnkeg” c” Tgrwdnkekk”
Oqnfqxc.” kpvgtxkpg” encw | c” fg” qtfkpg” rwdnke ” eg” xc”
p” vwtc” ngi gc” uweeguqtcn ” utv kp ” k” ug” xc” crnkec” ngi gc”
uweeguqtcn ” c” Tgrwdnkekk” Oqnfqxc0

Rgpvtw” c” fkurwpg” fg” rqukdnkvcvgc” fg” c” xgpk” nc”
o q vgpktg.” rgtuqpc.” rg” n- pi ” eqpfk kc” fkurwpgtkk” fg”
xqec kg” uweeguqtcn ” igpgtcn ” k” eqpetgv .” vtgdwkg” u ”
pvtwpgcuc ” k” q” eqpfk kg” pgi cvkx .” k” cpw o g” u ” pw”
Lg” pgfg o p ” fg” c” o q vgpkl0” Pgf g o pkvcvgc.” ec” eqpfk kg.”
guvg” urgekL ” o q vgpktk” ngi cng” eg” eqpuv ” p” fge fgtgc”
o q vgpkvqtwnw” ew” xqec kg” uweeguqtcn ” fkp” ftgrvwn”
fg” c” o q vgpkl” wp” rcvtk o qpkw” uweeguqtcn ” fvgt o kpcv.”
nc” hgn” k” nc” tg | gtxc” nc” ectg” ct” cxgc” ftgrvwn” fkp” ceguv”
rcvtk o qpkw.” rwtv- pf” xkpc” fg” q” hcrv ” itcx ” hc ” fg” egn”
ectg” ncu ” o q vgpktgc0

Eqphqt o” ctv03656” E0ekx0” TO.” pgfg o pkvcvgc” *pg/
xtgfpkcc+” uweeguqtcn ” rtkxg vg” k” uweegukwpgc” vguvc/
o gpvct 0

Cuvhgn.” pgfg o pkvcvgc” fg” lpg vg” wt o vqctgng” ectcevgtg”
lwtkfkeg.” tgkg kpf” fkp” hcrvwn” e ” wpkk” cwvqtq” q” eqpukfgt ”
ec” q” ucpe kwpg” ekxkn 7<

“Á Ug” crnke ” pw o ck” p” ec | wn” u x- t ktk” hcrvgnqt” gzrtgu”
k” nk o kvcvkx” rtgx | wvg” p” ctv03656” E0ekx0” TO =

“Á Pgf g o pkvcvgc.” rtgew o ” k” ectew o uvcpg ng” pgfg o pk/
v kkl.” uwpv” eqpuvcvgc” fg” e vtg” kpuvcp c” fg” lwfgecv =

“Á Hkkpf” q” ucpe kwpg.” ug” crnke ” k” rtfweg” ghgevg” fqct”
p” rtkxkp c” cwvqtwnwk” hcrvgn0” Ucpk kwpgc” fg” pgfg o pkvcvgc”
ctg” wp” ectcevgt” rgtuqpcn” 0” intuitu personae.” ew” gzeqr kc.”
rqtvxkv” ctv03726” cnk0*5+” E0ekx0” TO.” e- pf” ghgevgng” ug”
tghgt ” hc” fge fgtgc” fkp” ftgrvwn” fg” o q vgpktg” rtkp” tgrt/ |
gpvctg” c” fgeegpfgp knqt” k” eqncvgtcnknqt” r- p ” nc” itcfwn”



ca"KX/ngc"fg"twfgpgk"fkp"eqpukfgtgpvwn"rtkxkpf"ecnkvcvgc" fg"uweeguqtk"ck"o q vgpkvqtwnwk"pgfg o p"fgegfcv=

"Apfg o p kvcvgc"rtqfweg"ghgevg"tgnvckxg.",p"ugpuwn"e " ucpe kwpgc"crnkecv "pw"rtkxg vg"cnvg"o q vgpktk."pgfg o pwn" Łkp f",pn vwctv"pw o ck"fg"hc"o q vgpktgc"rgtuqpcpk"hc "fg" ectg"cu x-t kv"hcrvg=

"AUcpe kwpgkng"vtgdwkg"u "Łg"crnkecvg"hcrvngqt"eg"cw" hquv"u x-t kvg"ew" xkpqx kg."cfke " o q vgpkvqtwn"u "Ł" ce kqpcv"ew" fguegt p o-pv.",p"nkruv" fguegt p o-pvwnwk" pgrwv-pfw/ug"xqtdk"fg"xkpqx kg()

"p"eg" rtkxg vg"ec|wtkng" fg"pgfg o p kvcvgc." r qvtkxkv" ctv03656"E0ekx0"TO."pw"rqcvg"Ł"uweeguqt"vguvc o gpvct" ucw"ngicn"rgtuqpc"ectg<

c+"c"eq o ku"kpvgp kqpcv"q"kphtce kwpg"ucw"q"hcrv "c o q/ tcn ", o r qvtkxc"wnv o gk"xqkp g."gzrtk o cvg",p"vguvc o gpv." c"egnwk"eg"cn ucw"o q vgpktgc"fce "ceguvg"ektew o uvc p g" uwpv"eqpuvcvvg"fg"kpucv p c"fg"lwfgcecv =

d+"c"rwu"kpvgp kqpcv"rkqfkek",p"ecngc"tgnck| tkk"wnv o gk" xqkp g"egnwk"eg"cn ucw"o q vgpktgc" k"ceqpvtkdvw"cuvhgn" nc"ejg o ctgc"uc"hc"uweegukwpg"qtk"cr"rgtuqpcngqt"cr"tqrkcvg" ucw"nc"o clqctgc"eqvgk"uweeguqtcng"cvwwtqt"ceguvqtc=

e+"pw"rqv"Ł"uweeguqtk"ck"eqrknqt"nqt"r tkp kk" fge / |w k"fkp"ftgrvwtkng"r tkpvg vk"ectg."nc"fcvc"fguejkgftkk" uweegukwpgk."pw"uwpv"tguvcdkn kk",p"ceguvg"ftgrvwtk" k"pkel" r tkp kk"cfqrvcvqtk+"k"eqrkkk"o cvwtk"kpwnwuk"egk"cfqr/ vc k+"ectg"u/cw"guejxcv"ew"tgc/etgfkp "fg"hc"gzgewvctgc" qdnkic kgg"fg",pvtg kpgtg"cegnwk"eg"cn ucw"o q vgpktgc." fce "ceguv "ektew o uvc p "guvg"eqpuvcv "fg"kpucv p c" fg"lwfgcecv 0

Cuvhgn."ngikunc kc"pw" fgvgto kp "ecw|gng"eqpetvgv" rgpvtw"eqpuvcvctgc"rgtuqpcpk"ec"pgfg o pg."ek"pw o ck"urg/ ekŁe "ngng o gpvng"fg"eqpŁi wttctg"ceguvgk0"fggek."fce ." urtg"gzg o rnv."o q vgpktgc"xc"e fgc"uwd"ko rgtkwn"ngikk" uweeguqtcng"tq o -pg."cvwpek" k"ec|wtkng"fg"pgfg o p kvcvgc" xqt"Ł"uvcdknv"r qvtkxkv"gk0"Eqfwn"ekxkn"cn"tq o -pkgk."r tkp" ctv0877."rtgxfg"vtgk"ec|wtk"fg"pgfg o p kvcvg<

o" Cvpgvvcvwn"nc"xc c"egnwk"ectg"ncu "o q vgpktgc=

o" Cew|c kc"ecrvkn "ecnq o pkqcu ", o r qvtkxc"egnwk" ectg"ncu "o q vgpktgc=

o" Pfgfwpw ctgc"q o qtwnw"ce" twk" xkevko "ce" |wv" egn"ectg"ncu "o q vgpktgc"8

Wp"o q o gpv"fkuvkpev."rtkp"ectg"ug"uvcdkngue"ghgevgng" lwtkfkeg"cnq" xqec kgg"uweeguqtcng"eqpetvgv.",n"rtg|kpv " uvcdkntgc"cfqw "etkvtgk"ngicng.",k"cpw o g<vgj pkeq/lwtk/ fkeg"o"fg"rtg|gpvctg"hc"o q vgpktg",p"fgrgpfgp "fg"encuc" fg"o q vgpkvqt" k"itcfwn"fg"twfgpgk."Łkp f"uvcdknv",p"ceguv" ugpu"vtgk"rtkpekrk."ec"rnkqpk"ck"fgxqnv kwpgk"ngicng<

c+"Rtkekrkwn"ejgo tkk"nc"o q vgpktg"ctwfgnqt",p"qt/ fkpge"encugnqt"fg"o q vgpkvqt"ngicnk0"Eqphqt o"ctv03723" E0ekx0"TO."o q vgpkvqt"fg"encu "rquvgtqct "uwpv"ejg/ o c k"nc"uweegukwpg"ngicn "pw o ck"fce "nkruge"o q vgpk/ vqtk"fkp"encugng"rtgegfpgv"ucw"fce "ceg vkc"pw"ceegr v "

qtk"tghw| "uweegukwpgc0"Gk"uwpv"ejg o c k"nc"uweegukwpg" k" ,p"ec|wn",p"ectg"vq k"o q vgpkvqt"fg"encugng"rtgegfpgv" cw"hquv"fge |w k"fkp"ftgrvwn"fg"uweegukwpg=

d+"Rtkpekrkwn"rtqzk o kv kk"itcfwnwk"fg"twfgpgk",pvtg" o q vgpkvqt"fkp"cegce k"encu 0"Cuvhgn."eqphqt o "ceguvkw" rtkpekrkwn."o q vgpkvqt"fkp"cegce k"encu "ngicn "xkp"nc" o q vgpktg",p"fgrgpfgp "fg"crtrqkgtgc"itcfwnwk"fg" twfgpgk0"fggek.",p wptwn"cegngk k"encug"twfgng" o ck" crtrqkcvg",p"itcf",pn vwt "fg"nc"o q vgpktg"twfgng" o ck",p"fg r tvcv",p"itcf"o"proximior excludit remotiorum= e+"Rtkpekrkwn"ngicnk k",pvtg"twfgng"fg"cegce k"encu " k"fg"cegnc k"itcf"ejg o cvg"nc"o q vgpktg0"p"ukvvc kc",p" ectg"nc"o q vgpktg"uwpv"ejg o c k"uweeguqtk"fkp"cegce k" encu " k"itcf."eqphqt o"rtkpekrkwnwk",p"ecw| .gk",o rctv" o q vgpktgc",p"r t k"ngicng()

Eqphqt o"ctv03843"nkvd+"E0ekx0"TO."ngigc"uweeguq/ tcn "fgvgto kpcv "r qvtkxkv"ctv03844."E0ekx0"TO"iwxgt/ pge| "ecvgiqtckng"fg"rgtuqpcg"ew"xqec kg"uweeguqtcn 0" Tgurgevix."pgfg o p kvcvgc"uweeguqtcn "hc"hgng"guvg"uwrwu " ngikk"uweeguqtcng."fgqctgeg"pw"guvg"q"rtqdnq o "fg"ec/ rcekvvcv"fg"gzgtek kw0

Fg"cu o gpgc."ngigc"uweeguqtcn ."r qvtkxkv"ctv03843" nkvd+"E0ekx0"TO."guvg"crnkecdk"tgrtg|gpv tkk"uweeg/ uqtcng"*o q vgpkvqt"ectg"dgpgŁekc| "fg"tgrtg|gpvctg." eqpfk kng"tgrtg|gpv tkk"uweeguqtcng."ghgevgng"ceguvgk+." rtwew o "k",p"eg"rtkxg vg"rctvge"eg"ug"ewxkpg"Łge twk" o q vgpkvqt."tg|gtxc"uweeguqtcn " k"eqkvvcv"fkurqpk/ dkn 0

Eqphqt o"ctv0366;"E0ekx0"TO."vguvc o gpvwn"guvg"wp"cev" lwtkfke"uqng o p."wpkncvgtcn."ktgxqecdkn" k"rgtuqpcn."rtkp" ectg"vguvcvqtw"fkurwpg"ew"vkvnw"itcvwkv."rgpvtw"o q o gpvwn" ,pegv tkk"ucng"fkp"xc "fg"vqvcg"dwptwkng"ucng"ucw"fg"q" rctvg"fkp"ng0

Fg"ckek"fgqugdk o"wt o vqctgng"ectcevtg"lwtkfke"cnq" vguvc o gpvwnwk<

"AFkp"eqpukfgtgpvwn"e "ewrtkpf"o cphkgvctgc"fg" xqkp "c"vguvcvqtwnw"ew"kpvgp kc"fg"ct"rtqfweg"ghgevg" lwtkfkeg."vguvc o gpvwn"guvg"wp"cev"lwtkfke"wpkncvgtcn=

"ACuvhgn."vguvc o gpvwn"guvg",pejgkv"fg"e vtg"q"rgtuqcp " ectg"ctg"ecrcekvvcv"fg"vguvc."cfke "tgnk|gc| "ceguv"cev" ,p"o q f"rgtuqpcn"ht "tgrtg|gpvctg"ucw",pewxk ctgc"cnvqt" rgtuqpcg0"Eqphqt o"ctv0366;"cnkp0*4+."*5+"E0ekx0"TO." vguvcvqtrqcvg"Ł"fqct"rgtuqpc"ew"ecrcekvvcv"fg"gzgtek kw." Łkp f"gzegrvv " ,pvqe o ktgc"vguvc o gpvwnwk"rtkp"tgrtg/ |gpvcv0"fg"cu o gpgc."fkp"cegcuvc"tg|wnv "k"ectcevtgwn" kpfxkfwcn.",p"ugpuwn"pgeguv kk"ec"gn"u"gzrtk o g"xqkp c" wpgk"ukp iwtg"rgtuqpcg."kpvgt|ke-pfw/ug"ec"fqw "ucw"o ck" o wnyv"rgtuqpcg"u "vguvg|g"rtkp"cegnc k"cev=

"AFcvqtkv"hcrvwnwk"e "ngigc"nk o kvgc| "hqt o c"vguvc/ o gpvwnwk"nc"egc"uqng o p ."gn."uwd"ucpe kwpgc"pwnk k" cduqnvvg."vtgdwkg"u "Łg",pvqe o kv",p"uvtev"eqphqt o kvcvg" ew"egc"rtgx |wv "fg"ngig"ctv0366;"E0ekx0"TO+=



"Vguc o gpvwn" guvg"wp"cev"rgpvtw"ecw | "fg" o qctvg." eggc"eg"ug o pkLe "e ."ec"cev"wpkncvgtcn."gn", k"rtqfweg" ghgevgng"lwtkfkeg" fkp" o q o gpvwn" fgeguwnwk"vguvcvqtwnwk0" Cuvhgn."ug"rwpqg"ceegpvn"rg" o q o gpvwn",pejgkgtk"vguc/ o gpvwnwk" k"rg" o q o gpvwn"rtqfwegtk"ghgevgngt"lwtkfkeg0" Fgek."nc" o q o gpvwn",pvqe o ktk"vguc o gpvwnwk."vguvcvqtwn" guvg",p"xc " k"ctg"ftgrvwn"nc" fkurq|k kg"cuwrte"dwppw/ tknqt"fg"ectg" fkurwpg"rtkp"vguc o gpv0" pu ." o q o gpvwn" fgeguwnwk"rwpqg"ecr v"ceguvwk"ftgrv" k"rtqfweg"ghgevg" lwtkfkeg",p"hcxqctg"egnwk"ectg" o q vpgg vg-

"Vguc o gpvwn" guvg"wp"cev"tgxqecdkn="fgek."ug"uwd,p/ gngig"e "r-p"nc"wnwk"oc"enkr "c"xcgkk"vguvcvqtwn"rqcvg" tgxqec"ucw" o qfkLec"wpkncvgtcn" fkurq|k kng"ucng"vguc/ o gpvctg0

Rtkp"rtku"oc"tgiko"wnwk"fg"ftgrv"kpvtgpc"qpcn"rtkxcv" cn" o q vpgtkk"vguc o gpvctg."rgpvtw" c"xcg"xcncdknkvcyg." vguvc o gpvwn"vtgdwkg"u ",pfgnrkpgcuc "cpwo kvg"eqpfk k" fg"hapf" k"fg"htq o 0

C0"Eqpfk kng"fg"htq o 0" Nw-pf",p"eqpukfgtc kg" k o rqtvc p c" k" itcxkvcgc" ghgevgngt" rg"ectg"ng"rtqfwe" fkurq|k kng"vguc o gpvctg" k"rgpvtw"rtqvgltgc" xqk gk" vguvcvqtwnwk", o rqtvc"wpqt"kp l wpg" k"rtgukwpk."rtgew o " k"rgpvtw"cpw"uc",pfqcn "cuwrte"gzkuvgp gk" k'ugpuwnwk" o cphkuv tkk"fg" xqk . "ngig"rtgxgfg"htq o c"uetku " k" cwvpgkLecv "rg"ecng"pqvctkcn 0

Ctveqwn"3678"E0ekx0"TO"uvcdkng vg" fkurq|k k"rtkp" ectg"vguc o gpvwn"vtgdwkg"u "Lg"uetku",p",pvtgik o g."fcvcv" k"ug o pcv"fg"vguvcvqt."kp fke-pfw/ug"nqewn",pvqe o ktk="gn" wt o g| "c" L"cwvpgkLecv"rg"ecng"pqvctkcn 0

Rqvtkxk"ctv0367;" k"3684"E0ekx0"TO."fce"vguvcvqtwn." fkp"ecw|c"wpqt" fghgevg" L|keg."c"wpgk"dqk"ucw" fkp"cnvg" o qvkg."pw"rqcvg"ug o pc"ew"rtqrk" o -p "vguc o gpvwn." cvwpek"nc"twi o kpvgc"nwk",n"rqcvg"ug o pc"rgpvtw" f-puwn" pqvctwn"ucw"q"cnv "rgtuqcp "ew"hwpe kg"fg"t urwpgtg." ectg"ctg"ftgrvwn"fg"cwvpgkLec"vguc o gpvwn.",p"rtg|gp c" c"egn"rw kp"fqk" o ctvqt."ectg"cw"cvkp" o clqtcvwn."rgt/ uqcp"ew"ecrcckvcyg"fg"gzgtekw."pgLkpf" o q vpgvqt" vgv o gpvctk."twfg"rg"nkpkg"cuegpfgpv " k"fguegpfgpv ." ew"kp fectgc"ecw|gnqt",p"xktvwgc"e tqtc"vguvcvqtwn"pw" c" rwww"u "ug o pg|g0

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,pvqe o ktk" c"cevwnwk"ucw"rtgxgfgtknqt"ngikk" Tgrwdnkekk" Oqnfqxc0"

Rqvtkxk"ctv064"cnk0*3+"cn"Vtcevwnwk"fg"cukvpgp " lwtkfke "fkpvtg" Tgrwdnkec"Oqnfqxc" k" Tq o -pkc."htq o c" ,pvqe o ktkk." o qfkLe tkk" k"tgxqe tkk"vguc o gpvwnwk"guvg" egc"rtgx |wv ."nc"fcvc",pvqe o ktkk." o qfkLe tkk"ucw"tgxq/ e tkk"ucng."fg"ngig"R t k"Eqpvtcevpvg"cn"e tgk"egv gcp" c" hquv" fghwpevwn"ucw"fg"ngig"R t k"Eqpvtcevpvg"rg"cn" e tgk"vgtkvqt"ceguv"cev"cw" hquv" h ewg0

Uweegukwpgc"cuwrte" k o qdkngnqt" c l cvg",p" Tgrwdnkec" Oqnfqxc." rqtvxk"ctv03844"cnk0*4+" E0ekx0"TO." guvg" tging o gpvcv ",p"vqcv"ec|wtkng"fg"ngig" Tgrwdnkekk" Oqnfqxc0" Cegc k"ngig"uvcdkng vg" k"htq o c" ceguwwk." fce "ug"vguvc| "wp" k o qdkn"ectg"ug" c l ",p" Tgrwdnkec" Oqnfqxc0" Cuvhgn." rqtvxk"ceguv" tging o gpv tk."ug" crnke "rtkpekkn"ngikk" o ck"hcxqctkng",p" o cvgtk"htq o gk" vguvc o gpvctg0" favor testamenti0

Vguc o gpvwn" guvg"xcncdkn"fce ",pfgnrkpg vg"eqpfk kng" fg"htq o "cng"wpgk" fkp"wt o vqctgng"ngik

"Ngig"pc"qpcn "c"vguvcvqtwnwk"o" lex patriae=

"Ngig"fq o keknwnwk"ceguvwk"o" lex domicilii=

"Ngig"nqewnwk"wpfg" c" hquv",pvqe o kv"vguc o gpvwn"o" locus regit actum=

"Ngig"wpfg"ug" c l " k o qdknwn"eg"eqpukvkwg"qdkgevwn" vguvc o gpvwnwk"o" lex rei sitae=

"Ngig"kpvc p gk"fg"lwfgecv "ucw" c"qticpwnwk"ectg" ,pfgnrkpg vg" rtqefwte" fg"vtcp o kvgtg" c"cxgtk"uwe/ eguqtng" o" lex fori sau autor legit actum" *ctv03845" cnk0*4+" E0ekx0"TO+0

Ceguv "uqmw kg"guvg"tging o gpvcv ",p"Eqpxgp kc"fg" nc" Jcic" fkp"7"qevq o dtkg"3;83:" k"tgrtqfwu ",p"ctv08:" cnk0*5+" fkp"Ngig" Tq o -p k g" pt032713 ; ;4" ew" rtkxtg" nc" tging o gpvctg" tcrqtvtknqt" fg" ftgrv" kpvtgpc"qpcn" rtkxcv0:

D0"Eqpfk kng"fg"hapf0" p"eg" rtkxg vg"eqpfk kng" fg" hqpf" cng"vguc o gpvwnwk."ec"ceguc"u "Lg"tgewpquew"xc/ ncdk."vtgdwkg"u ",pfgnrkpgcuc "eqpfk kng"fg"xcncdknkvcyg" cng"cevwnwk"lwtkfke<

Capacitatea de a dispune prin testament

Rgpvtw"ec" fkurq|k kc"vguc o gpvct "u "Lg"xcncdkn " k." fgek."rtqfwe vqctg"fg"ghgevg"lwtkfkeg."vguvcvqtwn"vtgdwkg" u "ckd "ecrcckvcyg"fg" c" fkurwpg."ct"rgtuqcp",p"hcxqctg" e tgk"qrgtgc| " fkurq|k kc"u "ckd "ecrcckvcyg"fg" c" rtk o k" rtkp"vguc o gpv0" Fg" cug o gpgc."egn"ectg" rtk o g vg"ngicvwn" vtgdwkg"u "Lg"ecrcdkn"fg" c"fqd-pfk"ew"ceguv"vkvnw0" p" o / uwtc",p"ectg"guvg"xqtdc"fgurtg"ecrcckvcyg"fg"gzgtekw." ug"crnke ."fwr "ec|."ngig"pc"qpcn "c"rgtuqcp"ectg" hceg"vguc o gpvwn"ucw"ectg" rtk o g vg"ngicvwn0

Fgek."rqtvxk"ctv03;" E0ekx0"TO."ecrcckvcyg"fg"nrk p "c" rgtuqcp"fg" c"fqd-pfk"rtkphercv"rtqrk" k"fg" c"gzgewc" ftgrwtk"ekxng."fg" c/ k"cuw o c"rgtuqpcn"qdnkic k"ekxng" k" fg" c"ng"gzgewc" c"rtg"nc",pfgnrkptgc"x-tuvk"fg"3:" cpl0



Ctveqwnw 37; 2" E0ekx0" TO" uvcdkng vg" gi cnkvcvge" ,p" ecrcekvge" fg" gzgk kw" c" egv gpknqt" uvt kpk" ucw" c" crc/ vtk| knqt" k" c" egv gpknqt" Tgrwdnkek" Oqnfqxc. "kpxqe- pf" wt o vqctng" eqpfk kk

"A Ecrcekvge" fg" gzgk kw" c" egv gpknqt" uvt kpk" k" c" crcvtk| knqt" guvg" i wxgtpev "fg" ngigc" nqt" pc kqpcn 0" Cnvhgn" urwu. "ecrcekvge" fg" gzgk kw" c" egv gcpwnw" uvt kp" guvg" tging o gpvcv "fg" ngigc" uc" pc kqpcn . "kct" c" crcvtkfw" nwk" o" fg" ngigc" fq o keknw" nwk" ceguwwk-

"ARgtuqpc" eg" pw" dpggk" ek | "fg" ecrcekvge" fg" gzgk/ ek kw" eqphqt o "ngi" kk" ucng" pc kqpcng" pw" guvg" ,p" ftgrv" u" kpxqeg" hkruc" ecrcekv kk" fg" gzgk kw" fce "ctg" ecrcekvge" fg" gzgk kw" eqphqt o "ngi" kk" hqewnw" fg" ,pejgkcv" g" c" cevw" nwk" lwtkfke. "ew" gzegr kc" ec| wtknqt" ,p" ectg" ug" xc" fqxgfk" e " egcncv " rctvg" nc" cev" vkc" ucw" vtgdwkc" u" " vkg" fgurtg" hkruc" ecrcekv kk" fg" gzgk kw-

"A Ecrcekvge" fg" gzgk kw" c" ceguvtc" ,p" eggc" eg" rtkxg vg" vtcp| ce kknq" ,ph rvwkv" ,p" Tgrwdnec" Oqnfqxc" guvg" tging o gpvcv "fg" ngigc" ceguvgk-

"ACrctvgpp" c" wpgk" rgtuqpc" hc" q" pqw "ngi" g" pc kqpcn " pw" c" fweg" cvkpi" tge" o clqtcv" nwk" fqd- pfkv" k" tgewpquew" eqphqt o "ngi" kk" crnkecdkng" cpvgtkqt

"p" eg" rtkxg vg" kpecrcekv kng" . "ceguvgc" uwpv" gzegr kk" ,p" o cvgtk" fg" cev" lwtkfkeg" . ,pu "tgi" wnc" ,p" cegu" fg o g/ pkw" guvg" ecrcekvge" 0" Cuvhgn. "Eqfwn" ekxkn. "fg" gzg o rnw. " ug" tghgt "nc" pwnkvcvge" eqpxgp kgg" ,pejgkcv" fg" wp" o kpt" ectg" pw" c" , o rnkpv" x- tuvc" fg" 3: "cpk" *ctv0446" E0ekx0" TO+ . "nc" pwnkvcvge" eqpxgp kgg" ,pejgkcv" fg" wp" egv gcp" h t " fguegtp o -pv" ucw" ectg" pw" , k" rwygc" fktk" ce kwpkng" *ctv0447" E0ekx0" TO+ . "nc" pwnkvcvge" eqpxgp kgg" ,pejgkcv" rtkp" ,p gn ekwpg. "xkqngp . "c o gpkp ctg" *ctv0449/452" E0ekx0" TO+ 0"

Tgk" kp" fkp" hcrvwn" e "kpecrcekv kng" fg" c" fkurwpg" rtkp" vguvc o gpv" ug" tghgt "nc" eqpukf" gctg" rgtuqpcgk. "gng" wt o g| "c" "L" e- t o wkv" fg" ngigc" rgtuqpcn " k. "kpvgtg/ u- pf" o cvgtk" uweegukwpk. "wt o g| "c" "L" crnkecv "ngigc" uweeguqtcn 0³²

Cv- v" ,p" rtkxk" c" ecrcekv kk" fg" gzgk kw" ,p" o cvgtk" vguvc o gpvct . "e- v" k" ,p" rtkxk" c" kpecrcekv kk" urgekng" fg" c" fkurwpg" qtk" c" egngk" fg" c" rtk o k" rtkp" vguvc o gpv" vtgdwkg" fgvt o kpcv "ngigc" crnkecdk . "kpenwux" fcv" nc" ectg" pg" ukvw o "rgpvtw" c" uvcdkng" ngigc" crnkecdk . " fg" gzg o rnw. "o" ngigc" pc kqpcn " fg" nc" fcv" fgeguwnw" cwvqtwnw" uweegukwpk0"

Fce "nc" fcv" vguvc o gpvwnw" cwvqtwn" cxgc" q" egv gpk. " kct" nc" fcv" fgeguwnw" u w" q" cnv "egv gpk. "guvg" xqtdc" fg" eqp k" ev" o qdkn" fg" ngi k. "rtqdnq o "fg" ftgrv" kpvgtpc kqpcn" rtkxcv0" p" cegu" ec| . "eqphqt o "ctv03828" E0ekx0" TO. "fce " nc" fcv" ,pvqe o ktk" vguvc o gpvwnw" vguvcvtwn" cxgc" q" egv / gpk" fkhgtk" "fg" egc" gzkuvgpv "nc" fgeguwn" u w. "cvwpek" eqpk kng" fg" hqpf" cng" cevw" nwk" lwtkfke" uwpv" i wxgtpev" ucw" fg" ngigc" cngcu " fg" cwvqtwn" nwk. "ucw" fg" ngigc" ew" ectg"

cevw" lwtkfke" ctg" egng" o ck" uvt- pug" ngi vwtk. "ucw" fg" ngigc" nqewnw" w" pf" g" cevw" lwtkfke" w" pknvcgtcn" c" hquv" ,pvqe o kv0" Fgek. "p" o cvgtk" fg" uweegukwpg. "eqpfk kknq" fg" hqpf" cng" vguvc o gpvwnw" xqt" "L" vqvw k" i wxgtpev" fg" ngigc" nqewnw" w" pf" g" c" hquv" ,pvqe o kv0

Fwr "eg" guvg" fgvt o kpcv "ngigc" crnkecdk . "ug" rwp" g" rtdqng o c" fg" c" kfgpvk" Lec" fwr "ceguv" ngigc" hc" eg" o q o gpv" vtgdwkg" u" gzkuv" ecrcekvge" fg" c" fkurwpg" rtkp" vguvc o gpv" *nc" fcv" ,pvqe o ktk" vguvc o gpvwnw" qtk" nc" fcv" fgeguwnw" vguvcvtwnw" + "qtk" nc" eg" o q o gpv" o q vgpkv" twn" vtgdwkg" u " Lg" ecrdck" fg" c" rtk o k" rtkp" cev" ew" vknw" i tcvwkv0

Fg" fcv" ceguvc" guvg" xqtdc" fgurtg" fgvt o kpcv" fcvk" nc" ectg" ug" kpg" ugc o c" fg" ngigc" crnkecdk . "rtqdnq o "ectg" pw" ug" eqphwpf "ew" cegg" rtkxk" pf" fgvt o kpcv" fg" o gpkw/ nwk" fg" crnkectg" ,p" vk o r" c" ngi k" eq o rgyv" pg. "vqv" c" c" ew o " eqp k" evwn" o qdkn" fg" ngi k" pw" ug" eqphwpf "ew" fgvt o kpcv" fg" o gpkw" nwk" fg" crnkectg" ,p" vk o r" c" pqt o gnt" eqp k" evwncg0" Cuvhgn. "vtgdwkg" fkuvpug" fqw " rtdqng o g<

"AFcv" nc" ectg" pg" ukvw o "rgpvtw" c" fgvt o kpc" ngigc" crnkecdk " * fcv" ,pvqe o ktk" cevw" nwk" qtk" fcv" fgeguwnw" cwvqtwnw" cevw" nwk+ . "p" ec| wn" uweegukwpk" ngi cng" o" fcv" fgeguwnw" cwvqtwnw" uweegukwpk-

"AFcv" nc" ectg" vtgdwkg" u" gzkuv. "fwr "ngigc" crnkecdk/ dkn " rtkxk" pf" fgvt o kpcv" ecrcekv kk. "ecrcekvge" fg" c" fkurwpg" qtk" ecrcekvge" fg" c" rtk o k" rtkp" vguvc o gpv0

Rgpvtw" rtdqng o gng" ectg" rq" u " crct " ,p" rtk o wn" ec| . " fg" gzg o rnw" ngigc" rgtuqpcn " c" vguvcvtwnw" * ,p" ftgrvwn" gping| "o" ngigc" fq o keknw" nwk" + " fg" nc" fcv" fgeguwnw" guvg" fkhgtk" "fg" ngigc" rgtuqpcn " fkp" o q o gpvwn" hcegtk" vgu/ vc o gpvwnw. "cuvhgn" ,pe- v" tging o gpvctg" ecrcekv kk" fg" c" vguvc" qtk" tging o gpvctg" egnqtcnv" eqpfk kk" fg" hqpf" cng" vguvc o gpvwnw" uwpv" fkhgtkv" fg" egng" fqw " fcv0"

Ug" ctg" ,p" xgfgtg" e "egng" fqw "ngi k" uwpv" fkhgtkv" fcvq/ tkv "cwvqtwnw" uweegukwpk. "ectg" k/ c" uejk o dc" v" egv gpk" qtk" fq o keknw" nwk" : "p" ftgrvwn" gping| "ug" crnke "ngigc" fq o k/ eknw" nwk" vguvcvtwnw" fg" nc" fcv" fgeguwnw" u w0"

Q" rtdqng o " fkuvpv " guvg" cegg" ,p" ectg" ecrcekv/ cvge" vguvcvtwnw" ucw" egngc" vng" eqpfk kk" fg" hqpf" cng" vguvc o gpvwnw" uwpv" uwrvw" w" pgk" tging o gpv tk" fgqugdkv" kpfgrgp" fg" xqk" c" vguvcvtwnw0" Fg" gzg o rnw. " ,pvgt" vk o r. "c" fke "h t " u " L" cxwv" hqe" uejk o dctg" fg o keknw" nwk" * ,pvgt" fcv" ,pvqe o ktk" vguvc o gpvwnw" k" fcv" fgeguwnw" vguvcvtwnw" + "ug" uejk o d " eqp k" pvwn" tging o gpv tk" ngi k" crnkecdkng. "p" ugpwn" e " fwr " tging o gpvctg" cpvgtkqt " vguvc o gpvwn" pw" gtc" xcncdkn. " fct" guvg" xcncdkn" rqvtxkv" pqk" tging o gpv tk" = ucw" kpxgtu. "vguvc o gpvwn" gtc" xcncdkn" fwr " tging o gpvctg" cpvgtkqt . " fct" fgxkpg" pxcncdkn" rqvtxkv" pqk" tging o gpv tk0" Fg" fcv" ceguvc. "cv- v" rgp/ vtwn" tging o gpvctg" cpvgtkqt . "e- v" k" rgpvtw" egc" pqw . " pg" ukvw o "nc" cegg" k" fcv . " k" cpw o g" nc" fcv" fgeguwnw" vguvcvtwnw. "rtguvrw" - pf" e " vguvcvtwn" guvg" uwrvw" ngi k" fq o keknw" nwk" fkp" o q o gpvwn" o qt kk" vguvcvtwnw0" Fce "ug"



kc", p"equkfgtc kg"fcvc", pvqe o ktkk"vguvc o gpvwnwk. "wnvk o c" rtdng o " o gp kqpcv "pw"guvg"rqukdkn 0"

Rqvtkxkv"ctv064"cnk0*4+"cn"Vtvcvwnwk", pvtg"Trwdnkec" Oqnfqxc" k"tq o -pkc", p"rtkxkp c"ecrcekv kk"fg"c"vguvc." o qfkŁec"qtk"tgxqec"vguvc o gpvwn. "rtgew o" k", p"rtkxkp c" eqpugekp gnqt"lwtkfkeg"cn"ng"xkekknqt"fg"xqkp ".ug"crnke "ngigc"R t kk"Eqpvtcevcvg"cn"e tgg"egv gcp" c"huqv"fg/hwpevwn"nc"fcvc", pvqe o ktkk." o qfkŁe tkk"ucw"tgxqe tkk"vguvc o gpvwnwk0" Fwr "ceggc k"ngig"ug"uvcdkngue" k'hgnwtkng"fg"fkurq|k kk"vguvc o gpvctg"ectg"uwpv"cf o kug0

Eqpuk o o -pvwn

Rgpvtw"ec"fkurq|k kkn"vguvc o gpvctg"u "Łg"xcncdkng." pw"guvg"uwŁekgpv"ec"vguvcvtwn"u "ckd "ecrcekvvcg"ngic/ n " k"pcvwtcn "fg"c"vguvc."ek" o ck"guvg"pgeguct"ec"xqkp c" *eqpuk o o -pvwn+"u "pw"Łg"cnvgtcv"fg"xtgwp"xkek"fg" eqpuk o o -pv"gtqctg."fq"ucw"xkqngp 0"Gn"tgrtg|kp v"wp"ng o gpv"guvp kcn"cn"qtke twk"cev"lwtkfke."fgek" k"cn"vguvc o gpvwnwk." ,pvtw-e"gzrtk o "xqkp c"cwvqtwnwk"nc" ,pejgktgc"cevwnwk"lwtkfke"tgurgevkv0

Nkruc"eqpuk o o -pvwnwk."cfke "c" o cphguy tkk"wpknc/ vgtcng"fg"xqkp ".p"ec|wn"vguvc o gpvwnwk."guvg"ucpe kqpcv "ew"pwnkvcvg."ceguvwkc"nkrukfw/k", p"ceguv"ec|wpwn"fkp"ngg/ o gpvng"fg"xcncdknkvcvg"ht "fg"ectg"pw"rqcvg"gzkuvc0³³

Rqvtkxkv"ctv03; ; "E0ekx0" TO." eqpuk o o -pvwn" guvg" o cphguyctgc."gzvgtqtk|cv ".fg"xqkp "c"rgtuqcp"fg"c" ,pejgk"wp"cev"lwtkfke" k"guvg"xcncdkn"fce "rtqxkpg"fg"nc"q"rgtuqcp "ew"fkuegtp o -pv."guvg"gzrtk o cv"ew"kpvgp kc"fg"c"rtqfweg"ghgevg"lwtkfkeg" k"pw"guvg"xkecv0

Eqpuk o o ,pvwn"guvg"uwrwu"ngikk"crnkecdkng"vguvc/ o gpvwnwk."cfke "ngikk"uweegukwpkk0

Cuvhgn."fg"kvguvc o gpvwn"guvg"wp"cev"lwtkfke"wpkncvgtcn." vqvw k"ngigc"ceguvkc"*c"vguvc o gpvwnwk+"pw"ug"fgvgt o kp "nc"hg"ec"ngigc"cevwnwk"lwtkfke"wpkncvgtcn."ek"fwr "pqt o g"rtqrtkk0

Ngigc"vguvc o gpvwnwk"guvg"ngigc"uweeguqtcn ".ectg" fkhgt "fwr "ew o"uweegukwpgc"guvg" o qdknket "ucw"ko q/ dknket ".fct"ceguvc"pw o ck"fce "vguvcvtwn"pw" c"uwrwu" vtcpu o kvgtgc"uweeguqtcn "wpgk"cnvg"ngik0

Xkekng"fg"eqpuk o o -pv"uwpv"tging o gpvcvg"fg"ngigc" uweeguqtcn 0" Fg"cuvo gpgc."ngigc"uweegukwppk"ug"crnke " k" o qfknv knqt"xqkp gk"fg"c"hecg"ngicv0

Rqvtkxkv"Ngikk"fg"ftgrv"kpvgtpc kpcn"rtkxcv" c"Egjkgk" *ctv039" k"ctv03; +."ngigc"crnkecdk "ecrcekv kk"fg"c"hecg" vguvc o gpv"qtk"fg"cn"tgxqec"ucw"fg"c"fgvgt o kpc"eg" fku/ rq|k kk"fkp"ecw| "fg" o qctvg"uwpv"rgt o kug"eqkpekfg"ew" ngigc"uweegukwppk."cfke "ngigc"pc kqpcn "c" fghwpevwnwk." tgurgevkv"o" c"vguvcvtwnwk."pw o ck"e "fcvc"gzkuvgp gk"egv / gpkg"guvg"fkhtkv ,p"egng"fqw "ukvvc kk"ngigc"uweeguqtcn " guvg"ngigc"pc kqpcn "fkp" o q o gpvwn" fgeguwnwk="ngigc" vguvc o gpvwnwk"guvg"ngigc"pc kqpcn "fkp" o q o gpvwn" fgeguv/ tc kgt"fg"xqkp 0" Fct."ngigc"vguvc o gpvwnwk"rtkxg vg"pw o ck" ecrcekvvcg"fg"c"hecg" k"fg"c"tgxqec"vguvc o gpvwn0³⁴

Ngigc"fg"ftgrv"kpvgtpc kqpcn"rtkxcv" c"Rqnpkkgk"*ctv056" k"ctv057+"rtgxgfg"e "ngigc"vguvc o gpvwnwk"tging o gpvgtc| " xcnkfkvcvgc"vguvc o gpvwnwk."kpenwux"egngncvng"eqpfk kk"fg" hqpf"fg-e"ecrcekvvcg."rtgew o" k"eqpfk kkn"fg"ht o . "ngigc"vguvc o gpvwnwk"Łkp"ngigc"pc kqpcn "c"vguvcvtwnwk" fg"nc"fcvc",pvqe o ktkk"hwk."kct"ngigc"uweeguqtcn "o"ngigc" pc kqpcn "c"cwvqtwnwk"uweegukwppk"fg"nc"fcvc" fgeguwnwk=" c cfct."egng"fqw "ngik"eqkpekf."fg" k"egv gpk"ug"kc", p" eqpukfgtc kg"nc" o q o gpvg"fkhtkv0³⁵

Cnvg"tging o gpv tk"fg"ftgrv"kpvgtpc kqpcn" rtkxcv" rtgx f"e "ngigc"vguvc o gpvwnwk"guvg"egc" c"wnvk o wnwk"fq/ o keknk."fct"ug"ctg",p"xgfgtg"fcvc"hecgtkk"vguvc o gpvwnwk." ew"rtgek|ctg"e "ngigc"vguvc o gpvwnwk"ug"tghgt "pw o ck"nc" ecrcekvvcg"fg"c"hecg" k"c"tgxqec"vguvc o gpvwn." ,pvk o r" eg"ngigc"uweeguqtcn "fgrkpf"fw" "ew o"dwptkng"uwpv" o qdkng"*ngigc"pc kqpcn "c" fghwpevwnwk"nc"fcvc" fgeguv/ nwk+"qtk"ko qdkng"ukvvcvg",p" ct "o"lex rei sitae0

Fgek."ngigc"crnkecdk "ecrcekv kk"fg"c"hecg"vguvc/ o gpvwn"qtk"eqpfk kknqt"hwk"fg"ht o "rqcvg"u "pw"eqkpekf " ew"ngigc"crnkecdk "tcrqtvtknqt"uweeguqtcng0" Ngigc" uweeguqtcn "tging o gpvgtc| " wto vqctgng" rtdng o g" egtewn" o q vgpvqtknqt" k"qtkpge"ejgo tkk"nqt"nc" o q / vgpktg="rctvg"eg"hk"ug"ewxkpg"fkp"dwptkng"uweeguqtcng." nkdgtvcvg"fkurq|k kknqt"vguvc o gvctg"*egtewn" rqukdkn"fg" uweeguqtk"vguvc o gpvctk."eqvng"nqt",p"dwptkng"uweeguq/ tcn." o q vgpvqtkk"tg|gtxcvctk." o tk o g"tg|gtxgk"nqt+" vgt o gpvwn"fg"ceegrvtgc" o q vgpktk" k"egn"fg"tgppw ctg" nc" o q vgpktg0

Obiectul

Rgpvtw"ec"fkurq|k kkn"vguvc o gpvctg."ec"cev"lwtkf/ eg."u "Łg"xcncdkng."rg"n-pi "eqpfk kkn"fg"ecrcekvvcg" k" eqpuk o o -pvwn"xcncdkn."ng"vtgdwk"u "ckd "wp"qdkgev" fgvg o kpcv" k"fgvg o kpcdkn" k"hek0"Rtdng o gng"urgekng" ug"rwp."uwd"ceguv"curgev." ,p"ngi vwt "ew"ngicvng."cx-p/ fw/ug",p"xgfgtg"e "ewrtpuwn"rtkpekrcn"cn"vguvc o gpvwnwk" guvg"ngicvwn0

Ctvkeqwnn"36:9" E0ekx0" TO" uvcdkng vg" qdkgevwn" ngicvwnwk"eg"eqpuv " ,p"vtcpu o kvgtgc"fg"e vtg"egn"eg"tg/ egr kqpgc| "ngicvwn"*ngicvt+" ,p"rtqrtkvcvg."hqqukp " ucw"ew"wp"cnv"ftgrv"tgn" c"dwptknt"ectg"nce"rctvg"fkp" rctk o qpkwn"uweeguqtcn="qd kpgtgc" k"vtcpu o kvgtgc"e vtg" ceguv" c"dwptknt"ectg"pw"nce" rctvg"fkp" o q vgpktg=" ,p"fgnrkptgc"wpgk"cpw o kvg" o wpek."rtgvctgc"fg"ugtkek" k"cnvgng0

Ngigc"uweegukwppk" tging o gpvgtc| " eqpfk kkn"fg" xcnkfkvcvg" c"ngicvwnwk." fg"gzg o rnw." fgug o pctgc"ng/ icvwnwk"vtgdwk"u "Łg" h ew"rgtuqpcn"fg"vguvcvt"rtkp" vguvc o gpv0"Uwd"ko rgtkwn"uweegukwppk"ecfg" k"tg|gtxc." fgug o pctgc" k"rwvgtkng"gzgcvqtwnwk"vguvc o gpvct."ecw/ |gng"fg"kpŁececvcvg" c"ngicvngqt"*ecfwekvcvg."tgxqectgc" lwfge vqtgcue " k"wpkncvgtcn ".pwnkvcvgc+0



Cauza

Ec"wnvko "eqp fkg" guvg" ecw|c" vguvc o gpvwnwk" ectg." rgpvtw" c" L" xcncdkn . "guvg" pgegucl" u "Lg" ntekv " k" o qtcn 0 Rqvtkxkv" ctv0429" E0ekx0" T O." cevwn" lwtkfke" ekxkn" ,p/ ejgkcv" h t "ecw| " qtk" hqpfcv" rg" q" ecw| " hcnu" ucw" knkekv " pw" rqcvg" cxgc" pkek" wp" chgev0" Tgkg kpf" fkp" fkurq| k kknq" cegnwk" k" ctvkeqn. " šecw| c" cevwnwk" lwtkfke" ug" rtg| w o " r-p "nc" rtqdc" eqpvtct ö. "gc" ecfg" uwd" egp| wtc" kpuvcv gk" fg" lwfgecv 0

Nc" cnkp0*5+ "cn" cegnwk k" ctvkeqn" ug" rtgxfg" e " guvg" knkekv " ecw| c" ectg" eqpvtcxkpg" ng i kk. " qtfkpkk" rwdnkeg" ucw" dwpnqt" o qtcxwtk0" Fgek. " ,p" ec| wn" ,p" ectg" ecw| c" wpwk" vguvc o gpv" ew" gng o gpv" fg" gzvcpkvcvg" eqpvtcxkpg. " rq/ vtkxkv" ctv037: 3" E0ekx0" T O. " qtfkpkk" rwdnkeg. " ng i gc" lvt kp " uweeguqtcn " crnkecdkn " ceguvgk" xc" L" ,pn vwctv " k" xqt" L" crnkecdknq" fkurq| k kknq" ng i kk" uweeguqtcng" ,p" cegcuv " o cvgtk" c" Tgrwdnkekk" Oqnfqxc0" " p" ec| wn" ,p" ectg" ecw| c" eqpvtcxkpg" dwpnqt" o qtcxwtk. " kpuvcv c" fg" lwfgecv " rqcvg" ucpe kqpc" vguvc o gpvwn" ew" pwnkvcv0"

Fgek. " ecw| c. " ec" eqp fkg" fg" hqpf" c" vguvc o gpvwnwk. " ecfg" uwd" kpekfgp c" pqt o cvkx " c" ng i kk" uweeguqtcng0

Fkp" egng" o gpv kqpcvg" o ck" uwu" ug" k o rwp" wt o vqctgng **concluzii:**

" Āfce " ng i gc" vguvc o gpvwnwk. " ec" cev" wpkncvgtcn. " guvg" ng i gc" pc kqpcn " c" vguvcvqtwnwk. " kct" uweegukwpgc" guvg" uwrwu " wpgk" ng i k" ectg" fkhgt . " fwr " ew o" guvg" xqt d c" fgurtg" dwpwtk" o qdkng" ö" ngz" pcvkqpcngu" qtk" fgurtg" dwpwtk" k o qdkng" ö" ngz" t gk" ukvcg. " ug" rqv" kxk" ukvwc kk" ,p" ectg" ng i gc" vguvc o gpvwnwk" k" ng i gc" uweeguqtcn " pw" eqkpekf" (sunt diferite);

" Āfcvc" nc" ectg" ug" kc" ,p" eqpukfgtc kg" ng i gc" pc kqpcn " rqcvg" fkhgtk" ,p" ec| wn" ng i kk" vguvc o gpvctg" k" ,p" ec| wn" ng i kk" **successorale;**

" Āp" eg" rtkxg vg" kpvgt r t g v c t g c" vguvc o gpvwnwk. " cegcuvc" guvg" t g i n g o g p v c v " fg" ng i gc" crnkecdkn " vguvc o gpvwnwk. " Ēkpf" ,pu " k o r n k e c v " k" ng i gc" uweeguqtcn 0" Ue j k o d c t g c" fg" e v t g" vguvcvqt" c" ng i k k" crnkecdknq" vguvc o gpvwnwk" rtkp" cvc" fge- v" egc" uweeguqtcn " xc" L" rqukdkn " ,p" eqp f k- kknq" t g u r g e v t k k" ng i k k" ukvw t k k" dwpwtknt" ectg" hceg" encuklectg" ,p" o qdkng" k" k o q d k n g" ,p" ecnkvcvg" fg" pqt o " k o r g t c v k x " k" eqp f k k n q t" fg" h q t o " k" fg" h q p f" c n g" ng i k k" ,p" e j g k g t k k. " o q f k l e t k k" ucw" t g x q e t k k" cevwnwk" lwtkfke" **testamentar.**

Note:

³ A se vedea: [0Nqwuqwtcp. "R0Dqwtgn0" Ftqkv" kpvgtpcvkcpcn" prive. " ö" Rectku" Fcnnq| 0" 3; ; 5. " r075: 0

⁴ Eqfwn" ekxkn" cn" Tgrwdnkekk" Oqnfqxc" pt03329/ZX" fkp" 8" kwpgk" 4224. " rtq o w n i c v" nc" 3302804228" rtkp" Fgetgvwn" Rtg g/ fkpvgnw" Tgrwdnkekk" Oqnfqxc" pt093; /KKK" 11" Oqpkvqtw" QŁekcn" cn" Tgrwdnkekk" Oqnfqxc. " 4228. " pt0: 4/ : 818830

⁵ A se vedea: 00Gnkguew0" Vtcpuokvgtgc" k", o r t g c n c" o q v g p k t k k", p" f t g r v w n" T U T I" ö" Dwewtg vk" Gfkwte" Cefg o k g k. " 3; 88. " r0: : 0

⁴ Vtvcv" ,pvtg" Tgrwdnkec" Oqnfqxc" k" Tq o -p k c" r t k x k p f" cukuvp c" lwtkfke " ,p" o cvgtk" ekxkn " k" rgpcn " fkp" 280290; 8. " tcvkhkecv" rtkp" J q v t -t g c" Rctnc o g p v w n w k" pt0323: /ZKKK" fkp" 250340; 80" Ug o p c v" nc" E j k k p w. " nc" 8" kwnq" 3; ; 8. " ,p" x k i q c t g" f k p" 44" o c t v k g" 3; ; : " 11" Vtvcv" k p v g t p c k q p c n g. " 3; ; ; . " x q n 0 4 2 0

⁷ A se vedea: v0E trgpctw0" Ftgrvwn" fg" o q v g p k t g", p" Ftgrvwn" ekxkn0" Eqpvtcevng" urgekcn0" Ftgrvwn" fg" cvwq0" Ftgrvwn" fg" o q v g p k t g" ö" Dwewtg vk" Wpkxgtkvcvgc. " 3; : 5. " r05: 30

⁸ Eqfwn" ekxkn" cn" Tq o -p k g k" f k p" 6" f g e g o d t k g" 3: 86" t g u r g e / v k x. " F g e t g v w n" f k p" 4 8" p q k g o d t k g" 3: 8 6. " r t q o w n i c v" nc" 6" f g e g o / d t k g" 3: 8 6. " r w u" ,p" c r n k e c t g" nc" 3" f g e g o d t k g" 3: 8 7" e w" w n v k o g n g" o q f k l e t k. " r -p " nc" 3; " q e v q o d t k g" 3; ; ; . " j v v r < l n g i c n 0 f p v k u 0 t q l e q f e k x k n k p f g z" / " e k x k n 0 j v o l -

⁹ X0Dcd t 0" Ftgrv" kpvgtpc kqpcn" rtkxcv0" ö" E j k k p w c" H I G 0 R 0" VkrqitcŁc" Egpvtcn . " 42240

" Eqpxp kc" rtkxkpf" eqp fkevgng" fg" ng i k" ,p" o cvgtk" hqt o g k" fkurq| k g k" vguvc o gpvctg" fkp" 7" qevq o dtkg" 3; 83. " ,p" xki qctg" fkp" 7" kcpwctg" 3; 860" j v v r < l l y y y 0 j e e j 0 p g 0

" Ng i g c" T q o -p k g k" š E w" r t k x k t g" nc" t g i n g o g p v c t g c" t c r q t / v w t k n q t" fg" f t g r v" k p v g t p c k q p c n" r t k x c v 0. " p t 0 3 2 7" f k p" 4 4" u g r v g o / d t k g" 3; ; 4" 11" O q p k v q t w n" Q Ł e k c n" c n" T q o -p k g k. " R c t v g c" K. " 3; ; 4. " p t 0 4 6 7 0

³² A se vedea: K0R0" Hknrguew0" Ftgrvwn" kpvgtpc kqpcn" Rtkxcv" ö" Dwewtg vk" Cevc o k. " 3; ; 0

³³ F0E j k t k e 0" Ftgrv" ekxkn0" Uweegukwpl0" ö" Dwewtg vk" Nw o k p c" N G Z. " 3; ; 0

³⁴ Ng i g c" E g j k g k" e w" r t k x k t g" nc" f t g r v w n" k p v g t p c k q p c n" r t k x c v. " p t 0; 9" f k p" 6" f g e g o d t k g" 3; 8 5. " ,p" x k i q c t g" f g" n c" 3" c r t k n g" 3; 8 6" 11" S b i r k a z a k o n u, " p t 0; 9 1 3; 8 5. " 3 7: 1 3; 8; . " 4 5 6 1 3; ; 4. " 4 8 6 1 3; ; 4" Revue critique de droit international prive. " 3; 87. " pt05. " r0836/ 853" KRT" ö" I g u g v / g" k p" G w t q r g. " u 0 4; ; / 5 5 9 0

³⁵ Ng i g c" R q n q p k g k" r t k x k p f" f t g r v w n" k p v g t p c k q p c n" f k p" 3 4" p q k g o d t k g" 3; 8 7. " ,p" x k i q c t g" f k p" 3" k w n q" 3; 8 7. " r w d n k e c v " ,p" G f k k e" q Ł e k c n " š F / k g p p k m" W u v c y * " + ö. " 3; 8 7. " p t 0 6 8 0" R q | 0 4; 2 = " 3; ; 7. " p t 0: 5 0" R q | 0 6 3 9 = " 3; ; ; . " p t 0 7 4 0" R q | 0 7 5 4" 11" Revue critique de droit international prive. " 3; 88. " p t 0 4. " r 0 5 4 5 / 5 4 9 0"



**"CE KWPGC"RTKPEKRCN "P"ECFTWN"HCRV GK"
RTGLWFKEKCDKNG"FG"GUETQE JGTGK**

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doctorand

Tgegp|gpv<"Sergiu DT·P\C. doctor habilitat în drept, profesor universitar (USM)

SUMMARY

In the framework of this article, it is argued that, in art.190 PC RM the "illicit acquiring" notion has the genuine meaning of "defalcation". There are brought important fulcrums in order to authorize the option that, swindle offence is a crime accomplished throughout defalcation. From the viewpoint of the qdlgevxxg"ukfg.vjg"o ckp"fkhhgtgpeg"dgvyggp"uykpfng"qhhtgpeg"cpf"vjg"qhhtgpeg"rtgxgpgvf"kp"ctv03;8"RE"TO." consists in the methodology of causing the material damages: in the swindle case, the victims patrimonial mass is diminished proportionally to the increasing of the offenders patrimonial mass; in art.196 PC RM offence case, the victim patrimonial mass stops increasing proportionally to the offender dodging the pecuniary obligations toward the victim; or, the victim patrimonial mass is diminished, however, without increasing the offender patrimonial mass.

Tghgkpfw/ug"nc"wpwn"fkpvtg"vkrwtkng"ogvqfgnqt"fg"u x-t ktg"c"kphtce kwppk."P0H"Okjcknqx"xqtdg vg"fgurtg"šogvqfgng"fg"u x-t ktg"c"kphtce kwppkqt."eqp/uvkvwkp"ugopg"qdnkicvqtkk"cnk"kphtce kwppkqt."ectg"pg"rgtokv"u"ng"fkuvkpig"o",pvtg"gnk"hwvwn."guetqejgtk."lchwn.v-nj tk"ge0+ö03"Rtkp"cegucv"ug"uwigtgc|"e."p"ecftwn"guetqejgtgk.",p gn ekwpgc" k'cdw|wn'fg",petgfgtg"uwpv"ogvqfg"cnk"cegugk"kphtce kwppk0

Pw"rwwg"o"Ł"fg"ceqtf"ew"ceguv"rwpev"fg"xgfgtg0"Rg"dw"p"ftgrvcg."X0"Rnqjxc"eqpugopgc|<"šC"nwc"dwpp/tkng"rg"ecngc",p gn ekwppk"ucw"cdw|wnwk"fg",petgfgtg"pw"guvg"ew"rwwk",pvtwe-v",p gn ekwpgc."ec" k'cdw|wn'fg",p/etgfgtg."uwpv"gzg"orng"fg"kpłwgp ctg"cuwrct"rgtuqcpk."pw"cuwrct"dwppkqt04"pvt/cfgx t."ogvqfc"fg"u x-t ktg"c"kphtce kwppk"vtgdwkg"ec" k'ew"o"u"ug"fk|qnxg",p"vgzvwte"hcrgvk"rtglwfkecdkng."u" "hqtog|g"wp"kpfkunwdknc"ocn/iico"ew"cegucv0"pw"u"eqo rqtvg"fkhtgpg"fg"uwduvcp".ngicvg."fg"gzg"orng."fg"qdkgevn"fg"kpłwgp ctg0

Fkp"cegugv"eqpukfgtgpvg."uwduetkg"o"nc"rq|k kc"gz/rtkocv",p"nkvgtcvwte"fg"urgekncvvg"e.",p"eqpvzvwnt"kphtce kwppk"rtgx |wvg"nc"ctv03;2"E0rgp0"TO."uvtwevte"hcrgvk"rtglwfkecdkng"ug"rtg|kp",p"hgwn"wt o vqt<3+"ce kwpgc"rtkpekrcn."ectg"eqpuv",p"fqd-pfktgc"knkekv"c"dwppkqt"cnvg"rgtuqcpvg"4+"ce kwpgc"ucw"kpce kwpgc"cfkcepgv."ectg"eqpuv.",p"oqf"cnvgtpcvkx.",p",p gn ekwpg"ucw",p"cdw|fg",petgfgtg05

Guv"fg"hcrv"q"fg|xqnvctg"cfkfgk."rg"ectg"co"hwpcf/ogpvcv/q"supra"guetqejgtk"guvg"q"kphtce kwpg"eq"orng/z."ew"qdkgevlwtkfke"urgeknc"eq"orngz",p"ecftwn"cegugv"qdkgevlwtkfke"urgeknc"eq"orngz."qdkgevn"lwtkfke"rtkpekrcn"eqtgurwpfg"ce kwppk"rtkpekrcng"fkp"eq"orq|k kc"hcrgvk"rtglwfkecdkng="qdkgevn"lwtkfke"ugewpft"eqtgurwpfg"

ce kwppk"cfkcepgv"fkp"cne vwtg"hcrgvk"rtglwfkecdkng0"Ug"rqcvg"uwu kpg"e"ce kwpgc"rtkpekrcn"lqce"tqnwn"fg"ce kwpg/ueqr."kct"ce kwpgc"cfkcepgv"lqce"tqnwn"fg"ce kwpg/o klnqe0"Vqe o ck"fg"cegge."fce"kpvgp kc"fg"cu x-t k'guetqejgtk"pw"guvg"tgnk|cv"kpvgitcn"o"hrvkw/vqtw"tgw kpf"u"eqokv"ce kwpgc/o klnqe."pw" k'ce kwpgc/ueqr"o"guetqejgtk"ug"xc",pvtgtwr"hc"gvrc"fg"vgpvcvx 0" Fgek."eqpuw"o ctgc"guetqejgtgk"guvg"hgicv"fg"tgnk|ctgc"ce kwppk/ueqr0

Fwr"O0kw0"Jognkqxc."uwuvtcigtgc.",p"ec|wn"gu/etqejgtgk."rqcv"Ł"eqoku"cv-v"rg"ecngc"ce kwppk."e-v" k"rg"ecngc"kpce kwppk04"Guvg"wp"gzg"orng"gnqexgpv"fg"eqpugekp"ce"eqpukfgt tkk"gtqpcvg"c",p gn ekwppk"ucw"cdw|wnwk"fg",petgfgtg",p"ecnkvcvg"fg"ogvqfg"fg"u x-t ktg"c"guetqejgtgk0

Dkpg,p gngu."uwuvtcigtgc"fqd-pfktgc"knkekv +pw"rqcvg"Ł"u x-t kv"rg"ecngc"kpce kwppk0" Hqt o c"rcukx"fg"eqo/rqtvcogpv"guvg"rqukdn",p"ec|wn",p gn ekwppk."wpc"fkpvtg"oqfenv kng"ce kwppk"cfkcepgv"fkp"ecftwn"guetqejgtgk0"p"cegugv"ugpu."pg"tcnkgo"egnqt"ogp kqpcvg"fg"U0C0"Vctctw/jkp<"šUwuvtcigtgc"ug"gzrtko",p"hcrc"cevxx"uwduetkg"pg"crct kpg"o n.a.+c"egnwk"ectg",puw g vg"dwppkng."fkp"oqogpv"eg."r-p"cnh"tg kpg."h rvkwqtw"ng"kc."tkfke-pfw/ng"fkp"uhgtc"rcvtk o qpkcn"cnvkcö07"pvt/wp"fg ogtu"fg"kpvgtrtgvctg"nkvgtct."u"ock"cf wi"o"e.",p" Fke kqpcvwn" Gzrnkecvk"cn" Nk o dkk" Tq o -pg."vgt o gpn"šuwuvtcigtgö"fgugopgc|cpwog"q"ce kwpg."pw"q"hcrv 08

pvt/q"cnv"qtfkpg"fg"kfkg."pg"xq"o"rtqwp"cuwrct"ejguvkwppk"eqpvtqxtucv"rtkxkf"qrqtwvpkvcvg"ctcrqt /tkk"guetqejgtgk"nc"itwrwn"kphtce kwppkqt"u x-t kv"rtk"uwuvtcigtg0"Eqpvtqxtuc"ci gpgtcv/q",puw k"ngikwkvqtw"p"fkurq|k kc"cnk0*3+ctv03;2"E0rgp0"TO."fgugop-pf"



ce kwpgc" rtkpekrn " fkp" ecftwn" hcrvkg" rtglwfkecdkng." wvknk|gc| "ukpvcio c"šfqd-pfktgc"knkekv ö."pw"šuwuvtcigtg/ tğö" Guvq" fctq" fkhgtgp " fg" hqt o "ucw" k' fg" eqp kpw" ,pvtg" egng" fqw " eqpuvtwe kk" vgt o kpnqikegA" Rwg o " qctg" cŁt o c" e " ce kwpgc" rtkpekrn " fkp" ecftwn" hcrvkg" rtglw/ fkecdkng" fg" guetqejtkg" ug" gzrtko " ,p" uwuvtcigtgA" Nc" ceguvq" ,pvtgd tk" pqfcng" wtogc| " u " t urwpgfo " ,p" egng" eg" wtogc| 0

Xq o " ,pegrg" ew" ceggc" e " XJ wngc." cwwqt" tq o -p." ectcevgtk| -pf" kphctce kwpgkng" u x-t kvg" rtkp" uwuvtcigtg" ,p" ngigc" rgpcn " c" Tgrwdnekk" Oqnfqxc. "pw" ug" tghgt " ,p" uwfwknw" u w" nc" kphctce kwpgc" fg" guetqejtkg⁰⁹ " Rtdcdkn." hceg" q" rctcngn " ,pvtg" kphctce kwpgc" fg" guetqejtkg" *ctv03; 2" E0rgp0" TO+" k" kphctce kwpgc" fg" ,p gn ekwpg" *ctv0437" fkp" Eqfwn" rgpcn" tq o -p+0" Qt." rqtvxkv" fqvtkpgk" rgpcng" tq o -pg." ,p gn ekwpgc" guvg" q" kphctce kwpg" u x-t kv " rtkp" htcwf 0: " Rtkxkv" ne" ecftwn" kphctce kwpgkng" u x-t kvg" rtkp" uwuvtcigtg." ,p" ceggc" k' fqvtkp " ug" gzrtko " rwpevwn" fg" xgfgtg. " rqtvxkv" e twkc" ceguvc" ewrtkpf" hwtvwn. " v-nj tkc." rktcvgtk" k" v kpwktgc0: " Guvq" ,pvg o gkv" e " kphctce kwpgc" fg" ,p gn ekwpg" g" tcrqtvcv " pw" nc" i twrwn" kphctce kwpgkng" u x-t kvg" rtkp" uwuvtcigtg⁰ " Qt. " nc" q" cpcnk| " cvgpv " .rwvg o " qdugtxc" e " kphctce kwpgc" urgekŁecv " nc" ctv0437" fkp" Eqfwn" rgpcn" tq o -p" , o dkp " ug o pgng" kphctce kwpgkng" rtgx | wvg" nc" ctv03; 2" k" nc" ctv0; 8" E0rgp0" TO0" Fguki wt. " ew" wpgng" fkhgtgp g" fg" tkiqctg" *fg" gzg o rnw. " kphctce kwpgc" fg" ,p gn / ekwpg" pw" kpenw" fg" uwd" pkek" q" hqt o " cdw| wn" fg" ,petgfgtg+0" " p" eqpenw| kg. " pw" guvg" rqtvxkv " eq o rctc" k" k' cuk o knctgc" nc" ectg" tgewti g" XJ wngc" ,p" rtkxkp c" kphctce kwpgk. " rtgx / | wvg" nc" ctv03; 2" E0rgp0" TO. " k" c" kphctce kwpgk. " rtgx | wvg" nc" ctv0437" fkp" Eqfwn" rgpcn" tq o -p0

C o " h ew" tghgtktg" nc" ceguv" gzg o rnw. " cx, pf" ,p" xgfgtg" e . " ,p" fg o gtuw" pquvtw" fg" egtevgctg" vgt o kpnqike . " o ck" rqtvxkv" guvg" u " cpcnk| o " pw" curgevw" eq o rctc" cn" rtdng o gk. " fct" qtki kpng" crctk" kgk" pq kwpgkng" šfqd-pfktg" knkekv ö" k" šuwuvtcigtgö" ,p" ngigc" rgpcn " c" Tgrwdnekk" Oqnfqxc0

'pe " ,p" nkvtcvtw" fg" urgekncvkv" fkp" rgtkqfc" uqxkg/ vke . " vgt o gpkk" šfqd-pfktgö. " švtgegtgö. " šnwctg. " š, puw ktgö. " šuwuvtcigtgö. " šqd kpgtgö" gve0" uwpy" cf gugc" wvknk| c k" ec" kpvgtuejk o dcdkn0" Fg" gzg o rnw. " O0C0" GŁ o qx. " nc" hqt/ o wntgc" fgŁpk kgk" pq kwpgk" šuwuvtcigtgö" hqnqug" vg" rctw" vgt o gpk" šnwctgö. " štg kpgtgö. " švtcpu o kvgtgö. " šfqd-pfk/ tğö³²⁰ " C0C0" Rkpcgx" gzrnke " kpuweeguwn" ,p" ,pegtectgc" fg" c" hqt o wnc" fgŁpk k" pq kwpgk" fg" uwuvtcigtg" ew" clwvqtwn" wvknk" fkp" ceg v" vgt o gpk" rtkp" ceggc" e " pkek" wvwn" fkp" gk" pw" rqcvg" ectcevgtk| c" ,p" fg rnkp " o uwt " q" pq kwpg" cv-v" fg" eq o rngz 0³³

Vqvw k. " ew" cegcuvc" gzrgtk o gpvng" pw" u/ cw" ,pej gkcv0" U/ c" rtqŁncv" q" vpgfkp " fg" c" tgewti g" o ck" fg u" nc" vgt o gpwn" šfqd-pfktgö. " rgpvtw" ectcevgtk| ctgc" gugp gk" pq kwpgk" fg" uwuvtcigtgö" Fg" gzg o rnw. " I0C0" Mtki jgt" eqpukfgt " e "

šuwuvtcigtg" eqpuv " ,p" fqd-pfktgc" kphctce kqpcn " c" cxw/ vwnwk" fg" uvcv" ucw" qd vgue" ,p" ueqrwn" vtgegtkk" hnw" ,p" hqnquwn" h rrvkvqtwvwnk. " Łg" ,p" vtcpu o kvgtgc" kngi cn " c" ceguvwk" cxw" wvknk" vgt g" rgtuqcpq. " u x-t kv " ,p" ueqr" fg" ewrkfkvcvgö³⁴ \0C0" X- kpumckc" fgŁpg vg" pq kwpgc" fg" uwuvtcigtg" ec" šnwctg. " ,puw ktg" ucw" fqd-pfktg" rg" cnv " ecng. " kphctce k/ qpcn . " c" cxwvwnwk" 000. " u x-t kv " ew" kpvpg kg. " fkp" o qvkv" fg" ewrkfkvcvg" ucw" fkp" cngv" kpvgtgug" rgtuqpcng. " ,p" ueqrwn" vtgegtkk" ceguvwk" cxwv" ,p" rtrqtkgvcvgc" uc" qtk" ,p" ueqrwn" cf o kpkvut tkk" ceguvwk" ec" rg" cn" u w" rtrqtkwö³⁵ " Fwr " F0Q0" J cp/ Oci o g fqx. " uwuvtcigtg" guvg" šfqd-pfktgc" cxwvwnwk" 000" rg" ecng" kphctce kqpcn . " ,p" ueqr" fg" ewrkfkvcvg" ucw" ,p" ueqrwn" fg" c" fkurwpg" fg" cegn" cxwv" ec" fg" cn" u w" rtrq/ rtkwö³⁶ " p" qrkpkc" hnw" Fcpi" Cpj. " uwuvtcigtg" eqpukuv " ,p" šfqd-pfktgc" kpvpg kqpcv . " kngi cn " k" itcvkw " c" cxwvwnwk" fg" uvcv" ucw" qd vgue" rg" ecngc" hw tkk" hnw" fkp" rqugukc" ghgevx " c" qti cpk| c kgk" 000. " u x-t kv " fkp" o qvkv" k' ,p" ueqr" fg" ewrk/ fkvcvg. " ,p" hqt o gng" rtgx | wvg" fg" ngigc" rgpcn . " rtkp" ectg" ceguvk" qti cpk| c k' k' ug" ecw| gc| " rrtglwfkek" o cvgtkc" tgcn" k' rtkp" ectg" ug" cvgpgc| " nc" rtrqtkgvcvg" 000³⁷ " p" xk| kwpgc" nwk" P0U0" Vtgvkcmqxc. " hcwvte" qdkgevx " c" uwuvtcigtgk" eqpuv " ,p" fqd-pfktgc" dwpwtknqt" uvt kpg" ucw" ,p" ce kwpgk" ,p" fg rvcvg" urtg" fqd-pfktgc" dwpwtknqt" uvt kpg⁰³⁸

Cuvhgn. " ug" rqcvg" qdugtxc" e " q" rctvg" fkp" fqvtkpc" rgpcn " eqpukfgt " ukpqpko g" pq kwpgkng" šfqd-pfktgö" k" šuwuvtcigtgö0

'pvt/ q" cpwo kv " o uwt . " nc" cegcuvc" cw" eqpvtkdwk" tg o k/ pkuegp gng" wpqt" rtgxg fgtk" pqt o cvkxg" c" rnkcevg" ,p" vtgewv0" Fg" gzg o rnw. " ,p" ctv04" cn" Wec| wvwnk" Rtg| kfkwnwk" Uqxkgv/ nwk" Uwrto g" cn" WTUU" šFgurtg" kpvpgukŁectgc" qetqvtkk" rtrqtkgv k" rgtuqpcng" c" egv gpkngtö. " fkp" 602803; 69. " pq kwpgc" fg" v-nj tkg" g" fgŁpkv " cuvhgnc" šcvcewn. " eq o ku" ,p" ueqrwn" fqd-pfktgk" cxgtkk" uvt kpg. " puq kv" fg" xkqngp " ucw" fg" c" o gpkp ctg" ew" xkqngp cö0³⁹

Rtg| kv " kpvgtgu" e . " ,p" Eqfwn" rgpcn" fkp" 3; 83. " ,p" ctv0343. " ceggc" k" pq kwpg" guvg" fgŁpkv " fglc" ftgrv" cvce" šu x-t kv" ,p" ueqrwn" ,puw ktgk" 000⁶⁰ " Rgpvtw" ec. " ,p" Eqfwn" rgpcn" ,p" xkiqctg. " ,p" ctv03: . " rtkp" šv-nj tğö" u " ug" ,p g/ ngci " šcvcewn" u x-t kv" cuwrte" wpgk" rgtuqcpq" ,p" ueqrwn" uwuvtcigtgk" 000⁶⁰

Wt o tkpf" ceguv" ncp " gxqnv kqpcn. " qdugt x o" e " eggc" eg" nc" o q o gpv" pw o k o " šuwuvtcigtgö" u/ c" pw o kv" kpk kcn" šfq/ d-pfktgö. " ket" crqk" š, puw ktgö0" Cegcuvc" fg o qpvtgctg| " e " ngikvkvqtw" rtkxg vg" ec" gejkrqngpv" egng" vtgk" pq kwpgk0

Vqvw k. " ukpqpko ck" pw" guvg" rqtvxkv " ,p" ecftwn" wpgk" ngik. " ,p" igpgtcn. " k" cn" Eqfwnwk" rgpcn. " ,p" urgekcn0" Fgnqe" ,pvt o rn vqt. " nc" nkvtg+ctv03; " cn" Ngik" Tgrwdnekk" Oqnfqxc" rtkxkpf" cevng" ngikuncvkv. " cf qrvvcvg" fg" Rctnc o gpvwn" Tgrwdnekk" Oqnfqxc" nc" 4903404223. " ug" uvcdkng vg" švgt/ o kpnqike" wvknk| cv " guvg" eqpuvcv " k" wphqt o " cv-v" ,p" cewwn" gncdqtcv. " e-v" k' ,p" vqcv" egngcncv" cevg" ngikuncvkv" ug" xc" wvknk| c" wvwn" k" cegnc" k' vgt o gp" fce " guvg" eqtgev



*uwndkpkgtgc"pg"crct kpg"ó".n.a.+."kct"hnqkqtgc"hwk"tgrgv cv " gzenwfg"eqphw|kcö0³:

Cvwpek."ectg"vgt o gp"guvg"eqtgev<"š fqd-pfktgö."wvknk/ |cv" ,p"ctv03; 2"E0rgp0"TO."ucw"šuwvutci g t g ö."hnqkqv" ,p" ctv03: 8/3: .: "3; 4"E0rgp0"TOA

Nc"cegcuv" ,pvtgdctg"i uk o"t urwpuwn" ,p"hnvgtcvwte"fg" urgekenkvcv<"šEwxkpvngg"šuwvutci g t g ö" k"š fqd-pfktgö"pw" cw"cegn c k" ,p"ngnu0"Rgpvtw"e" "fqd-pfktgc"pw" ,pvqvf g c w p c" r q c v g" "L"uwvutci g t g" ,p"ugpuwn" f g r n k p" c n" c e g u v w k" e w x - p v 0" C u v h g n. " w p" d w p" u v t" k p" r q c v g" "L" f q d - p f k v" r g p v t w" w p" u e w t v" v k o r. " h t" " c" g z k u v" k p v g p" k c" f g" c" u w v u t c i g" c e g n" d w p" 000" W v k / n k | c t g c" , p" n g i g c" r g p c n" " c" v g t o g p w n w k" š f q d - p f k t g ö" r q c v g" f w e g" n c" c r n e c t g c" p g l u w u k" L e c v" " c" t" u r w p f g t k k" r g p c n g" , p" c e g n g" e c | w t k" e - p f" h e r v c" u" x - t" k v" " g u v g" q" f q d - p f k t g. " f c t" p w" g u v g" q" u w v u t c i g t g ö³:

Vqvw k."egk"uegrvkek"xqt"urwpg"e" ., "p"ctv03; 2"E0rgp0"TO." ngikwkvqtw"ug"tghgt" "pw"rwt" k"uk o r n w" n c" š f q d - p f k t g ö. " f c t" n c" š f q d - p f k t g" k n k e k v" ö 0" O c k" o w n v. " x q t" c l t o c" e" " n g i k w k / v q t w n" w v k n k | g c | " l w u v k" L e c v" , p" c t v 0 3 ; 2 " E 0 r g p 0 " T O" v q e o c k" v g t o g p w n" š f q d - p f k t g ö. " r g p v t w" c" u g" c e e g p v w c" u r g e k" L e w n" r g" e c t g" , n" e q o r q t v" " g u e t q e j g t k c" , p" t c r q t v" e w" e g n g n c v g" k p h t c e k w p k" u" x - t" k v g" r t k p" u w v u t c i g t g ö

Eqpukfgt o"e" "ceguv"urgekLe"pw"vtgdwkg"u" "ug"t u/ ht-pi" cuwrte"crctvgppg gk"guetqejgtkgk"hc"i"twrwn"kphtce/ kwpknqt"u" x-t"kv g" rtkp"uwvutci g t g ö" Wp"cpw o g"urgekLe" ,n" cw" k"hwvwn." k"lchwn." k"v-nj tkc." k"rwpi" kc0"Ec"u" "pw" o c k" x q t d k o" f g u r t g" f g n c r k f c t g c" c x g t k k" u v t" k p g 0" " p u . " p w" u g" r w p g" r t q d n g o c" f g" c" g z e n w f g" x t g w p c" f k p" c e g u v g" h e r v g" k p h t c e k p q c n g" f k p" t - p f w n" k p h t c e k w p k n q t" u" x - t" k v g" r t k p" u w v u t c i g t g ö

Fce" guetqejgtkc" guvg" ,pvt/cv-v" fg"urgekLe ." fg"eg" kpvgttrtvgctgc"ctv03; 2"E0rgp0"TO"eqpvkpw" u" "Lg" h ew" " ,p" J q v" t - t g c" R n g p w n w k" E w t k k" U w r t g o g" f g" L w u v k g" š E w" r t k x k t g" n c" r t c e i k e c" l w f k e c t" , p" r t q e g u g n g" r g p c n g" f g u r t g" u w v u t c i g t g c" d w p w t k n q t ö. " p t 0 4 5" f k p" 4 : 0 2 8 0 4 2 2 6 4 2 A" F g" e g" p w" u / c" r t q e g f c v" e c" , p" e c | w n" k p h t c e k w p k k" f g" c p v c k" n c" , p e g r w v" k p v g t r t v g c t g c" c t v 0 3 : ; " E 0 r g p 0 " T O" u / c" g h e v w c v" , p" c e g g c" k" j q v" t - t g" g z r n e c v k x . " f w r" " e c t g. " e - p f" u / c" e q p" v k g p v k | c v" e" " c p v c l w n" p w" g u v g" u" x - t" k v" r t k p" u w v u t c i g t g. " u / c" c f q r v c v" q" j q v" t - t g" g z r n e c v k x" " f k u v k p e v" " ó" J q v" t - / t g c" R n g p w n w k" E w t k k" U w r t g o g" f g" L w u v k g" š E w" r t k x k t g" n c" r t c e i k e c" l w f k e c t" , p" r t q e g u g n g" r g p c n g" f g u r t g" c p v c l ö. " p t 0 3 8" f k p" 9 0 3 3 0 4 2 2 7 0 4 3

Rgpvtw"wpkk"ceguv"cti w o gp"rctg" c"pw" L"eqpxkpi" vqt0" Cvwpek."xq o" "cr g n c" n c" c n v g n g 0

Cuvhgn."G0U0"Vgpekqx"eqpug o p g c | <"šNcvwte"qdkgevkx" " c"guetqejgtkgk"guvg"cne"vwkv" "ec" k"ew o" "fkp"fqw" "ng o gp/ vg."wpwn"fkptvg"ectg" g" fgpw o kv" š f q d - p f k t g ö 0" P q k w p g c" š f q d - p f k t g ö" e c t c e v g t k | g c | " x c t k p v c" u r g e k L e" f g" n w c t g" c" d w p w t k n q t" u v t" k p g" 000ö⁴⁰" F g e k. " f g" k" p w c p c v . " f c t" v q" n w c t g c" g u v g" e g c" e c t g" u g" t g c n k | g c | , " p" e c | w n" g u e t q e j g t k g 0" E" " g u v g" c c. " q" e q p L t o" " k" U 0 D t , p | <"š" p" e q p h q t o k v c v g" e w" c t v 0 3 ; ; "

cn"Eqfwnwk"ekxkn."eqpuk o o -pvwn" guvg"xncndkn" fce "pw" guvg"xkekcv0" Fct"xkengpkc" guvg"vqe o ck'wpwn" fkp"cuvhgn" fg" xkek0" C c f c t. " , p" e c | w n" g u e t q e j g t k g k. " x q k p c" r q u g u q t w n w k" e c t g / k" t g o k v g" d w p w t k n g" e v t g" h" r v w k v q t" p w" g u v g" x n c n d k n" " k" p k e k" t g c n k | c v" , p" o q f" n k d g t 0" R g p v t w" c" u w v u t c i g" d w p w t k n g" r t k p" g u e t q e j g t k g. " h" r v w k v q t w n" v t g d w k g" o c k" , p v - k" u" k p v t g" k n g i c n" , p" u v" r - p k t g c" c e g u v q t" d w p w t k. " L k p f" x q t d c. " c c f c t. " f g" c e k w p g c" f g" n w c t g 0" E k t e w o u v p c" r q v t k x k v" e" t g k c" n w c t g c. " , p" e c | w n" g u e t q e j g t k g k. " c t g" n q e" e w" r c t v k e k r c t g c" x q k p g k" r q u g u q t w n w k" d w p w t k n q t" p w" e q p v t c x k p g" k f g k k" e" " n w c t g c" u g" t g c n k | g c | " v q v w k' f g" h" r v w k v q t" 000" 0" k p e n w f g t g c" r q u g u q t w n w k" , p" c e g u v" r t q e g u" g u v g" f k e v c v" f g" f q t k p c" h" r / v w k v q t w n w k" f g" c" c v t k d w k" n w" t k k" q" v g p v" f g" n g i c n k v c v g. " f g" c" c u k i w t c" q" š e c e q r g t k t g" l w t k f k e" ö" c e v w n w k" f g" v t c p u h g t c t g" c" d w p w t k n q t" f k p" u h g t c" f g" u v" r - p k t g" c" r q u g u q t w n w k" , p" u h g t c" u c" f g" u v" r - p k t g ö 0⁴⁵

Xq o" c p c n k | c" o c k" f g v c n k c v" i n f r a" f g" e g" p w" g u v g" d g p g x q n" " v t c p u o k v g t g c" d w p w t k n q t" f g" n c" x k e v k o" " n c" h" r v w k v q t" , p" e c | w n" g u e t q e j g t k g 0" " p" e q p v g z v w n" c p c n k | c v. " x q o" t g o c t e c" f q c t" e" " " r t k p" v g t o g p w n" š f q d - p f k t g ö" f k p" c t v 0 3 ; 2 " E 0 r g p 0 " T O" u g" f q t g" v g" u" " u g" g z r t k o g" c p w o g" c e g u v" u r g e k L e" c n" g u e t q / e j g t k g k" h c" " f g" c n v g" k p h t c e k w p k" u" x - t" k v g" r t k p" u w v u t c i g t g c" v t c p u o k v g t g c" š d g p g x q n" ö" e" v t g" h" r v w k v q t" c" d w p w t k n q t" x k e v k o g k 0" P w" r w v g o" u" " p w" q d u g t x" o" w p" r c t c f q z" f c e" " v t c p u o k v g t g c" g u v g" d g p g x q n" . " f g" e g" c v w p e k" n g i k w k v q t w n" x q t d g" v g" p w" r w t" k" u k o r n w" f g u r t g" š f q d - p f k t g ö. " f c t" f g u r t g" š f q d - p f k t g" k n k e k v" ö A" E w o" u" " L g" k n k e k v" q" v t c p u / o k v g t g" d g p g x q n" A" " p" i g p g t g. " f c e" " v t c p u o k v g t g c" c t g" w p" e c t c e v g t" d g p g x q n. " c v w p e k" r w v g o" c l w p i g" n c" e q p e n w | k c" e" " g u e t q e j g t k c" p k e k" p w" v t g d w k g" u" c v t c i" t" u r w p f g t g" r g p c n" 0" G u v g. " d k p g , p" g n g u. " h c n u" " q" c u g o g p g c" e q p e n w | k g 0" R g p v t w" e" " g u e t q e j g t k c" p w" r t g u w r w p g" p k e k" w p" c e v" d g p g x q n" f k p" r c t v g c" x k e v k o g k 0" P w o c k" x k e v k o c" g u v g" e g c" e c t g. " n c" c e g n" o q o g p v. " e t g f g" e" " v t c p u o k v g t g c" g u v g" d g p g x q n" 0" " p" g e q p q o k c" k p h t c e k w p k k" f g" g u e t q e j g t k g" p g" k p v g t g u g c | , " p u" " c v k v w f k / p g c" r u k j k e" " c" h" r v w k v q t w n w k" * c f k e . " n c v w t c" u w d k g e v k x" " c" k p h t c e k w p k k + . " p w" c v k v w f k p g c" r u k j k e" " c" x k e v k o g k 0" K c t" f c e" " v t c p u o k v g t g c" p w" g u v g" d g p g x q n" . " c v w p e k" , p v t g i w n" u g p u" c n" p q k w p k k" f g" f q d - p f k t g" k n k e k v" " u g" t g f w e g" n c" e g n" c n" p q k w p k k" f g" u w v u t c i g t g 0" R g p v t w" e" " n k r u c" e c t c e v g t w n w k" d g p g x q n" c n" v t c p u o k v g t k k" d w p w t k n q t" g u v g" g z r t g u k c" k n g i c n k v" k k" n w" t k k" c e g n q t" d w p w t k 0" F g e k. " r - p" " n c" w t o" . , " p" e c | w n" g u e t q e j g t k g k" * e c" k" , " p" e c | w n" h w t v w n w k. " l c h w n w k. " v - n j" t k g k. " f g n c r k f" t k k" c x g t k k" u v t" k p g. " r w p i" k g k + " c t g" n q e" q" n w c t g" k n g i c n" 0" E g g c" e g" g u v g" w p" k p f k e c v q t" k p e q p v g u v c d k n" c n" u w v u t c i g t k k 0

U/ct"rwvgc"ec"pkc"ceguvg"cti w o gpvg"u" "pw/k"eqpxkpi" " rg"egk" o ck"uegrvkek0" p"ceguv"ec|."ngikwkvqtw" ,puw k"pg" xc"clwvc"u /k"eqpxkpi g o 0

Nc" eqpetgv. "p" ctv03; 7" šGuetqejgtkco" fkp" Rtqkge/ vwn" Eqfwnwk" rgpcn" cn" Tgrwdnkckk" Oqnfqxc." pq kwpgc" šguetqejgtkgo" guvg" fgLpkv" ,p" hgnwn" wt o" vqt" š" ,puw ktgc" dwpwtknqt" cnvgk" rgtuqcpg. rtkp" ,p gn ekwpg"ucw"cdw| "fg"



,petgfgtgö⁴⁶"Cfke . "ug" rtgeqpk|c"e "nc"ectcevgtk|ctgc" ngi cn "c"pq kwppk" fg" guetqejgtkg"u "ug" hqnqugcve "vgt/ o gpwn"š, puw ktgö. "pw"šfqd-pfktgö⁰"Pko ke"uwrttkp| vqt. fgqctgeg. "nc"ctv0344" fkp"Eqfwn"rgpcn" fkp"3; 83." rtkp"šguetqejgtgö⁰"u/c"cxw",p"xgfgtg"š,puw ktgc"cxwvwnw"rtq/ rtkgvctwnw" rtkp",p gn ekwpg"ucw"cdw|"fg",petgfgtgö

Fgqugdkv"fg"ko rqtvcpv"guvg"e . "p"ctv03; 8"E0rgp⁰"TO." ug"uvcdkng"vg"t urwvfgtgc"rgpvtw"ecw|ctgc"fg"fcwpg" o cvgtkng",p"rtqrqt kk"o ctk"rtqrktgvctwnw" rtkp",p gn / ekwpg"ucw"cdw|"fg",petgfgtg."fce "hcrvc"pw"eqpukvwkg" q"puw ktg⁰"Vqvqfcv . "*sic!+"nc"ctv0328" fkp"Eqfwn"eqp/ vtcxgp kqpcn"cn"Trgrdnkekk"Oqnfqxc."cfqrvcv"fg"Rctnc/ o gpvwn"Trgrdnkekk"Oqnfqxc"nc"460320422: 47."ug"rtgxgfg" t urwvfgtgc"rgpvtw"ecw|ctgc"fg"fcwpg" o cvgtkng" rtkp",p gn ekwpg"ucw"cdw|"fg",petgfgtg."p"ec|wn",p"ectg"hcrcv" pw"tgrtg|kp"v "q"uwuvtcigtg" k"pw",pvtwpg"vg"ngg"o gpvng" wpgk"kphtce kwplk

Tg|wnv"e" fce "tgrtg|kp"v "q"uwuvtcigtg."hcrcv"ug"xc" ecnkŁec",p"dc|c"ctv0327" fkp"Eqfwn"eqpvtcxgp kqpcn."ectg" uvcdkng"vg"t urwvfgtgc"rgpvtw"uwuvtcigtg",p"rtqrqt kk"o kek" fkp"cxwvwn"rtqrktgvctwnw" rtkp"hwv.",puw ktg."fgncrkfctg." cdw|"fg"ugtxkek"ucw"guetqejgtkg

Fkp"egng" o gp kqpcvg" o ck"uwu"tg|wnv"wt o vqctgng" eqpenw|kk<

3+"p"ctv03; 8"E0rgp⁰"TO."vgt o gpwn"š,puw ktgö"guvg" hqnqukv"ew",p gnguwv"vgt o gpwnw"šuwuvtcigtgö-

4+"eggc"eg"guvg" o ck"ko rqtvcpv."pvtwe-v"ctv03; 2" k"ctv03; 8"E0rgp⁰"TO"uwv"pqt o g"eq o rng o gpvctg."tg|wnv" e . "p"ctv03; 8"E0rgp⁰"TO."rtkp"š,puw ktgö"ug"ctg",p"xgfg/ tg"nc"eqpetgv"guetqejgtk"o"Cegcuv"eqpenw|kg"guvg" k"o ck" gxkfgpv . "fce "pg"xq o" c"okpvk"ew o"gtc"htq o wncv" fku/ rq|k kc"fg"nc"cnk⁰*3+ctv0348" fkp"Eqfwn"rgpcn" fkp"3; 83<" ŠEcw|ctgc"fg"rciwdg" o cvgtkng"rtqrktgvctwnw" rtkp",p g/ n ekwpg"ucw"cdw|"fg",petgfgtg."fce "hcrvc"pw"eqpukvwkg" q"uwuvtcigtg"*uwdnkpktg"pg"crct kpg"ó"n.a.+ö

C cfct."cxg o" uwkkekpgv"vg o gkwtk"fg" c" chkt o c" wt o vqctgng<

ó",p"ctv03; 2"E0rgp⁰"TO." rtkp"šfqd-pfktg"knkekv" ó"ug" ,p gngi g"šuwuvtcigtgö-

ó"gzkuv"q"fkhtgtp"fqct"fg"htq o . "pw" k"fg"eqp kpww." pvtg"egng"fqw"eqpuvtwe"kk"vgt o kppnqi keg-

ó"ce kwpgc"rtkpekrcn" fkp"ecftwn"hcrcv"rglwfkecdkng" fg"guetqejgtkg"ug"gzrtk o",p"uwuvtcigtg-

ó"de lege lata."pw"gzkuv"pkek"wp"vg o gk"fg" c" cŁt o c" e "guetqejgtk"pw"guvg"q"kphtce kwpg"u x-t kv" rtkp" uwuvtcigtg-

ó"fg"ngi g"htgpf."xq o" rwwgc" xqtdk" fgurtg" ceggc" e "guetqejgtk"pw" o ck"guvg"q"htq o "c"uwuvtcigtg"fqct",p"gxgppvwnkvcvg"cfqrvtk" c"ogpfc"ogpvgnt"nc"ngigc" rgpcn" *c"ogpfc"ogpvg"rtguwrwp-pf"cdtqi ctgc"ctv03; 8" E0rgp⁰"TO."ugewpfcv"fg"htq o wncvctgc"fkurq|k kkg"fg"nc" cnk⁰*3+ctv03; 2"E0rgp⁰"TO",p"hgwnw"wt o vqt<"ŠEcw|ctgc"

fg"fcwpg" o cvgtkng",p"rtqrqt kk" o ctk" rtkp",p gn ekwpg" ucw"cdw|"fg",petgfgtgö+=

ó"ko rng o gpvctg",p"ngigc"rgpcn" c"tgeq o cpf tkk." tgnkghcvg"supra."xc"nceg"pgeguet"qrgtctgc"wpqt" o qfkŁ/ e tk"fg"tki qctg",p"Eqfwn"eqpvtcxgp kqpcn" fkp"fkurq|k kc"ctv0327" fkp"Eqfwn"eqpvtcxgp kqpcn"u"Łg"gzcnwug"ewxkp/ vng"šucw"guetqejgtgö- fkp"fkurq|k kc"ctv0328" fkp"Eqfwn" eqpvtcxgp kqpcn"u"Łg"gzcnwug"ewxkpvgng"špw"tgrtg|kp"v "q"uwuvtcigtg" kö

"p"eqpukpwctg"uwvfkwnw"pquvtw."pg"xq o" ecpcnk|c" cvpg kc"urtg" fgnc"okvctgc" guetqejgtkg"fg"kphtce kwpgc" rtx|wv"nc"ctv03; 8"E0rgp⁰"TO⁰"Uhgtnng"fg"crnkectg" c" egnqt"fqw"ctvkeqng"ó"ctv03; 2" k"3; 8"E0rgp⁰"TO"ó"pw"ug" kpvtgugevc| 0"Cegcuv"fgqctgeg."uwd"curgevn"ncvwtkk" qdkgevkxg."kphtce kwpgc"fg"ecw|ctg"fg"fcwpg" o cvgtkng" rtkp",p gn ekwpg"ucw"cdw|"fg",petgfgtg"pw"rqcvg"eqpuk/ vw"q",puw ktg⁰"Cfke . "pw"rqcvg"eqpukvw"q"uwuvtcigtg

"p"ceguv"ugpu."p"nkvgctvctg"fg"urgekcnkvcvg"ug"ctcv" e . "p"ec|wn"kphtce kwpgc"urgekŁecv"nc"ctv03; 8"E0rgp⁰" TO."ce kwpgc"ucw"kpce kwpgc" rtkpekrcn"eqpuv",p"ec/ w|ctgc"fcwpgnqt" o cvgtkng="k" o rqtvcpv"guvg"ec"ce kwpgc" ucw"kpce kwpgc" rtkpekrcn"u"pw"eqpuvgc",p"nwctgc" fkp" rquguc"cnwkc."fgqctgeg"cnvhn"ct"clwpig"uwd"kpckfgp c"ctv03; 2"E0rgp⁰"TO⁰*8"p"cegn k'h ic ."guvg"gzrtk o cv"wp" cnv"rwpev"fg"xgfgtg<"ŠEcw|ctgc"fg"fcwpg" o cvgtkng" rtkp",p gn ekwpg"ucw"cdw|"fg",petgfgtg"pw"vtgdwkg"u"eqp kp" ug o png"eqpukvwvkg"ng"uwuvtcigtgk⁰"Ug o pwn"fgŁpkvqtgw" cn"uwuvtcigtgk"guvg"kg ktgc"dwptkng"nvcvg" fkp"uv r-pktgc" xkev o gk" k"vtgegtgc"ceguvctc",p"uv r-pktgc" h rvwkvqtw/ nwk⁰"Cuvhgn."ug"rtqfweg"tgfwegtgc" o cugk"rcvtk o qpkcng" ,p"fgvtk o gpvwn" xkev o gk" k."tgurgevkv."urqtktgc" o cugk" rcvtk o qpkcng" c" h rvwkvqtwnw⁰ö⁴⁹

Fkp"egng" o gp kqpcvg"ug"fgurtkpfge . "p"krqvg|c"kp/ htce kwpgc" rtx|wv"nc"ctv03; 8"E0rgp⁰"TO."h rvwkvqtwn" pw"qd kpg",p" rquguc"dwptk"eqpetgv"ng" xkev o gk⁰"Gn" ug"guejxgc|",p" o qf"htcwfwnqu"u /k"vtcpu o kv" xkev o gk" dwptkng"ectg" k"ug"ewxkp"qt"ug" hqnqug"vg"fg"ceguvg"dwptk" ,p"fgvtk o gpvwn" xkev o gk⁰"Cnvhgn"urwu."uwd"curgevn"ncvwtkk" qdkgevkxg."fkuvke kc" rtkpekrcn" fkpvtg" guetqejgtkg" k" kphtce kwpgc"urgekŁecv"nc"ctv03; 8"E0rgp⁰"TO"eqpuv",p" o gecpku o wn"fg"ecw|ctg" c"fcwpgnqt" o cvgtkng

Rgpvtw" c"rgtegrg" o ck"dkpg"uwdvknkv kng"ceguvwk" o g/ ecpcu o . "p"egng"eg"wt o gc| "xq o" cpcnk|c" wpgng"ec|wtk" fkp"rtcevec"lwfkect 0

Cuvhgn.",pvt/q"urg . "R.C. a fost condamnat în baza alin.(4) art.196 C.pen. RM, pentru cauzarea de daune o cvgtkng",p"rtqrqt kk"fgqugdkv"fg"o ctk" rtkp",p gn ekw- pg"ucw"cdw|"fg",petgfgtg⁰"p"hcrcv."T0E0."ce kqp-pf"fg" eqowp"ceqtf"ew"K0P0" k" I0P0"ó"ejtkc kk"wpkg",pe rgtk" fg"ngewkv"fg"rg"uw⁰"Pkeqncg"D neguew" fkp"q⁰"Ecjwn." ectg"nceg"rctvg" fkp"hpqfwn"fg"rctvc" o gpvcn"fg"ngewkp g." cŁcv",p"cfokpkuvtctgc"U0C0" šC0ö"ó" k/cw"rwu"ueqrwn"



fg" c" rtkxcvk/c" cegcuw " ,pe rgtg"nc" wp" rtg " tgfwu" * ,p" eqphqt okvcvg" ew" ctv039" cn" Ngikk" rtkxcvk/ tkk" hqpfwvwnk" fg" nqewkp g. " cfqrvcvg" fg" Rctnc" ogpwwn" Tgrwdnkkek" Oqnfqxc" la 10.03.1993⁴⁺ . " ec" wmvgtkqt" u " ,pvt kpg/g" cegu" dwp" ko qdkn" nc" rtg wn" fg" rkc " k" u " dpggŁekg/g" fg" uwogng" d pg vk" qd kpwwg. " vkkpf" ew" egtvkvwfkpg" e " K0P0" k" I0P0" rqv" rtkxcvk/c" ,pe rgtg" c" ,p" ecw/ " fqct" cejkv-pf" kpv-g" gral" valoarea" acesteia. Aceasta deoarece anterior au rctvkekrcv" nc" rtkxcvk/ctgc" wpgk" nqewkp g. " rtkp" ,pe jkgtg" c" wpgt" cevg" lwtkfkeg" Łevkxg0" " p" 4226" cw" qd kpww" ceqtfwn" nwk" D0O0. " fktgevtwn" U0C0" ŝC0ö. " ew" cn" e" twk" eqpewtu" cw" rgtg" hgevcv" ftgrvwn" fg" nqec" kwp" g" cuwrte" ,pe rgtk" ,p" ecw/ " .fg" rg" uw0" Pkeqncg" D" neguew" fkp" q0" Ecjwn. " fwr " uq kk" X0I0" k" C0I0" Ceg vk" cw" cxwv" pkek" wp" kpvgtgu" rgpvtw" hqnqktgc" k" rtkxcvk/ctgc" ,pe rgtk" tgurgevkvxg0" " pe rgtg" c" hqu" rtkxcvk/cv " rg" pwo gng" hwk" X0I0" k" C0I0. " rtgewo" k" cn" eqrkwnwk" nqt" o" K0I0. " nc" rtg wn" tgfwu" fg" 8780: " ngk0" p" vk" or" eg" rtg wn" fg" rkc " gtc" fg" 93222" ngk0" Nc" 4603404226. " T0E0. " fkp" pwo gng" rtqrtkgvctwnwk" X0I0. " c" ,pvt kpcv" rtkp" x-p/ctg" ew" or" tctg" e" vtg" G0R0" ,pe rgtg" c" ,p" ecw/ " 0" Rtkp" cegcuw. " uvcvwnwk" k" c" hqu" ecw/cv" wp" rtg- lwfkekw" fg" 92565034" ngk0" Fg" ceg vk" dcpk" cw" dpggŁekcv" T0E0. " K0P0" k" I0P0⁴⁺ :

Rg" o" cti kpgc" ceguvgk" urg g" xgpk" o" ew" q" qrkpk" g" crct k/ p-pf" hwk" C0Tg" gvpkeqx" ŝRtceve" ,p" ceggc" k" eqpŁi wtc kg" ,p" ectg" gxqngc | " ,p" ec | wn" kphtce" kwpkk" fg" guetqejgtgk. " fqew" ogpvng" hcnug" rqv" gxqngc" ec" oklne" fg" u" x-t" ktg" c" kphtce" kwpkk" rtgx | wv" nc" ctv03 ; 8" E0rgp0" T0O" Fg" gzg" o / rnv. " ,pvt/wp" ec | . " ew" clwvqtn" ngikvk" o" c" kgk" fg" rgpkqpct" hcnug. " ug" rqcvg" qd kpg" kpluw" rgpk. " eggc" eg" hqt" o" gc | " eq" o" rppg" c" fg" guetqejgtgk" *ctv03 ; 2" E0rgp0" T0O+ " pvt/ wp" cnv" ec | . " hqnqkpfw/ug" fg" q" ngikvk" o" c" kg" fg" rgpkqpct" hcnu . " h" rrvkvqtn" rqcvg" dpggŁekc" kpluw" fg" ftgrvwn" fg" e" n" vqtg" i" tcwkv " ,p" vtcpurqvtwn" wtdcp" fg" rcucigtgk. " eggc" eg" hqt" o" gc | " eq" o" rppg" c" fg" kphtce" kwp" g" rtgx | wv" nc" ctv03 ; 8" E0rgp0" T0Oö⁵² :

'pvt/cfgx t. " T0E0" pw" c" uwvvtcu" fg" nc" uvcv" 92565034" ngk0" Gn" u/ c" guejxcv" ,p" o" qf" htcwfwncu" u" vtcpo" kv " ,p" hqnquwn" uvcvwnwk" cegcuw " uw" o " fg" dcpk0" U/ c" hqnquv" fg" fqew" ogpvng" hcnug" rgpvtw" c/ k" cuki wtc" q" ceqrgtkg" k" c" lwuwŁec" cejkvctgc" rgpvtw" ,pe rgtg" c" uw" o" gk" o" qfkeg" fg" 8780: " ngk0" Cuvhgn" e" fcwpc" o" cvgtkn . " ecw | cv " uvcvwnwk. " tgrtg | kp" v" fkhgtg" c" fkpvtg" xcnqctgc" ghgevkx . " fg" rkc . " rg" ectg" vtgdwkc" u/ q" cejkvg" h" rrvkvqtn" *fct" pw" c" cejkvcv/ q. " ,pe ne-pf" ngigc+ . " k" xcnqctgc" cejkvcv " ,p" tgcnkvcvg" fg" e" vtg" h" rrvkvqtn" p" o" qf" uk" o" knct. " egn" ectg" ug" hqnqug" vg" fg" q" ngikvk" o" c" kg" fg" rgpkqpct. " h" t " c" cxgc" cegu" v" ftgrv. " ug" guejxcg | " u / k" gzwgvg" qdnkic" kng" rgewpkctg" hc " fg" rtqrtkgvctwn" vtcpurqvtwnwk" cwvq" fg" rcucigtgk0" k" ecw | gc | " fcwpg" o" cvgtkng. " h" t " ,pu " c/ k" nwc" dwpwtk0

'pvt/wp" cnv" ec | . " S.G. a fost condamnat în baza cnkp0*6+ctv03 ; 8" k" hkv0f+cnkp0*4+ctv0583" ŝ Eqphge kqpctgc. "

fg kpgtgc. " x-p/ctgc" ucw" hqnqktgc" fqew" ogpvngt" qŁek- cng. " c" ko rtko cvngt. " vc" o" rkngnt" ucw" uk" i" knkngt" hcnugö" fkp" Eqfwn" rgpcn0" Nc" eqpetgv. " ceguvc. " ,p" ecnkvcvg" fg" rgtuqcp " ew" hwpe" kg" fg" t" urwpfgtg. " k/ c" rwu" ec" ueqr" u " rtqewt" wp" ko qdkn" fg" rg" uw0" Eqnwopc. " owp0" Ejk kp w. " ctgpfcv" fg" qti cpk/ c" kc" rg" ectg" q" eqpfwegc0" p" ueqrwn" fko kpw" tkk" xcnqtkk" ko qdknwnwk. " c" rtg/ gpvcv" kpvpg" kqpcv" nc" Cigp" kc" vgtkvqtkcn " fg" rtkxcvk/ctg" fqew" ogpvng" x" fkv" hcnug" fgurtg" ejgmwkgkng" rtgvkpu" uwrtvcvg" fg" qti cpk/ c" kg" ,p" o" tkog" fg" ; : 588" ngk. " rgpvtw" tgrctc" kc" ko qdknwnwk" ogp- kqpcv0" p" vk" or" eg" gng" pw" cw" hquv" ghgevcvg" tgc" o" gpvg0" p" dc/ c" fqew" ogpvngt" rtg/ gpvcvg. " Eqokuc" Tgrwdnkcep " de Privatizare a redus costul imobilului cu suma de 38600 lei.⁵³

Gzkuv " uk" o" knkw" fkp" x" fkv" gw" urg" c" rtgegfgpv < " rtg/ lwfkekw" ecw | cv" uvcvwnwk" c" hqu" fgvt" okpcv" fg" guejxcctgc" h" rrvkvqtnwk. " rg" ecng" htcwfwncu . " fg" hc" cejkvctgc" xcnqtkk" tgcng" c" dwpwnwk" xkevk" o" gk0" H" rrvkvqtn" pw" c" cxw" ftgrvwn" u " dpggŁekg | g" fg" tgfwegtgc" fg" 5: 822" ngk. " tgfwegtgc" rg" ectg" c" lwuwŁecv/ q" rtg | gpv- pf" fqew" ogpvng" hcnug0

Eqowp" rgpvtw" c" o" dng" urg" g" guvg" e" tgcvcg | " fgurtg" rtkxcvk | ctgc" knig" cn " c" wpqt" k" o" qdkng0" Cpwo" g" ,p" cug" o" gpgc" ec | wtk" rqcvg" u " crct " ,pvtgdctgc" fce" pw" ew" o" xc" engg" u" x-t" kvg" ug" gzrtk" o " ,p" fqd- pftgc" knkekv" c" wpqt" dwpwtk" ko qdkng" uvt" kpg" rtkp" ,p" gn" ekwpg" ucw" cdw | " fg" ,petgfgtg0" Ock" eqtgev" ct" Ł" u " cŁt" o" o" e" cegcuvc" gzrtk" o" ueqrwn" h" rrvkvqtnwk0" Rgtgvectgc" ftgrvwnwk" fg" rtqrtkgvcvg" cuwrte" wpwk" ko qdkn" ewpqc" vg" q" rtqegfwt " tgcncx" ,pfg/ nwpicv " 0" Fg" ceggc. " ,p" krqvg | gng" cpcnk | cvg. " kphtce" kwpgc" rtgx | wv" nc" ctv03 ; 8" E0rgp0" T0O" ug" eqpukfgt " eqpuwo" cv " fkp" o" q" ogpvwn" rtqfwegtkk" fcwpgnt" o" cvgtkng0" Kp fkhgtg" pvt" e- pf" h" rrvkvqtn" xc" tgw" k" wmvgtkqt" u " fqd- pfgcue " rngpct" ftgrvwn" fg" rtqrtkgvcvg" cuwrte" k" o" qdknwnwk0

'pvt/q" cnv " urg . " rtkp" ugvpk . " I0K0" c" hqu" cejkvcv" fg" ,pxkpwktgc" fg" u" x-t" ktg" c" kphtce" kwpkk" rtgx | wv" nc" cnkp0*3+ctv03 ; 8" E0rgp0" T0O. " rg" o" qkvx" e" pw" u/ c" eqpuvcv" cv" gzkuvgp" c" hcrvwnwk" kphtce" kwpkk0" p" hcrv. " I0K0" c" hqu" ,pxk- pwkv" rgpvtw" e . " cevkv- pf" ,p" ecnkvcvg" fg" kpi kpgt" hwpekt" nc" rtko" tke" uvcvwnwk" X0. " tckqpw" Pkurqtgpk" * ,p" dc | c" wpgk" fkurq | k" k" c" rtko" ctwnwk+ . " Łkpf" tcrqtvt" hc" gfkp" c" Eqp- uknwnwk" u" vgue" fkp" 302904226. " c" rtg/ gpvcv" Eqpuknwnwk" kphqt" o" c" kg" hcnu " tghgtkvt" nc" fgwkvk" kc" vgtgpwnwk" ew" uwrtchc" c" fg" 4.7" jc" fkpvt/ wp" ugevt" cn" uvcvwnwk0" Vgtgp" ectg" crqk" c" hqu" x-pf" wv" nwk" O0X0" Nc" hgn. " ,p" pqkg" o" dtgk" 4226. " I0K0. " wt" o" tkpf" cegnc" k" ueqr. " c" kpvtfwv" fcvg" hcnug" tghgtkvctg" hc" dqpkvvcg" vgtgpwnwk" ew" uwrtchc" c" fg" 4.7" jc" ,p" dqtfgtqwn" fg" ecnewn" rtg/ gpvcv" urtg" eqpŁt" o" ctg" rtk- o" ctwnwk0" p" tg/ wvncv. " Eqpuknwn" u" vgue" c" g" oku" fgek/ kc" fg" x-p/ctg" c" ceguwwk" vgtgp" e" vtg" O0X0" nc" rtg wn" fg" 584: " ngk0" Fg" k. " ,p" tgcnkvcvg. " xcnqctgc" tgc" c" vgtgpwnwk" eqpuvkwkc" ; 44: " ngk0" Cuvhgn. " uvcvwnwk" k/ c" hqu" c" fwu" wp" rtglwfkekw" fg" 7822" ngk0" Wmvgtkqt. " rtqewtqtn" c" fgencv" crgn. " egt- pf"



condamnarea lui G.I. Nici apelul, nici recursul care
k/c"wt o cv"pw"cw"lquw",pu "c f o kugl⁵⁴

Eqpukfgt o",pvgo gkcv "cegcuv "uqnw kg0"Uwd"curgevw"
e "pw" IOK0"rqcvg"Ē"eqpukfgtcv"cwvqt"cn"kphtce kwpkk0" Pw"
gn"u/c"guej kxcv"u "cejkgv"uvcvwnwk"7822"ngk0" IOK" fqct" c"
eqpvtkdvw"nc"cegcuv "ecw|ctg" c" fcwpgnqt" o cvgtkng",p"
ecnkvcvg"fg"eq o rnkcg"ucw"fg"qti cpk |cvqtl"Cvwt"cn"kphtce/
kwpkk"vtgdwkg"eqpukfgtcv"O0X0"Dkpg,p gngu."fce "c"gzkucv"
kpvpg kg"fkp"rctvgc"ceguvkw0" Pw o ck",p"gxgpvwnkvcvgc",p"
ectg"O0X0" c"ce kqpcv" h t "xkpqx kg"ucw"fkp"ko rtwfgp ."
Ēkp f"hnqkv"ec"kpuvto o gpv"cpk o cv"fg"e vtg" IOK0."ug"rqcvg"
xqtdk" fgurtg"ecnkvcvgc"ceguvkw" fkp"wt o " fg"cwvqt"cn"
kphtce kwpkk"rtgx |wvg"nc"ctv03;8"E0rgp0"TO0

Urg c"wt o vqctg"rtkxg vg"fkgtge"rtqdnog"fgnk o kv tkk"
kphtce kwpkk" fg" guetqejgtkg" fg"kphtce kwpgc" rtgx |wv "
nc"ctv03;8"E0rgp0"TO0" I.N. a fost condamnat conform
cnkp0*4+ ctv03;7"E0rgp0"TO0."rgpvtw",puw ktgc",p"rtq-
rqt kk"fgqugdv"fg"o ctk0" Cuvhgn."Ēkpf"cpiclc"nc"U0T0N0"
šE0/R0ö",p"ecnkvcvg"fg"eqpvcdkn/ecukgt."ew"cvtkdw kc"fg" c"
depune zilnic pe contul bancar al întreprinderii banii
qd kpw k",p"wt o c"rtguv tkk"ugt.xkekknqt"fg"rc| "c"cwvq-
o qdkngnqt"nc"rctectgc"cwvq.",pegr-pf"ew"cw iuw"4228"
k"r-p "nc"3;03204228"pw" c" fgrwu"rg"eqpvwn" dcept"
dcpkk"rtkok k"ó"uw o c"vqvcn "fg"73925"ngk0" Fwr "ectg."c"
fkur twv"ew"ceg vk" dcpk" k"ew"cmvg"dwptwk"*eqo rwwgt" k"
rtkpvgt+xcnqt-pf"37722"ngk0"p"wt o c"crgmwnwk."Eqng ikwn"
rgpcn"cn"Ewt kk"fg"Crgn"Ejk kp w" c"gpwp cv"ko rqukd-
nkvcvgc" tgecnkĒe tkk"ce kwpknqt"nw k"K0P0"fg"rg"ctv03;7"
E0rgp0"TO0"rg"ctv03;8"E0rgp0"TO0."fgqctgeg"gc" c",puw kv"
bunurile prin sustragere, nu a cauzat daune materiale
rtkp",p gn ekwpw"ucw"cdw/"fg",petgfgtg⁵⁵

p"ceguv"ec|."fkp"urg "ct"tgkg k"e " ,puw ktgc",p"rtq/
rqt kk" fgqugdv" fg" o ctk", o dtce "hqt o c" guetqejgtkgk0"
Cegcuv"rgpvtw"e "crctg"rtqdnog" c"fgnk o kv tkk"fg"kphtce/
kwpgc"rtgx |wv "nc"ctv03;8"E0rgp0"TO0" Fct"guvg"qctg"
q" xgtukwpg"eqtgev A"Rwvg o"qctg"cf o kvg"e .",p"rtkxk c"
dcpknqt",p"uw o " fg"73925"ngk."c" hquv"eq o ku",puw ktgc"
p"rtqrqt kk"fgqugdv"fg" o ctk"uwd" hqt o " fg"fgncrkfctg"
c"cxgtkk"uvt kpg",p"eqphqt o kvcvg"ew"ng igc"rgpcn",p"xx/
i qctg",p"cegn"o q o gpv+0" Cn vwtk"fg",puw ktgc",p"rtqrqt kk"
o ctk"uwd" hqt o " fg"hwvt",p"eqphqt o kvcvg"ew"ng igc"rgpcn"
p"xxi qctg"nc"cegn"o q o gpv+.",p"rtkxk c" dcpknqt",p"uw o "
fg"37722"ngkA

Cegcuv "fng o "pg"clwv "u"q"tg|qnx o "C0K0" Dqeq"
šRq"cr tgc"fkĒewnw k"nc"fgnk o kvctgc"guetqejgtkg"fg"fg/
ncrkfctgc"cxgtkk"uvt kpgl"p"ec|wn"fgncrkf tkk"cxgtkk"uvt kpg."
kpvpg kc"fg" c"uwvte ig"crctg"nc" h rvwkvqt"fglc" fwr "eg" k/cw/
hquv",petgfkp cvg"cpw o kvg"xcnqt" o cvgtkng."gc"cx-pf"rq/
ukdnkvcvgc"u "ng"rqugfg"ng ikv o "wp"vk o r"cpw o kv0"Rg"e-pf"
p"ec|wn"guetqejgtkg"*rtguwrwp-pf"cdw|wn"fg",petgfgtg+."
h rvwkvqtw"ctg"kpvgp kc"fg" c"u x-t k"uwvte igtgc"fglc"nc"
o q o gpvwn"rtk o ktkk"dwptwknt"fg"nc"xkev o ö0⁵⁶"p"rtk o wn"

t-pf.",pvtgdctgc/ejgkg"guvg<".p"ectg" o q o gpv" dcpkk",p"
uw o "fg"73925"ngk"cw" hquv"vtgew k",p" hqpfwtkg" o cvgtkng"
cng"U0T0N0"šE0/R0öA"Eqpukfgt o"e "ceg vkc"cw" hquv"vtgew k"
p"tgurgevkvng" hqpfwtk" o cvgtkng"fkp" o q o gpvwn"tegr kkg"
dcpknqt"fg"e vtg"K0P0",p"dc|c"wpwk"fqew o gpv"eqtguwrp| /
vqt*dqp."ejkvcv c" gve0+0" Fkp"ceguv" o q o gpv."K0P0"fglc"cxgc"
rqukdnkvcvgc"u "ng"rqugfg"ng ikv o "Rgpvtw"e "dcpkk" k/cw"
hquv",petgfkp c k",p"xktvwygc"hwpe kkg"rg"ectg"q"qewrc0" Fg"
ceggc."ctg" ftgrvcvg"K0\ crqtqlcp."e-pf" cĒt o <"š"p"nkruv"
ceguvkw"etkvgtkw"ó"cn"rgthgev tkk"fqew o gpvctg" c",petgfkp/
tkk"dwptwknt"ó"ct"fgxgpk"rtcevk"ko rqukdn "fgnk o kvctgc"
kphtce kwpkk."rtgx |wvg"nc"ctv03;3"E0rgp0"TO0."fg"hwvt" k."
o ck"cnгу."fg"guetqejgtkgö0⁵⁷

"p"cn"fqkngc"t-pf."ekpg"guvg"xkev o",p"urg c"tgtrtq/
f wu "o ck"uwuA"Eqpukfgt o"e "guvg"U0T0N0"šE0/R0ö.",pvtg/
rtkpfgtgc"nc"ectg"gtc"cpiclc"v "K0P0" Cegcuv "xkev o "pw"
c" hquv",pu",p gncv 0"G"ftgrv"e "u/c"cdw|cv"fg",petgfgtg"
gk0" Fct"pw",p"eqpvzvw"kphtce kwpkk"fg"guetqejgtkg."pkk"
p"egn"cn"kphtce kwpkk"rtgx |wvg"nc"ctv03;8"E0rgp0"TO0"
Rgpvtw"e "uwdkgevw" k"qdkgevw" o cvgtkcn"cw"ecnkv kng"
urgekng"ectg"rqv"Ē"eqpegrwvg"fqct",p"ec|wn"kphtce kwpkk"
fg"fgncrkfctg" c"cxgtkk"uvt kpg0

Fg"eg"qr v o"rgpvtw"fgncrkfctgc"cxgtkk"uvt kpg."k"pw"
rgpvtw"kphtce kwpgc"rtgx |wv "nc"ctv03;8"E0rgp0"TOA"
T urwpuwn"vtpurctg"fkp"ekvcvwn"wt o vqt."ectg"rtkxg vg"q"
ukwvc kg"cu g o p vqctg"<šHervng"hwet vqtknqt"vtpurqtvwnwk."
ectg"uwpv"cdknv k.",p"xktvwygc"ukwvc kkg"ucng"fg"ugt xkek w."
u " ,pecug|g" dcpk"rgpvtw"e n vqtkg."vtpurqtvctg" c"dcic/
lwnwk" k"cmvg"ugt xkek" fg"vtpurqtv" fg"nc"egv gpk" k"ectg"
cw"vtgew",p"hnquwn"u w"ceg vk" dcpk."vtgdwkg"ecnkĒecvg"ec"
uwvte igt0"Urtg"fgqugdktg"fg"ceguv"ec|."fce "nwet vqtkk"
vtpurqtvwnwk."ectg"pw"fkurwp"fg"cvtkdw kkg"kp fkecvg."cw"
rtk o kv"fg"nc"egv gpk" k"cw"vtgew",p"hnquwn"u w" dcpk"rgpvtw"
e n vqtkc" h t "vkejgv"qtk"vtpurqtvctgc"ngicn "c"dciclwkwk."
h t ",pvqe o ktgc"fqew o gpvgnqt."ceg vkc"vtgdwkg"u "rqctvg"
t urwpfgtg",p"vg o gkwn"ctv0348"fkp"Eqfwn"rgpcn"fkp"3;83"
*eqtguwrpfg"ew"ctv03;8"E0rgp0"TO0"ó n.a.+ö0⁵⁸

p"urg c"cpck|cv .K0P0"gtc",pxguvk "vqe o ck"ew"cvtkdw/
kc"fg"fg rwpgtg|knpkc "rg"eqpvwn" dcept"cn",pvtgrtkpfgtkk"
c" dcpknqt"qd kpw k",p"wt o c"rtguv tkk"ugt xkekknqt"fg"rc| "c"
cwvq o qdkngnqt"nc"rctectgc"cwvq0" Fgek."gtc",pftkvwk"u "
kpvtg",p"rqugukc"cegnqt" dcpk.",p"ngi vwt "ew",pfgnrpkptgc"
wpqt"ce kwpk"eqphqt o g"ew"ng igc0

p"ceguvg"eqpfk k.",p"eqpenw|kg.",p"eqphqt o kvcvg"ew"
ng igc"rgpcn",p"xxi qctg"nc"o q o gpvwn"u x-t ktkk"kphtce/
kwpkk."egn"u x-t kvg"fg"K0P0"eqpvkvwkg"eqpewtuwn"fkpvtg"
puw ktgc",p"rtqrqt kk"fgqugdv"fg" o ctk"uwd" hqt o " fg"
fgncrkfctg" c"cxgtkk"uvt kpg",p"rtkxk c" dcpknqt",p"uw o "
fg"73925"ngk+" k",puw ktgc",p"rtqrqt kk" o ctk"uwd" hqt o "
fg"hwvt",p"rtkxk c" dcpknqt",p"uw o " fg"37722"ngk+0

pvt/q"cnv "urg .NOK0" c" hquv"eqpfc o pcv",p"dc|c"
alin.(4) art.196 C.pen. RM. Iar B.Gh. a fost condamnat



în temeiul art.42, alin.(4) art.196 C.pen. RM. În fapt, nc"3:03304226."egk"fqk."rtkp",p gngigtg"rtgncdckn ."cw" primit de la B.G. suma de 11500 dolari americani, iar nc"4303304226"ó"pe "3522"fqnctk" cogtkecpk" Dcpkk"cw" hquv"rtkok k'uwd"rtgvzvwne ."wvngtkqt."NOKO",k"xc"vtcpuokvg" nwk"D0 I0"ecokapwn"fg"oqfgn"OCP/4462" k"tg oqtec"nc" gn0"Kct"fce "pw/n"xc"ucvkuhceg"ecnkvcvgc"ecokapwnwk.",k" xc"tgwkvwk" dcpkk" Nc"4703404226."D0 I0" c"cxwv"qec/kc" rgpvtw"rtkoc"qct "u"xc" f"ecokapwn",p"ecw/ 0"Rgpvtw" e "gtc"ew"oqvqtw"fg"hgvevc."c"tghw/cv"u /n"kc" k"c"uqnekvcv" tguvkwtgc" dcpknq" NOKO" k"D0 I j0"n/cw"eqpxkpu"rg"D0 I0"u " tgrctg" oqvqtw"ecokapwnwk."rtqok -pfw/k"e "wvngtkqt" ,k"xqt" tguvkwk" 34:22"fqnctk" cogtkecpk" k"ejgnwkgknkg" rgpvtw"tgrctc kg0"D0 I0" c"cejkwv"5427"fqnctk" cogtkecpk" rgpvtw"tgrctc kc"oqvqtwmwk.",pu "dcpkk"rtqok k"pw/k"cw" hquv"tguvkwk k"pkk"fg"ceguv "fcv 0"Ugpkp c" hquv"cvcecv " ew"crgn"fg"e vtg"rtqewtqt."ectg" c"uqnekvcv"eqpfcopc- tgc"nwk" NOKO" eqphqt o"cnkp0*4+"ctv03; 7"E0rgp0"TO."kct" c" lui B.Gh. conform art.42, alin.(2) art.195 C.pen. RM. "pu ."crgnwn" c" hquv"fgenc"cv"kpfc"okukdn0"Ec" k"tgewtuwn" declarat ulterior.⁵⁹

Eqpukfgt o'e "uqpw kc"vtgdwkg"rtg|gpvcv "fkhtgtp kc"v0" E-v" rtkxg vg"eqogteknk|ctgc"ecokapwnwk" k" c"tg oqtekk" ,p"uejk o dwn"uw o gk"fg"34:22"fqnctk" cogtkecpk."uwpvg o " ,p" rtg|gp c" guetqejgtgk." rtguwrw-pf",p gn ekwpgc" rtkxkpf"ecnkvcvgc" dwpwtknqt0" Ock"rtgeku."nw-pf",p"eqpuk/ fgtc kg"ngigc"rgpcn " ,p"xkiqctg"nc" o q o gpwn"eq o kvgtkk" kphtce kwppk."uwpvg o " ,p" rtg|gp c" ,puw ktkk" ,p" rtqrqt kk" fgqugdv" fg" o ctk"uwd" hqt o " fg" guetqejgtgk." rtguwrw/ p-pf",p gn ekwpgc" rtkxkpf"ecnkvcvgc" dwpwtknqt0

Fct"ew o" t o -pg"ew" egk" 5427" fqnctk" cogtkecpk" cejkvc k"fg"xkevko "rgpvtw"tgrctc kgA" p"ceguv "krqvg| ." dkgp,p gngu."nkrug vg"vg o gkwn"fg" c"ecnkLec"egng"u x-t kvg" ec"guetqejgtgk0" Ceg vk" dcpk"pw"cw" hquv"uwvvtc k0"Vqvw k." h rvwkvqtwnwk" k"u/c"ecw|cv"wp"rtglwfkek" o cvgtkcn0" Ceguv" rtglwfkek"pw" ct" L" hquv" ecw|cv. fce "xkevko c"pw" ct" L" hquv" ,p gncv " ,p" rtgncdckn0" p gncv " ,p" rtq o k ukwpk0" p" ngi vwt "ew"ceguv "krqvg| ."gxqe-pf"qdkgevw" o cvgtkcn" cn"kphtce kwppk"rtgx |wvg"hc"ctv03; 8"E0rgp0"TO."U0Dt,p|c" uwu kpgc" š000" ,p" ukvwc kc" guejxk tkk" fg"nc" rncvc" rgpvtw" hqnqktgc" dwpwtknqt." ugtxkekknqt." nwet tknqt." qdkgevw" o cvgtkcn" n" hqt o gc| "uw o gng" d pg vk"rg"ectg" h rvwkvqtwn" ng"tg kpg" k"pw"ng"vtcpuokvg"e vtg"xkevko " ,p"uejk o dwn" dwpwtknqt." ugtxkekknqt." nwet tknqt"rtguvcvg"fg"xkevko o 0⁵: Guvg"cfgx tcv"e " ugtxkekkn" fg" tgrctc kg" c" oqvqtwmwk" ecokapwnwk"pw"cw" hquv"rtguvcvg" rgtuqpcn" fg"e vtg"D0 I0" 'pu ."D0 I0" c" hquv" fgvgto kpcv"u "cejkv"ceguvg" ugtxkekkn." cx-pf",p gngigtgc"ew" h rvwkvqtkk"e "q" hceg",p" dpggŁekwn" nqt0" Fgek." h rvwkvqtkk" cw" dpggŁekcv" fg" ceguv" ugtxkekkn0" Kct" o cuc"rcvtk o qpkcn "c"xkevko gk" hquv"fk o kpwcv 0" H t " ,pu "c"urqtk" o cuc"rcvtk o qpkcn "c" h rvwkvqtwnwk0" Egcg"eg" fgoqpvtgc| "e "pw" c" hquv"u x-t kv "guetqejgtk0

Hkpcn o gpvg."ug"rqcvg" hqt o wnc"wt o vqctgc"eqpenw|kg<" egng"u x-t kvg"fg"NOKO" k"D0 I j0"tgrtg|kpv ."eqphqt o"ngi kk" rpgncg",p"xkiqctg"nc" o q o gpwn"u x-t ktkk"kphtce kwppk." ,puw ktgc",p"rtqrqt kk" fgqugdv" fg" o ctk"*ew" kpxqectgc" ctv064" E0rgp0"TO." ,p" tcrqtv" ew" D0 I j0+" ó" ,p" rtkxkp c" dcpknqt",p"uw o "fg"34:22"fqnctk" cogtkecpk."cn vwtk"fg" kphtce kwpgc"rtgx |wv "hc"cnkp0*6+"ctv03; 8"E0rgp0"TO"*ew" kpxqectgc"ctv064" E0rgp0"TO." ,p" tcrqtv" ew" D0 I j0+" ó" ,p" rtkxkp c" dcpknqt",p"uw o "fg"5427"fqnctk" cogtkecpk0

Fkp"wpng"urg g" gzc o kpcvg" o ck"uwu"pg" rwwg o"eqp/ xkpi g"e-v"fg"fkŁekn"guvg",p"wpng"ec|wtk" c"fgnk o kvc"eqtgev" guetqejgtk"fg"kphtce kwpgc"rtgx |wv "hc"ctv03; 8"E0rgp0" TO0" Guvg" q" fgnk o kvctg"ew" q" rqvvp kenkvcvg"urqtkv " fg" cf o kvgtg" c"gtqtknqt" fg"ecnŁectg0

Fkp"ceguv" o qvix."tgkvtg o" tgeq o cpfctgc" cftgucv " ngi kwkvqtwnwk"fg" c"cdtqic"ctv03; 8"E0rgp0"TO0"Kct"fkurq/ |k kc"fg"hc"cnkp0*3+"ctv03; 2"E0rgp0"TO"u "Łg"tghqt o wncv " fwr " o qfgnwn"šGuetqejgtk."cfke "ecw|ctgc"fg"fcwpg" o cvgtkcn",p"rtqrqt kk" o ctk"rtkp",p gn ekwpg"ucw"cdw| " fg" ,petgfgtgö0" Guvg" q" tgeq o cpfctg" eqpfk kqpcv " fg" pgegukv kng"rtcevkeg."pgegukv k"ectg"xqt"fgxgpk"fkp"eg" ,p"eg" o ck"cewvg."rg" o uwtc"fkxgtukŁe tkk" k"eq o rnke tkk" tgnk knqt"uqekcng0

'p"wt o c" kpxgukic knqt" cx-pf"ec" qdkgev" ce kwpgc" rtkpekrcn " ,p"ecftwn"hc"rvkg"rtglwfkekcdkn"fg"guetqejgtgk." rqv"Ł" hqt o wncv"wt o vqctgng"concluzii:

3+ "p" ctv03; 2" E0rgp0" TO" pq kwpgc" šfqd-pfktg" knkekv ö"ctg"ugpuwn"cwvgpvke"fg"šuwvvtcigtgö=

4-"de lege lata."pw"gzkv "pkk"wp"vg o gk"fg" c"Łt o c" e "guetqejgtk"pw"guvg"q"kphtce kwpg"u x-t kv "rtkp" uwvvtcigtg=

5-"uwd"curgevw"hc"vwtk"qdkgevkxg."fkukpe kc"rtkpek/ rcn "fkpvtg"guetqejgtgk" k"kphtce kwpgc"urgekŁecv "hc" ctv03; 8"E0rgp0"TO"eqpuv " ,p" o gecpku o wn"fg"ecw|ctg" c"fcwpgnqt" o cvgtkcn<" ,p"ec|wn" guetqejgtgk." o cuc" rcvtk o qpkcn " c"xkevko gk" guvg"fk o kpwcv " ,p" ceggc k" rtqrqt kg" ,p"ectg"urqtg vg" o cuc" rcvtk o qpkcn " c" h rvwkvqtwnwk=" ,p" ec|wn" kphtce kwppk" rtgx |wvg"nc" ctv03; 8"E0rgp0"TO."pw"urqtg vg" o cuc"rcvtk o qpkcn " c"xkevko gk",p"rtqrqt kc"rg"ectg"q'gzrtk o "guejxctgc" h rvwkvqtwnwk" fg" c/ k"gzgewvc"qdnkic knng" rgewpkctg" hc "fg"xkevko ="ucw" o cuc"rcvtk o qpkcn "c"xkevko gk" guvg"fk o kpwcv .h t " ,pu "c"urqtk" o cuc"rcvtk o qpkcn " c" h rvwkvqtwnwk0

Note:

3 ⁿ	0	0 ⁿ	0 ⁿ	"	"	"	"
"	"	/	"	"	<	"	/
"	"	"	"	"	"	"	/
"	0 ⁶	.	4229.	0380			



4 ⁿ	0	0 ⁿ	0 ⁿ	"	"	3 ⁿ	"	Oqpkvqtwn	QŁekcn	cn	Tgrwdnkekk	Oqnfqxc."	4223."
"	"	"	0 ⁿ 6"	/	<	pt058/5:0	"	"	"	"	"	"	"
"	"	"	.4225."	04650	"	3 ⁿ	0	0 ⁿ	"	0	0 ⁿ	"	gv0" cn0"
5	A se vedea:	U0Dt,p	.	Z0Wnkcpxuejk."	X0Uvcvk" gv0" cn0"	"	"	"	"	0 ⁿ	/	"	"
	Ftgrv" rgpcn0"	Rctvgc"	Urgekc n 0"	o" Ejk kp	w<" Ectvktg."	4227."	"	"	"	0 ⁿ 6"	<	"	4223."
	r04:30						033/340						
4	A se vedea:	0	0 ⁿ	0 ⁿ	"	42 ⁿ	Dwngvkpwn	Ewt	kk"	Uwrtg o g"	fg"	Lwuvk	kg" c" Tgrwdnkekk"
"	"	"	"	<	"	Oqnfqxc."	4226."	pt0:	"	r07/330			
"	"	"	"	"	"	43 ⁿ	Dwngvkpwn	Ewt	kk"	Uwrtg o g"	fg"	Lwuvk	kg" c" Tgrwdnkekk"
0 ⁿ 6"	"	.422:."	0:0	"	"	Oqnfqxc."	4228."	pt06."	r09/;0				
7 ⁿ	0	0 ⁿ	0 ⁿ	"	"	44	"	"	0 ⁿ	"	"	"	1" "
0 ⁿ 6"	"	"	0 ⁿ 6"	.3;85."	0;0	0 ⁿ	0	0 ⁿ	0 ⁿ 6"	<	"	"	.4227."
8	A se vedea:	Fke	kqpcctwn	Gzrnkecvkx"	cn	Nk o dkk	Tq o -pg"						
	I" Uwd"	tgf0"	nwk" k0Eqvgcpw."	N0Ugejg."	O0Ugejg0"	o" Dwewtg	vk<"						
	Wpkxgtu	Gpekenqrg	Fke."	3; ; ; ."	r0326;0								
9	A se vedea:	X0Jwngc0"	Kphtce	kwpkng"	eqokug"	rtkp"							
	uwwtc	igtg"	p"ngigc"	rgpcn	"c"	Tgrwdnkekk"	Oqnfqxc"	11"	Tgxkuvc"				
	fg"	ftgrv"	rgpcn."	422:."	pt03."	r0424/42:0							
	A se vedea:	X0Fqpiqtq	.	U0Mcyjcpg."	k0Qcpegc"	gv0" cn0"							
	Gzrnkec	kk"	vgqvgkeg"	cng"	Eqfwnwk"	rgpcn"	tq o -p0"	Rctvgc"					
	Urgekc n	0"	Xqn0KKK0"	o" Dwewtg	vk<"	Gfkvwtc"	Cec fg o kgk"	Tq o -pg."					
	CNN"	Dgem."	4225."	r06470									
	Ibidem.												
32	A se vedea:	0	0 ⁿ	0 ⁿ	"	"	"	"	"	"	"	"	"
"	"	"	"	0 ⁿ 6"	.3;97."	0:0							
33	A se vedea:	0	0 ⁿ	0 ⁿ	/	"	"	"	"	"	"	"	"
"	"	"	"	0 ⁿ 6"	<	"	.3;97."	0:90					
34 ⁿ	0	0 ⁿ	0 ⁿ	"	"	"	"	"	"	"	"	"	"
"	"	"	"	"	"	"	"	"	"	"	"	"	"
"	"	"	0 ⁿ 6"	<	"	"	"	"	"	"	"	"	"
.3;79."	07:0												
35 ⁿ	0	0 ⁿ	0 ⁿ	"	"	"	"	"	"	"	"	"	"
"	"	"	"	"	0 ⁿ 6"	<	"	"	"	"	"	"	"
.3;7;."	032/330												
36 ⁿ	0	0 ⁿ	/	0 ⁿ	"	"	"	"	"	"	"	"	"
"	"	"	"	0 ⁿ 6"	.3;85."	090							
37 ⁿ	"	0 ⁿ	"	"	"	"	"	"	"	"	"	"	"
"	"	"	"	"	"	"	"	"	"	"	"	"	"
*	/	"	"	"	"	"	"	"	"	"	"	"	"
"	"	"	"	"	"	"	"	"	"	"	"	"	"
"	"	0 ⁿ 6"	.3; ;3."	0480									
38	A se vedea:	0	0 ⁿ	0 ⁿ	"	"	"	"	"	"	"	"	"
"	"	"	"	/	"	"	"	"	"	"	"	"	"
"	"	"	"	<	"	"	"	"	"	"	"	"	"
"	"	"	"	"	"	"	"	"	"	"	"	"	"
.422:."	0;0"												
39 ⁿ	"	"	"	"	"	"	"	"	"	"	"	"	"
"	"	"	"	"	"	"	"	"	"	"	"	"	"
"	"	602803;69+	11"	"	"	"	"	"	"	"	"	"	"
.3;69."	pt03;0												