

# OPINION

by

**Prof. D.Sc. Maria Neikova Kaneva**

Member of a scientific jury for conducting a procedure of obtaining the academic position of "Associate Professor" in field of higher education 3.6 Law (Administrative law and administrative process), published in State Gazette, issue 96/17.11.2023 by Plovdiv University "Paisii Hilendarski"

## **DEAR MEMBERS OF THE SCIENTIFIC JURY,**

Grounds for presenting the current opinion is Order No. ПД-21-82 /16.01.2024 of the Rector for conducting a procedure for obtaining the Academic Position of "Associate professor" in Professional field 3.6. Law.

### **• General overview of the procedure and information for the applicant**

The procedure has been conducted in accordance with the requirements of the Law for development of academic staff in the Republic of Bulgaria and the Rules for its implementation, as well as in accordance with the requirements of the internal rules of Paisii Hilendarski University in Plovdiv.

The applicant, Antonia Georgieva Ilieva, PhD meets the obligatory requirements for participation in the procedure, and in addition to the fact that in 2016 she has obtained a degree of "PhD" after a successful defence of dissertation on the topic "Administrative Legal Control in Healthcare (Internal and External Relationship)", as of the same year, she holds the academic position " Chief Assistant professor ".

Along with research, teaching and academic activities, Chief assistant Prof. Ilieva, PhD is also been active as Head of Public law workshop - for four years (from 2017 to 2021) at the Faculty of Law in the University of Plovdiv.

She is actively engaged in teaching activities and participates in seminars on courses of "Legal Regime of Public Procurement", "Medical Law", "Administrative Law and Administrative Process" ect.

### **• Applicant's scientific and scientifically applied activities**

Within the current procedure, the applicant presents a monograph book on "Current Issues of the Treaty under the Public Procurement Act" ("Ciela", 2023), in which the specific

features and characteristics of the contract are examined and submitted. The grounds on which this type of contract is regulated, as well as its distinction from other contractual institutes.

The author presents a detailed analysis and compares the Public Procurement Agency under the Public Procurement Act and other institutes and regulation, such as regulation of the framework agreement, the agreement under Art. 20 act and more. The specific characteristics are prioritized by the author, distinguishing the procedure for conducting public procurement under the Public Procurement Act, from other legal institutes such as: subcontracting activities, other types of contracts, such as bonding and commercial contracts, as well as the legal characteristics and specifics in the public contract have been examined separately.

In addition to the basic monograph book dedicated to "Current issues of the contract under the Public Procurement Act", the topic has been examined by the applicant and the results of this analyses were published in 2019 in a specialized guide for students and practitioners, entitled "Public Procurement Regime. under the Public Procurement Act "(ed. Ciela, 2019). The paper presents major accents in the regulatory framework of public procurement in the Republic of Bulgaria, examining and presenting the most common mistakes, omissions and violations by the entities under the Public Procurement Act.

In 2018, Chief. Assist. Prof. Ilieva, PhD develops and publishes a teaching aid in Administrative Law (Ed. Ciela), which reflects the dynamics of relationship development and is aimed at students, teachers and practitioners. In structural terms, the tool is divided into four shares that cover topics in the field of substantive administrative law, basic judicial acts, cases, tests and topics suitable for theoretical preparation for the "administrative law" discipline.

Within the current procedure, the applicant also presents a wide range of publications. The topics on which are the implements publication, Ms. Ilieva, PhD stand out with its elements on interdisciplinary character. Topics are analyzed and submitted by the candidate, such as: "Operational independence, as an element of administrative control exercised in healthcare" (Publ. 2019), legal and moral and ethical aspects of medical activity in the Republic of Bulgaria, (University Publishing House "St. Kliment Ohridski".

- **Scientific and scientific-applied contributions**

The submitted monograph work and scientific production from the applicant reveals scientific contributions, with the work itself being the character of an original scientific and applied study based on theoretical analysis and practical study of key institutes related to the regulation and efficiency of the implementation of public procurement mechanisms in the order of the current legislation.

The author shows an independent attitude towards the studied issue and is able to argue his own. A wealth of scientific apparatus was used in the development of the work presented, and the reference and citation of sources used in the monographic development is accurate and conscientious.

- **Notes and recommendations**

I would recommend to the applicant in her future research to further expand the study of major, significant aspects of implementing the legislation in the field of competitive protection, and in particular the implementation and award of procedures under the Public Procurement Act.

In the future, the publication of the candidate's articles, in specialized scientific magazines that are indexed and included in global databases, could be of significant importance.

## **CONCLUSION**

In regards of the fulfilment of all obligatory requirements for holding the academic position of “Associate professor”, in accordance to the requirements of the Law, and of the Rules for its implementation, and in relation to my overall positive evaluation of the above characteristics, as to the scientific production to be evaluated in this procedure, **I express my positive opinion and suggest to the respected members of the scientific jury to vote positively for introducing a proposal to the Faculty of Law on the election of Chief Assistant Professor Antonia Georgieva Ilieva, PhD at the academic position "Associate Professor" at the Paisii Hilendarski University, in the field of higher education 3. Social, economic and legal sciences, vocational referral 3.6 "Law" (Administrative law and administrative process).**

8.03.2024

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