

To

Members of the scientific jury, established by Order No. RD-22-70 of 17.01.2025 of the Rector of the Plovdiv University "Paisiy Hilendarski" (PU) concerning competition for occupying the academic position "professor" in area of higher education 3. "Social, economic and legal sciences", professional direction 3.6 "law", scientific speciality "Administrative law and administrative procedure"

REVIEW

of Prof. DSc. Georgi Penchev – Faculty of Law at the Plovdiv University "Paisiy Hilendarski", in area of higher education 3. "Social, economic and legal sciences", professional direction 3.6. "Law", scientific speciality of the academic position "Environmental Law", scientific speciality of the scientific degree Doctor of sciences – "Administrative law and administrative procedure" concerning competition for occupying the academic position "professor" in area of higher education 3. "Social, economic and legal sciences", professional direction 3.6. "Law", scientific speciality "Administrative law and administrative procedure" in PU, announced for the needs of Department "Public Law Sciences" of the Faculty of Law (FL) at PU

Dear members of the scientific jury,

I participate in membership of the scientific jury under Order No. RD-22-70 of 17.01.2025 of the Rector of PU. I present to you my opinion, prepared on the ground of Art. 29a of the Development of the Academic Staff of the Republic of Bulgaria Act (DASRBA – SG, No. 38 of 2010, as amended), Art. 61 of the Regulation for Implementation of the DARSBA, adopted by Decree of the Council of Ministers No. 202 of September 10, 2010 (RIDASRBA – SG, No. 75 of 2010, as amended) and Art. 79, par. 1- 3 of the Regulation for Development of the Academic Staff of the Plovdiv University (RDASPU – In: ПЛОВДИВСКИ УНИВЕРСИТЕТ „ПАИСИЙ ХИЛЕНДАРСКИ“ [online] [viewed 21.01.2025]. Available from: https://uni-plovdiv.bg/uploads/site/pravilnici/PRASPU_16.12.2024_r..pdf).

1. General presentation of the procedure and received materials

The competition on the occupying an academic position "professor" of the PU in area of higher education 3. "Social, Economic and Legal Sciences", professional field 3.6. "Law", scientific speciality "Administrative law and administrative procedure" for the needs of Department "Public Law Sciences" of the FL at the PU has been announced in SG, No. 98 of November 19, 2024 and in the Internet page of the PU. For attendance in the competition there are

presented documents on time by one candidate - Assoc. Prof. PhD Bogdan Dragnev Yordanov from Department "Public Law Sciences" of FL at the PU. The candidate has presented a complete set of materials and documents in paper and electronic form under Art. 77 of RDASPU. He meets the minimum national requirements under Art. 2b, para. 2 and 3 of the DASRBA and Art. 1a, para. 1 of the RIDASRBA for his admission to participate in the competition. It has been followed a procedure under Art. 78 with connection of Art. 67 of RDASPU.

Assoc. Prof. PhD Bogdan Yordanov submitted for the competition 5 scientific publications articles after obtaining an academic position "Associate Professor", namely: one monograph "Regional Development", S.a. [Burgas]: Libra Scorp, 2024, 208 p. as a habilitation work; another monograph "Management of Municipal Properties", S.a. [Burgas]: Libra Scorp, 2024, 236 p.; and 3 scientific articles, as follows: "Legal problems in challenging the decisions of the municipal election commission for early termination of the powers of mayors". – In: Law – the art of goodness and justice. 20 years of the Faculty of Law. Plovdiv: University Publishing House "Paisiy Hilendarski", 2013, pp. 51-55; "The Regional Governor. Historical Traditions. Status and Organization of Activity". - Studia Iuris [online]. Plovdiv, 2016, No. 2, 14 p. [viewed 03.12.2024]. Available from: <http://web.uni-plovdiv.bg/paunov/Stidia%20Iuris/broi%202%20-%202016/Studia%20Iuris-2-2016-book.pdf>; "Need to improve and modernize the regulatory framework of territorial development and planning". – In: Collection of Scientific Readings dedicated to the 140th anniversary of the adoption of the Tarnovo Constitution, organized by the Faculty of Law of the Plovdiv University "Paisiy Hilendarski". Sofia: Siela, 2019, pp. 123-130. All presented scientific publications for attendance in the competition are in the field of the administrative law and administrative procedure.

2. Brief biographical data of the candidate

Assoc. Prof. PhD Bogdan Yordanov graduated his higher legal education in the Faculty of Law at Sofia University "St. Kliment Ohridski" in 1991. During the periods respectively 1993-1996, he was an assistant, 1996-1998 - senior assistant, 2000-2010 - main assistant in the Faculty of Law at Burgas Free University in administrative law and administrative procedure. In 2001, he successfully defended a dissertation for the educational and scientific degree "doctor" on the topic "Management of municipal properties: current administrative law aspects". In 2007, he held the academic position of "associate professor" in the scientific specialty "Administrative law and administrative procedure". Since 2012 and currently he is an associate professor in administrative law and administrative procedure at the FL at PU. The candidate in the competition is the author of a total of 6 monographs, 2 of which are co-authored, 1 textbook and 22 articles. He has participated in numerous scientific conferences and projects, and has practical experience as a lawyer since 1994 and as a legal advisor in some municipalities in the Burgas region.

3. General characteristics of the activity of the candidate

3.1. Assessment of the educational-pedagogical activity

Assoc. Prof. Bogdan Yordanov participates actively in the educational and pedagogical activities of the FL at PU. He has taught educational disciplines “Administrative Law. General part”, “Civil Service Law”, “Municipal law” and “Territorial Planning and Development”. At the same time, he faithfully fulfills his duties as a lecturer in the above-mentioned disciplines.

3.2. Assessment of the scientific and scientific-applied activity

The monograph "Regional Development", presented as a habilitation work, is the first comprehensive scientific study in our country on the legal regime of regional development. It has scientific and practical significance, as it can be used not only by lawyers, but also by regional development specialists.

The monograph "Management of Municipal Properties" is an interesting and useful scientific study for both lawyers and local administration employees and has scientific and applied significance.

The three above-mentioned articles have a scientific, theoretical and practical meaning for the analysis of individual administrative law problems.

3.3. Assessment of scientific and scientific-applied contributions of the presented for participation in competition scientific production of the candidate

3.3.1. Evaluation of the scientific and scientific applied contributions of the monograph "Regional Development", presented as a habilitation work

Structurally, this monograph is divided into: 7 parts, entitled as follows: I. Introduction (pp. 7-10), II. Regional development - essence (pp. 11-50), III. Structure of regional planning (pp. 51-93), IV. Management of regional development - competent authorities and documents for strategic planning (pp. 94-154), V. Resource provision of regional development (pp. 155-166), VI. Comments and recommendations on the current legal framework (pp. 167-193), VII. Conclusion (pp. 194-196); Literature used, including: 14 titles in Cyrillic and 4 in Latin, regulatory framework and strategic documents - 25 pieces and Internet pages - 5 pieces (pp. 197-202); Abbreviations used (pp. 203-206).

The following scientific and scientific applied contributions of the above-mentioned monograph can be summarized:

a) a successful analysis of the concept of “regional development” (pp. 11-26);

b) a very good analysis of the concept of “region” (pp. 27-39);

c) a successful analysis of the historical development of Bulgarian legislation on regional development (pp. 40-50);

d) a very good analysis of the structure of regional planning (pp. 51-93), including an original characterization of the planning regions, accompanied by a specific emphasis on the functions of the regional governor and the municipalities in the area under consideration;

e) a successful analysis of the functions of the competent authorities for regional development management and of the strategic planning documents (pp. 94-154);

f) a very good analysis of the sources of financing for regional development and the purpose of the funds under them (pp. 155-166);

g) the original author's commentary on the current legislation in the area under consideration and the recommendations for its improvement are of great scientific and practical importance (pp. 167-193), including the problems related to the impact of climate change on regional development (pp. 172-173, 183), and the author's more general conclusions from the reviewed legal framework (pp. 194-196) also have a significant scientific contribution.

3.3.2. Evaluation of the scientific and scientific applied contributions of the monograph "Management of Municipal Properties"

Structurally, this monograph is divided into: introduction (pp. 7-10); 6 chapters, titled as follows: Chapter I. General theoretical problems and legislative development of municipal property management (pp. 11-48), Chapter II. Administrative law characteristics of municipal property management (pp. 49-98), Chapter III. Some forms of direct management of municipal property (pp. 99-114), Chapter IV. Management of municipal property through its provision to legal persons (pp. 115-205), Chapter V. Management features of the activation and accountability of municipal property (pp. 206-215), Chapter VI. Contemporary trends in municipal policy. Regional development strategies (pp. 216-220); conclusion (pp. 221-223), abbreviations used (pp. 224-226) and literature (pp. 227-235).

The following scientific and scientific applied contributions can be summarized in the above-mentioned monograph:

a) an original author's conclusions regarding the legal nature of the municipality (pp. 39-40);

b) a very good analysis of the functions of the municipal council, the mayor and the regional governor related to the management of municipal properties (pp. 78-93);

c) a successful analysis of the main features of the notion "concession" (pp. 152-157);

d) a very good analysis of the awarding of a concession on objects - public municipal property (pp. 159-175);

e) a successful analysis of the awarding of public procurement contracts by municipalities (pp. 176-205);

f) a very good analysis of contemporary trends in municipal policy in the context of regional development strategies (pp. 216-220);

g) in the conclusion, a number of useful conclusions for legal science are made from the considered legal framework (p. 221-223).

3.3.3. Evaluation of the scientific and scientific applied contributions of the articles, submitted for participation in the competition

In the article “Legal problems in challenging the decisions of the municipal election commission for early termination of the powers of mayors”, the author's opinion that the decisions of the Municipal Election Commission refusing the early termination of the powers of the mayor of the municipality are subject to judicial review can be shown as a contribution of scientific and practical significance (p. 54).

In the article “The Regional Governor. Historical Traditions. Status and Organization of Activity”, the author's opinion on the criteria for determining the status of the regional governor can be noted as a scientific contribution (p. 4).

In the article “Need to improve and modernize the regulatory framework of territorial development and planning”, the critical analysis of the Territorial Development Act (SG, No. 1 of 2001, as amended and supplemented) (pp. 126-127), as well as the author's conclusions regarding the need to improve territorial planning in combining the needs of the population and the characteristics of the respective settlement (p. 130), can be highlighted as a scientific contribution.

4. Assessment of the personal contribution of the candidate

The above mentioned contributions in the scientific production and the results obtained are the personal merit of Assoc. Prof. PhD Bogdan Yordanov. They are conditioned by the many years of conscientious and systematic exercised teaching and scientific activity in the FL at the PU.

5. Critical remarks and recommendations

Some critical remarks and recommendations can be made to the monograph “Regional Development”, mainly of an editorial nature.

5.1. Critical remarks

a) on p. 18, note 8, additional bibliographical data for the cited literary source are needed;

b) on p. 29, lines 6-11 and 21-23, as well as on p. 30, lines 10-16 and 23-26, more detailed data on the number and year of promulgation in the State Gazette of the relevant normative acts should have been provided.

5.2. Recommendations

a) the list of abbreviations used on pp. 203-206 could have been placed after the table of contents at the beginning of the monograph;

b) on p. 61 it was appropriate to indicate the normative act by which the Economic and Social Council to the National Assembly was established, namely the Law on the Economic and Social Council (SG, issue 41 of 2001, as amended and supplemented).

However, these critical remarks and recommendations do not belittle the high, in my opinion, significance and usefulness for the legal theory and practice of the above monograph of the candidate in the competition.

6. Personal impressions from the candidate

My personal impressions from Assoc. Prof. PhD Bogdan Yordanov are very good. To his colleagues he seek to be polite and careful.

Conclusion

Based on the above:

1. In conclusion I declare that Assoc. Prof. PhD Bogdan Dragnev Yordanov meets the requirements of Art. 29, par. 1 and Art. 29b, par. 1 and 2 of DASRBA, Art. 60, par. 1 of RIDASRBA, and Art. 74, par. 1, Art. 76, par. 1 and 2 and Art. 77 of RDASPU for election of the academic position “professor” in area of higher education 3. “Social, economic and legal sciences”, professional direction 3.6. “Law”, scientific speciality “Administrative law and administrative procedure”.

2. I give, on the ground of Art. 29b, par. 2 of DASRBA, Art. 61, par. 1 of RIDASRBA and Art. 80 of RDASPU, a positive assessment of the scientific and teaching activities of Assoc. Prof. PhD Bogdan Yordanov which motivates me to a positive conclusion about his holding of the academic position “professor”.

3. I suggest to the Scientific Jury, on the ground of Art. 29b, par. 2 in connection with Art. 27a, par. 1 of DASRBA, Art. 61, par. 1 of RIDASRBA and Art. 80, par. 1 and Art. 81, par. 1 in connection with Art. 70, par. 1 of RDASPU, to prepare a report to the Faculty Council of the FL at PU with proposal for Assoc. Prof. PhD Bogdan Dragnev Yordanov to be elected for the academic position “professor” in area of higher education 3. “Social, economic and legal sciences”, professional direction 3.6. “Law”, scientific speciality “Administrative law and administrative procedure”.

Sofia, 16.02.2025.

Signature: (s)

(Prof. DSc. Georgi Penchev)