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Review of the Volume "Cercetarea la fața locului în cazul accidentelor de muncă urmate de moartea victimei" [Forensic on Site Investigation in the Case of Work Accidents followed by Death of the Victim], Author Emilian Alexandru Bulea, Published by LUMEN Publishing House

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Abstract: "Forensic on-sight investigation in the case of work-related accidents followed by the death of the victim" is a work that deals with the most sensitive and dramatic situation of labor relations, namely where the employee suffers a workplace accident, as a result of which he loses his life. The theme was also addressed in the legal doctrine, but this is the first monograph to be exclusively devoted to it and addressing (completely and with a dedicated argumentative structure) the entire matter of the subject, and what further recommends the volume is the organization of the work, the opportunity of approaching the topic in the literature and structuring the scientific discourse.

Keywords: *on-site research; work accidents; death of the employee; Emilian Alexandru Bulea.*

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The volume "Forensic on-sight investigation in the case of work-related accidents followed by the death of the victim", written by Emilian Alexandru Bulea and published by LUMEN Publishing House in Iasi, Romania (Bulea, 2017) deserves its place in any collection of legal books, the issue being dealt with is topical, the practical aspects detailed in the monograph are of interest to the practitioner, consumer of legal literature, the issues of the subject in matter find their place in a specially dedicated volume, and not disparate in works of various specialties, which transforms the work into a source of practical and unitary information and for theoreticians. This is the author's footprint on the topic, as Emilian Alexandru Bulea is a graduate of the Law School of Valahia University in Targoviste and a lawyer practicing in the Dambovita Bar, Romania.

The approach of the topic of work accidents followed by the death of the victim is made on the basis of the general research rules on the spot and adapting the discourse, as the analysis deepens, to the strict aspects of the subject, which makes the author's judgments easy to follow. All sub-themes that may be of interest to the subject of the monograph are checked, which are researched separately, giving their specific space and importance, depending on their frequency in the general case of this type of events. The complexity of the theme involves a multidisciplinary scientific approach, an aspect in which the work again excels, in that the bibliographic apparatus consists of scientific papers (treatises, monographs, articles) in various fields of law, which is why we have again given the maximum score. We also notice the clear language and the easy-to-follow phrases, with which the author operates. The practical importance of the issues covered by the present volume is unequivocal, and by multidisciplinary approach of certain issues in the paper, it is welcomed in the Romanian legal doctrine for a large category of readers, but especially for practitioners.

Of course, there are other particular situations than those described in the paper, and which may present particularities of research on the spot, but they are punctual and rather represent disparate cases that are encountered in practice, rather than serious themes of analysis based on frequent and concentrated casuistry, so that their non-analysis does not, in any way, damage the value of the legal study under analysis. The scientific information is clearly and coherently transmitted, and does not raise any issues in understanding.

The monograph tackles a niche topic in a specially dedicated work, thus filling a gap in the specialized doctrine. Labor accidents have generally been the subject of many studies, but approaching the deadly casualties in a

single stage, more precisely that of on-site research, is an element of novelty on the Romanian legal book market.

The paper is complex in that the author manages to correlate information that are relevant to the topic dealt with, in several areas of law: criminal law, criminal procedure law, labor law, legal medicine and forensics. The information from numerous branches of law that the author uses in his analysis makes the present study a meritorious approach and a referential work in the field.

Like any multidisciplinary work, but this one in particular, the monograph may be of interest to all law practitioners (lawyers, prosecutors, judges), but also to practitioners in related professions (policemen, lawyers, criminologists, etc.). The academic interest also targets a broad category of readers, theoreticians and practitioners, both in the field of criminal law (and its complementary sciences) and labor law. Although it is a niche work, we appreciate that the multidisciplinarity of the volume will raise the interest of a wider audience than any legal monograph.

Chapter I begins with the presentation of the general characteristics of the on-spot research, regardless of the type of deed investigated, then, in the second chapter, it specializes in the discourse on the research of work accidents in general, for in the third chapter to focus on niche situations: the search for fatal accidents resulting from particular cases (fire, explosion, electrocution). The last chapter, IV, is dedicated to procedural aspects related to the documents drawn up during the on-the-spot investigation of work accidents followed by the death of the victim. The general is applied in particular, the theoretical aspects are duplicated by well-chosen examples, the material is clear and timely organized for a fair and efficient presentation of the information.

The monograph under analysis has a consistent bibliographic basis in each of the sub-areas of law addressed in the paper. We meet, among the bibliographic suggestions, reference works in the field of criminal law, criminal procedure law, labor law, criminology and legal medicine, as well as papers that bring novelty, in that they represent foreign doctrine, not yet used in other Romanian scientific papers. The references made in the course of the paper provide clear directions for verifying information and deepening research for the reader.

It is a welcomed work in the Romanian legal doctrine but most likely will be of interest to practitioners (prosecutors, judges, forensics, criminalists, lawyers). Given the multidisciplinary side of the paper, this is all the more advisable, especially as the notions of criminal law, criminal

procedure law, labor law, forensic science and legal medicine are presented in a balanced way without giving exhaustive preeminence to one area or another, underlining the importance of each of the above branches of science in the correct on-the-spot investigation of fatal accidents at work. A successful and meritorious approach to synthesize the relevant information about a sensitive field of on-the-spot research, a sensitive issue of labor law, in particular, and the jurists involved in such procedures in general. The good documentation, the solid structure, the complexity of the analysis are elements of certain scientific value, which transform this monograph into a desirable presence on the Romanian book market.

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References

Bulea, E. A. (2017). *Cercetarea la fața locului în cazul accidentelor de muncă urmate de moartea victimei* [Forensic on site investigation in the case of work accidents followed by death of the victim]. Iaşi, România: Lumen.