

**INTERNATIONAL SCIENTIFIC CONFERENCE**  
**SECURITY IN THE POST-CONFLICT (WESTERN)**  
**BALKANS:**  
**TRANSITION AND CHALLENGES FACED BY THE**  
**REPUBLIC OF MACEDONIA**

**BOOK OF ABSTRACTS**

27-28 May 2011, Ohrid

**МЕЃУНАРОДНА НАУЧНА КОНФЕРЕНЦИЈА**  
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**ТРАНЗИЦИЈАТА И ПРЕДИЗВИЦИТЕ НА**  
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Nurten Sulejmani

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Cane Mojanoski, PhD

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**Address of the Publishers:**

Faculty of Security  
1000 Skopje  
P.O. Box 103  
tel: ++389(0)22546211

University "St. Kliment Ohridski"  
1vi Maj b.b.  
7000 Bitola  
tel: +++389(0)47223788

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## INTERNATIONAL SCIENTIFIC CONFERENCE

# **SECURITY IN THE POST-CONFLICT (WESTERN) BALKANS: TRANSITION AND CHALLENGES FACED BY THE REPUBLIC OF MACEDONIA**

*(Security Studies and the Science of Security)*

The Faculty of Security in Skopje, Republic of Macedonia in cooperation with the Academy of Criminalistics and Police Studies (ACPS) in Belgrade, Serbia, the Police Academy "Alexandru Ioan Cuza" in Bucharest, Romania, the Faculty of Criminal Justice and Security in Ljubljana, Slovenia, the Higher Police School, Police Academy, Croatia, Academy of the Ministry of Interior, Bulgaria and the Higher School of Internal Affairs in Banja Luka, Republic Srpska, BiH organize the international scientific conference "SECURITY IN THE POST-CONFLICT (WESTERN) BALKANS: TRANSITION AND CHALLENGES FACED BY THE REPUBLIC OF MACEDONIA".

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The scientific conference is organized with the goal to contribute to the clarification of issues related to the Post-conflict (Western) Balkans, security, transition and challenges faced by the Republic of Macedonia, through presentation of scientific papers and discussions in the context of contemporary Balkan and Euro-Atlantic integrations.

The specific objective of the Conference is the theoretical conceptualization of topical issues, with the task of encouraging and giving impulse to the evaluation of practice, with emphasis on opening discussions on theoretical and epistemological problems of asphaliology (the science of security), especially the need for defining the scope and the development of research methodology for security phenomena and security in general, its structure and forms of occurrence and the relationships between them.

The contemporary (global) security is focused on the issues of security and transition, building democratic relationships, open society, i.e. communities of free citizens, which inevitably requires synergy of science, politics and practice in addressing and solving systemic and acute problems of the contemporary society.

Closely related to the problems of security are also issues related to the erosion of social values and disintegration of the value system and the process of criminalization of society. Social crisis and the positioning of closed societies inevitably lead to the occurrence of authoritative forms of government, accompanied by a certain degree of non-democracy, authority, corruption, organized crime as well as institutions without adequate capacity for performing their own functions.

In the last two decades the (Western) Balkans has been in the process of defining its reform processes and building institutions and institutional structure able to meet the requirements for Euro-Atlantic integration. The countries from this region have achieved the objectives set by the Euro-Atlantic integration, with different levels of efficiency and dynamics.

In the last few years, normative conditions were created in the Republic of Macedonia for increasing and deepening the reform process of its security systems, particularly of the police and the sector for internal affairs in general. That is why it is important to consider the experiences from the reforms of the security systems, especially the transformation of police systems and organizations. In this sense, the exchange of experiences in EU member and candidate countries is of great importance. Also important are issues related to security and security challenges, particularly in the Republic of Macedonia in the period when the country has made a visible step forward in reforming its security systems and has become part of Euro-Atlantic integrations. Bearing in mind all this, a need has emerged for the analysis of the preparations, the fulfillment of the conditions imposed by the European Union, and especially the definition of the legal framework and the functioning of the political system.

Taking into consideration the fact that the Faculty of Security functions within the system of higher education institutions of the University "St. Kliment Ohridski", as well as its tasks of continuous organized efforts for theoretical conceptualization and re-evaluation of security practice, the organization of the Conference is a serious challenge for contemporary science, whose task is to open dilemmas and debates about the extent of the constitution of asphaliology (the science of security) as a science and the scientific disciplines constituted for studying specific issues which are related, above all, to internal and external security. In this aspect, it is of great significance to evaluate the constitution and the development of police sciences, as organized and systematized knowledge of the police as a phenomenon, its organization and relations, as well as its activities, which impose the need for critical revalorization of scientific and research efforts.

The Conference will host scientific workers from eight countries, mainly from the Balkan region.

		Macedonia	Serbia	Croatia	Slovenia	Montenegro	Bosnia and Herzegovina, Republic of Srpska	Bulgaria	Romania	Total
Authors	1 author	30	2	2	1	1		1	2	39
	2 authors	12	5	2	3		1		1	24
	3 authors	8	8				2			18
	4 authors	1	2		1					4
	Abstracts	70	22	1		1	3	1	4	102
	Papers received	61	17	4	5	1	3	1	3	95
Reviews	Positive reviews	51	17	4	5	1	3	1	3	85
	Negative reviews	10								10

### Conference topics:

- Sciences of security, criminology, police, criminalistics and other affiliated sciences: theoretical, epistemological and methodological issues of the science and the system of sciences;
  - Challenges to the criminal justice reforms through the perspectives of Euro-Atlantic and European integration processes;
  - Security, globalisation processes, crime in the post-conflict (Western) Balkans, transition, crime and organised crime;
  - Security and security perspectives of the Balkans- situation, challenges and orientations, with particular emphasis on Euro-Atlantic and European integration processes;
  - Reforms and restructuring of the security sector in the Republic of Macedonia through the perspectives of Euro-Atlantic and European integration processes;
- Reconciliation and reconstruction in post-conflict societies in the (Western) Balkans; ten years after the conflict in the Republic of Macedonia- the truths silenced and setting the path to the future.

### **ORGANIZING COMMITTEE**

Prof. Cane Mojanoski, PhD

followed declaration of the state of emergency in 2003 indicated many disadvantages of the then institutional arrangement, which can be very instructive for constitution makers to come.

**Key words:** State of emergency; human rights; constitutionalism.

**Dragana Kolarić, PhD**

## **EUROPEAN STANDARDS ON COMBATING TERRORISM AND THE CRIMINAL CODE OF THE REPUBLIC OF SERBIA**

### **Current Situation and Perspectives**

**Abstract:** The Criminal Code of the Republic of Serbia still makes distinction between the criminal offence of terrorism (Article 312) and the criminal offence of international terrorism (Article 391). The former is included among criminal offences compromising the constitutional order or security of the Republic of Serbia, and the latter refers to the Chapter XXXIV of the Criminal Code including criminal offences against humanity and other rights guaranteed by the international law. The existence of two distinct criminal offences is controversial. In preliminary considerations yet, the author indicates that the globalization of violence has resulted in the fact that terrorism is seen as "equal evil" by the whole international community and therefore the duality of two distinct criminal offences in respect to object of protection under criminal law has to be abandoned. In the second part of this paper, the author indicates to European standards on combating terrorism and to what extent criminal legislations of some states on the territory of the former SFRY is harmonized with them. In the third, central part, the author deals with the disadvantages of the Criminal Code of the Republic of Serbia and indicates the steps to be undertaken in order to harmonize it with the most significant European sources aimed at combating terrorism. Terrorism has proven to be a complex issue both by international organizations and national criminal legislations. Therefore, any suggestion in which direction the Criminal Code of the Republic of Serbia has to be directed in the field of fight against terrorism is not an easy task.

**Key words:** terrorism, the Framework Decision, the Council of the European Union, the Council of Europe Convention on the Prevention of Terrorism, the Criminal Code of the Republic of Serbia, criminal offence.

**Ivica Simonovski, PhD**

## **CRIMINAL – LEGAL PROTECTION FROM CONTEMPORARY FORMS OF TERRORISM IN REPUBLIC OF MACEDONIA**

Multidimensional problem of terrorism needs multidimensional approach to be resolved. In this sense, the states undertake activities in two fields: on one side, take legislative measures, and on the other side, they undertake measures and activities by state authorities within the framework of defined competencies.