

## FROM THE EDITOR-IN-CHIEF

Dear Readers,

It is my great pleasure to present to you a new issue of our journal.

This volume is entitled: *The Functions of Law*. It features texts by authors from academic institutions from all over Poland (several articles from Zielona Góra, as well as from: Warsaw, Opole, Lublin, Gdańsk, Katowice, Białystok, Kraków), with contributions from abroad as well (Germany, Hungary). Some have been written in English, some in Polish. We have selected them very carefully, to broadly cover the topic of the issue by presenting a rich mosaic of problems, which are currently being dealt with in different branches of law and which made their way to our editorial office. Every branch and domain of law, analysed from the point of view of the functions of law, is very specific. One can also speak of the functions of particular legal institutions, or even of the functions of particular norms and standards.

Here are some of the topics we address in this issue:

The volume opens with an article by the late Professor Waldemar Wołpiuk, PhD, DSc (Poland), who wrote about the organisational, protective, and supervisory functions of law. Professor Wołpiuk remained academically active until his final days. He knew his article was already reviewed and would be published in issue 4/2020. He passed away on the 17 of October 2020. Farewell, Professor.

The protective and organisational function of law is addressed also by UZG Professor Martyna Łaszewska-Hellriegel, PhD, DSc (Poland), and Christoph Hellriegel, PhD (Germany) in a very topical article on appropriate healthcare in the times of the COVID-19 pandemic; by Anna Szachon-Pszenny, PhD (Poland) in her article entitled *The Borders of the Schengen Area in the Face of the Coronavirus Pandemic – the Legal Principles and the Possible Scenarios in the Year 2020*; and by UO Professor Anastazja Gajda, PhD, DSc (Poland) (*State-of-the-Art Technologies and Managing the External Borders of the European Union*).

The repressive function of law is covered in the article by Joanna Markiewicz-Stanny, PhD (Poland) – *The Repressive Function of Migration Law and the Fairness and Effectiveness of the EU'S Return Policy*.

Dispute resolution as a function of law is discussed in the article by Paweł Króliczek, MA (Poland), entitled *Juries and Justices of the Peace in the United States of*

*America – a Contribution to a Discussion on the Participation of The Society in the Administration of Justice in Poland.*

But in reality, law often seems not to serve its purpose and fulfil its function as intended. The featured text by Professor Emőd Veress, PhD, DSc (Hungary) reveals an apparent paradox, a legal phenomenon of “the other side of the mirror” of the function of law, meaning the binding Hungarian “illegal code”, which had been in force for many years. The author offers a clear explanation of the significance of a well-established set of views of legal academics, scholars, and commentators to the content of acts. This thoroughly documented article, entitled *Historical significance of the Hungarian Civil Code Project from 1928*, shows how the draft of the Hungarian Private Law Code of 1928, although never officially an act, had never been forgotten, becoming a model for the following two Hungarian Civil Law Codes. The significance of “unfinished codification” or an “illegal code” thus reveals an important theoretical-legal problem. The author argues that the drafted code “did not become an act, but as a law (...) has become established in practice” and “is an illegal code”.

We would like to thank all the contributors sending us original texts. This is a small reminder that we mainly accept texts addressing issues in the field of public law and the field of the theory and philosophy of law – preferably written in English, if possible.

We would like to express our gratitude to our reviewers.

We would also like to thank our readers for their continued interest.

We can be found in ERIH+ and SCOPUS databases.

Next issues are ready to be published.

Wishing all of you good health and hoping you find  
this issue interesting and inspiring

Professor Jolanta Jabłońska-Bonca, PhD, DSc  
Editor-in-Chief of “Critique of Law”