

SUMMARY OF THE DOCTORAL DISSERTATION
"LEGAL POSITION OF THE CREDITOR
IN THE ENFORCEMENT OF ADMINISTRATIVE AND LEGAL OBLIGATIONS "
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An attempt to identify and analyze the legal position of the creditor in the performance of strictly administrative and legal duties was the main purpose of the research undertaken in the scientific work. The analysis of the legal position of the creditor comprised mainly the level of legal regulations of the statutory and executive rank, however, together with their reference to the constitutional and legal international regulations. Moreover, the axiological foundations were analyzed, as well as the historical determinants of creating the legal position of the creditor in the current legal form. Three key issues constituted the research area. They consisted in defining the legal subjectivity of the creditor, referring this subjectivity to the responsibility for enforcing the obligations of an administrative nature, as well as the issue of evaluation of the legal position of the creditor.

As part of the dissertation, an attempt was made to prove the following three research theses. First of all, there is no homogeneity in the order of the Polish law with regard to the creditor's legal position. This position is multidimensional, shaped differently at various stages of enforcement proceedings in the administration, as well as in other proceedings in which the creditor incidentally is involved as the party. This position also presents itself dynamically in relation to various entities and parties to administrative enforcement proceedings, both in material and procedural terms. Secondly, the legal position of the creditor is subjected to evaluation, as a result of which he occupies either a privileged position, or an equivalent or subordinate one towards other parties to legal transactions. Thirdly and finally, the legal position of the creditor is closely related to the type, subject and source of the obligation which the creditor enforces.

As part of the dissertation, an attempt was made to define the notion of a creditor seeking the enforcement of administrative and legal duties. Next, the historical process was described within which the creditor's institution was shaped. Subsequently, his position in the axiological dimension was shown. Then, the analysis of the legal subjectivity of the creditor was conducted, considering it in the aspect of legal subjectivity, subjectivity in legal

relationship and in the legal situation, as well as subjectivity in administrative enforcement proceedings. The notion of administrative and legal obligation was also analyzed, distinguishing it from other duties and making its detailed categorization, as well as considering its existence, from its generation until its expiration. Finally, in pursuing the purpose of the dissertation, the process of evaluation of the legal position of the creditor was shown, indicating in which moments and in relation to which entity it becomes privileged, equivalent or subordinate.