



**UMCS**  
MARIA CURIE-SKŁODOWSKA UNIVERSITY



**ELTE**  
EÖTVÖS LORÁND  
TUDOMÁNYEGYETEM



International Scientific Conference

***“Current issues of the concept of legal capacity”***  
***4th Polish-Hungarian Legal Studies Conference***

**Maria Curie-Skłodowska University (Lublin), Faculty of Law and Administration, Poland**  
**Eötvös Loránd University (Budapest), Faculty of Law, Hungary**

27th April 2023, Lublin (Poland)  
University Auditorium (1st floor), Faculty of Law and Administration  
Maria Curie-Skłodowska University

**Abstract:**

The main topic of the conference will be the current issues of the concept of legal capacity. The conference will be examined and compare the recent issues, challenges, and transformations on the concept of legal capacity in the Polish and Hungarian legal systems. The different issues and challenges on that concept will be examined by the presentations. First of all, the constitutional background and the concept of legal capacity in the constitutional law, including the interpretation of the constitutional courts (tribunals). Not only the constitutional background, but several major issues will be examined by different approaches. Thus, the relation of the concept on legal capacity in the constitutional and in the private law, the recent issues and challenges on legal capacity related to the artificial intelligence, the restriction of the active legal capacity, of adult persons having regard to their (psychosocial and intellectual) disabilities, the concept of legal capacity in the administrative procedures.

**Partners:**



**Links:**





**UMCS**  
MARIA CURIE-SKŁODOWSKA UNIVERSITY



**ELTE**  
EÖTVÖS LORÁND  
TUDOMÁNYEGYETEM

## PROGRAMME OF THE CONFERENCE

### OPENING SPEECH

9:00–9:10

**Assoc. Prof. dr. habil. Arkadiusz Bereza, PhD**

Vice-Rector of Maria Curie-Skłodowska University

### PANEL 1 - Legal Capacity: Civil Law, AI & their Constitutional Background

9:10–10:05

Chair of the Panel: **Prof. dr. habil. Anna Przyborowska-Klimczak, PhD**

Dean of the Faculty of Law and Administration, UMCS

9:10–9:25

**Assoc. Prof. dr. habil. Małgorzata Dumkiewicz, PhD (UMCS)**

*Challenges of legal capacity related to AI*

9:25–9:40

**Assoc. Prof. dr. habil. Balázs Tókey, PhD (ELTE) & Assist. Prof. dr. Bernadette Somody, PhD (ELTE)**

*The concept of civil capacity in civil law and constitutional law*

9:40–9:55

**Assoc. Prof. dr. habil. Magdalena Budyn-Kulik, PhD (UMCS)**

*The impact of civil law subjectivity on the possibility of bringing the perpetrator of a prohibited act to criminal liability*

9:55–10:05 **Discussion**

10:05–10:20 **Coffee Break**



**UMCS**  
MARIA CURIE-SKŁODOWSKA UNIVERSITY



**ELTE**  
EÖTVÖS LORÁND  
TUDOMÁNYEGYETEM

## PANEL 2 - Legal capacity & Public Law

10:20–12:05

Chair of the Panel: **Prof. dr. habil. Leszek Leszczyński, PhD**

Director of the Institute of Legal Sciences, UMCS

10:20–10:35

**Assist. Prof. dr. Bernadette Somody, PhD (ELTE)**

*Theoretical and doctrinal background of legal capacity to fundamental rights*

10:35–10:50

**Assist. Prof. dr. Wojciech Mojski, PhD (UMCS) & Assist. Prof. dr. Paweł Sadowski, PhD (UMCS)**

*Possibility of granting legal capacity to elements of the ecosystem - Polish constitutional conditions*

10:50–11:05

**Assoc. Prof. dr. habil. Zoltán Pozsár-Szentmiklósy, PhD (ELTE)**

*The role of the principle of proportionality in identifying legal capacity to fundamental rights*

11:05–11:20

**Flóra Kollarics, MA, Lecturer (ELTE)**

*Litigation, fundamental rights and legal capacity*

11:20–11:35

**Assist. Prof. dr. Edyta Lis, PhD (UMCS)**

*Legal personality of international organizations in the light of advisory opinions of the International Court of Justice*

11:35–11:50

**Assist. Prof. dr. Marzena Świstak, PhD (UMCS)**

*Corporate public law persons. Contemporary legal and organisational challenges and dilemmas*

11:50–12:05 **Discussion**

12:05–12:20 **Coffee break**



**UMCS**  
MARIA CURIE-SKŁODOWSKA UNIVERSITY



**ELTE**  
EÖTVÖS LORÁND  
TUDOMÁNYEGYETEM

### PANEL 3 - Artificial Intelligence, Digitalization & Law

12:20–13:15

Chair of the Panel: **Prof. dr. habil. István Hoffman, PhD**

(Department of Administrative Law of the Faculty of Law of ELTE &

Department of Public International Law of the Faculty of Law and Administration of UMCS)

12:20–12:35

**Assoc. Prof. dr. habil. Jaroslaw Kostrubiec, PhD (UMCS)**

*Artificial intelligence as a legal entity? Legal challenges, chances and threats*

12.35–12:50

**Assoc. Prof. dr. habil. András Bencsik PhD (ELTE)**

*Legal capacity and artificial intelligence - in the public administrative law*

12:50–13:05

**Assist. Prof. dr. Paweł Kłos, PhD (UMCS)**

*The possible use of automated (decision-making) systems in the law – the balance between the thought process and the artificial process*

13:05–13:15 **Discussion**

### PANEL 4 - Restrictions of Legal Capacity. Legal Capacity of Subordinated Groups

13:15–14:10

Chair of the Panel: **Assoc. prof. dr. habil. Zoltán Pozsár-Szentmiklósy, PhD**

(Head of the Department of Constitutional Law of the Faculty of Law of ELTE)

13:15–13:30

**Prof. dr. habil. István Hoffman, PhD (ELTE & UMCS)**

*Legal capacity issues of persons with intellectual and psychosocial disabilities in the field of administrative procedures*

13:30–13:45

**Assist. Prof. dr. Katarzyna Hanas, PhD (UMCS)**

*The Child's Legal Capacity in the Polish Legal System*

13:45–14:00

**Assist. Prof. dr. Fruzsina R. Tóth, PhD & Assist. Prof. dr. Valéria Kiss, PhD**

(Center for Theory of Law and Society, Budapest)

*Methodological notes to analyzing the connection between subordinated social groups and the law*

14:00–14:10 **Discussion**

14.10–14.20 Summary & Closing of the Conference

**Prof. dr. habil. Leszek Leszczyński, PhD & Prof. dr. habil. István Hoffman, PhD**



**UMCS**  
MARIA CURIE-SKŁODOWSKA UNIVERSITY



**ELTE**  
EÖTVÖS LORÁND  
TUDOMÁNYEGYETEM

## SCIENTIFIC COMMITTEE OF THE CONFERENCE

### Chairpersons:

Leszek Leszczyński (Maria Curie Skłodowska University, Poland)  
Anna Przyborowska-Klimczak (Maria Curie-Skłodowska University, Poland)  
István Hoffman (Eötvös Loránd University, Hungary)

### Members:

András Bencsik (Eötvös Loránd University, Hungary)  
Sladjana Benkovic, University of Belgrade, Serbia  
Arkadiusz Bereza (Maria Curie-Skłodowska University, Poland)  
Magdalena Budyn-Kulik (Maria Curie-Skłodowska University, Poland)  
Mateusz Chrzanowski (Maria Curie Skłodowska University, Poland)  
Małgorzata Dumkiewicz (Maria Curie-Skłodowska University, Poland)  
János Fazekas (Eötvös Loránd University, Hungary)  
Fruzsina Gárdos-Orosz (Eötvös Loránd University & Centre for Social Sciences, Institute for Legal Studies, Budapest, Hungary)  
Andrzej Jakubecki (Maria Curie-Skłodowska University, Poland)  
Mirosław Karpiuk (University of Warmia and Mazury in Olsztyn, Poland)  
Jarosław Kostrubiec (Maria Curie-Skłodowska University, Poland)  
Marek Kulik (Maria Curie-Skłodowska University, Poland)  
Sean Mueller (University of Lausanne, Switzerland)  
Marianna Nagy (Eötvös Loránd University, Hungary)  
Zoltán Pozsár-Szentmiklósy (Eötvös Loránd University, Hungary)  
Iveta Reinholde (University of Latvia, Latvia)  
Krisztina Rozsnyai (Eötvös Loránd University, Hungary)  
Balázs Tőkey (Eötvös Loránd University, Hungary)  
Noémia Bessa Vilela (Institute of Legal Sciences, Research and Development in Law, Maribor, Slovenia)

## ORGANIZING COMMITTEE OF THE CONFERENCE

### Chairmen:

Mateusz Chrzanowski (Maria Curie Skłodowska University, Poland)  
Jarosław Kostrubiec (Maria Curie Skłodowska University, Poland)

### Members:

Katarzyna Hanas (Maria Curie-Skłodowska University, Poland)  
István Hoffman (Eötvös Loránd University, Hungary)  
Valéria Kiss (Eötvös Loránd University, Hungary)  
Paweł Kłos (Maria Curie-Skłodowska University, Poland)  
Flóra Kollarics (Eötvös Loránd University, Hungary)  
Edyta Lis (Maria Curie-Skłodowska University, Poland)  
Wojciech Mojski (Maria Curie-Skłodowska University, Poland)  
Paweł Sadowski (Maria Curie-Skłodowska University, Poland)  
Bernadette Somody (Eötvös Loránd University, Hungary)  
Marzena Świstak (Maria Curie-Skłodowska University, Poland)  
Fruzsina R. Tóth (Eötvös Loránd University, Hungary)

### Partners:

### Links:

