

INTRODUCTION

APRESENTAÇÃO

It is with great pleasure that we present Issue 31 of the Journal of Administrative Law, Infrastructure, Regulation, and Compliance – RDAI, organized into three sections.

The first section, dedicated to Administrative Law, comprises six subsections. The first subsection focuses on general theory and includes three papers. The first, authored by Dr. Edilson Pereira Nobre Junior, a full professor at the Federal University of Pernambuco (UFPE), titled “Is There a New Administrative Law?”, examines emerging trends within the discipline. The second paper, by Dr. Gilberto Bercovici, a full professor at the University of São Paulo (USP), titled “Functions of the State and Profile of Public Administration in the Construction of the Republic in Brazil (1889-1964)”, explores the Brazilian Republic prior to the military government of 1964. The third paper, by Dr. Bruno José Queiroz Ceretta, titled “Government Structures in the Brazilian Constitutions of 1824, 1891 and 1934: Models amid Transformations and Ruptures”, analyzes the structure of the Brazilian government before the current Constitution.

The second subsection addresses public procurement and administrative contracts, featuring two papers. The first, titled “Minimization of Inequalities and Emancipation of Vulnerable Groups for Adequate Employment through Quotas with Contractual Partners of the Brazilian Public Administration” is authored by Dr. Daniel Ferreira, a professor at the International University Center UnInter (PR), and doctoral candidate Ana Paula Pellegrinello. It examines §9 of Article 25 of the Public Procurement Law. The second paper, titled “Limits on the Supervening Establishment of Demand Bands in Concession Contracts”, by Dr. Rafael Vêras de Freitas, a professor at FGV Direito Rio (RJ), and José Egidio Altoé Junior, discusses the legal framework for risk-sharing in highway concession contracts and the legality of demand bands.

The third subsection deals with administrative regulations and includes the paper titled “The Perspective of National Courts regarding the Limits of Regulatory Agencies’ Normative Power: the State of the Art in Brazil Prior to the Overcoming of the Chevron Doctrine,” authored by Dr. André Saddy, a professor at the Federal

Fluminense University (UFF), and Ketlyn Gonçalves Fernandes. It examines Brazilian jurisprudence on the normative competence of regulatory agencies.

The fourth subsection addresses administrative ordering and police power, featuring the paper titled “Blockchain as an Administrative Instrument for Monitoring Contemporary Slave Labor and Violations of Social Labor Rights,” authored by Dr. Daniel Wunder Hachem, a professor at the Federal University of Paraná (PR), and doctoral candidates Lucas Reis da Silva and Juliana Horn Machado. This paper explores the legality of using blockchain technology in the exercise of police power.

The fifth subsection focuses on state civil liability and includes the paper titled “State Civil Liability and Exclusions of Imputation,” authored by one of RDAI’s coordinators, Dr. Ricardo Marcondes Martins, a professor at PUC-SP, addressing the classic topic of exclusions of state civil liability.

The sixth subsection is dedicated to public servants and features the paper titled “Integrity and Governance in the Selection of Public Official to Direction Functions in the Structure of State Attorney’s Offices,” authored by Dr. Adalmo Oliveira dos Santos Junior, which examines the appointment to leadership positions in Public Advocacy.

The second section, following a pattern established since the first issue of RDAI, features contributions from foreign scholars. This issue includes four papers. The first, titled “Administrative Impartiality as a Constitutional Principle,” by Dr. José Carlos Vieira de Andrade, a professor at the University of Coimbra (Portugal), is a republication of a classic work originally published in 1974 on the principle of impartiality, still relevant and of undeniable scientific importance today. The second paper, titled “Importance and difficulties of German-Portuguese legal translation,” by Dr. António Francisco de Sousa, a professor at the University of Porto (Portugal), presents an essential study on legal translation from German to Portuguese. The third paper, titled “Sharing of Telecommunications Infrastructure,” by Dr. Gabriel Delpiazzo Antón, a professor at the University of Montevideo (Uruguay), examines telecommunications infrastructure, with a focus on sharing practices. The final paper, titled “Money Laundering in International Treaties,” authored by Dr. Griselda Anguiano Espinosa, Deputy Director of Legal Consultation and Studies at the Mexican Federal Tax Prosecutor’s Office (Mexico), and doctoral candidate Ranmsés Arturo Ruíz Cázares, discusses the legal framework for combating money laundering, particularly from the perspective of Mexican law.

The fifth section presents an exclusive interview granted to RDAI by Dr. Vladimir da Rocha França, a full professor at the University of Rio Grande do Norte (UFRN). In nearly two hours of conversation, Professor França discussed his extensive scholarly output, covering topics such as the theory of administrative acts’ invalidity, motivation, economic regulation, reduction of regional inequalities,

the oil and natural gas monopoly, discretion, neoconstitutionalism, and administrative legality. This brief overview highlights the breadth of the discussion. The esteemed professor provided us with a true master class on various public law topics. There are no words to adequately express the RDAI coordination's gratitude to Professor Vladimir, a jurist who has already left his mark on the history of Brazilian public law, for his generosity in granting this interview. Once again, we continue what was initiated in Issue 01 of RDAI: bringing to the public testimonies of historical importance!

The RDAI coordinators believe that the journal continues to fully fulfill its editorial mission: to contribute to the scientific enhancement of Administrative Law. Special thanks are due to Dr. Alexandre Godoy Dotta and, particularly, to doctoral candidate João Victor Tavares Galil for their efforts in publishing this issue, as well as to the competent team at Revista dos Tribunais Thomson Reuters.

AUGUSTO NEVES DAL POZZO
RICARDO MARCONDES MARTINS