

Considerations regarding crimes which are committed by the companies' administrators

Claudiu BULBOREA ¹

ARTICLE INFO	ABSTRACT
<p><i>Article history:</i> Received 20.06.2017 Reviewed 21.06.2017 Confirmed 22.06.2017 Pages/words: 8/4421</p>	<p>Crimes committed by the companies' administrators can present a high degree of danger because they affect the trust climate which has to be shown in this domain. Because of this, it is very important to analyze the manner in which these deeds are incriminated in order to observe how administrators' abusive behavior could form the object of criminal law repression. Such crimes can occur in multiple situations and are of a real concern for specialists belonging to the institutions from the areal of Public Order and National Security, mostly Romanian Police, but also the organisms from the Public Finance Ministry specialized in fighting economical crimes. The paper tackles the regulatory aspects of such crimes, as derived from the Romanian Penal Code, and is also directly linked to the preoccupations of the Academic sector for the analysis of the characteristics of such crimes.</p>
<p><i>Keywords</i> Companies Trade Register Office Commercial activities unrealistic data</p>	

Contents

1. Introductory aspects	7
2. The crime of presenting, in bad faith, in the prospects, reports and communications addressed to the public, unreal data about company's foundation or about its economical conditions, or hiding, in bad faith, all or certain data	7
3. The crime of presenting, with bad faith, to shareholders or associates an inaccurate financial situation or inaccurate data about company's economical conditions in order to hide current situation.	10
4. The criminal offense of acquiring, in the company's account, shares of other companies at a higher price than their actual value, or sale, on behalf of the company, shares that it holds, at prices known to be lower than their actual value, in order to obtain, for himself or for others, a benefit in detriment of the company	12
5. Conclusions	13
6. Reference Text and Citations	14

◆◆◆◆

¹ PhD Student within Alexandru Ioan Cuza Police Academy, claudiubulborea@yahoo.com.