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Introduction

Contemporary and eternal challenges of law formation and application

We present to you the 43rd volume of “Student Journal of Law, Administration and Economics”, entitled “Contemporary and eternal challenges of law formation and application”. The development of new technologies and socio-economic changes present new challenges for legal science and practice. Added to this are the centuries-long studies of legal institutions that have been known since ancient times, which, despite being called traditional, still seem to be insufficiently understood. The articles included in this study are a perfect combination of the continuity of the scientific world, where newly created problems intertwine with those existing for centuries, on which modern scientists are trying to throw a new, perhaps groundbreaking light.

The considerations presented in the first article on the constitutional court as a tribunal established by law, show that institutions developed extensively in doctrine and case law, in the face of advancing changes within nations require further study. The second article deals with the practice of unsubstantiated refusal to issue individual interpretations by public administration authorities which is a systematically harmful phenomenon and a certain challenge for legal practice. Another publication, devoted to an institution described as traditional, but in the author’s opinion as requiring further study, is entitled “Desuetudo and a formal interpretation of the rule of law”.

The fourth article is devoted to the challenges of the energy sector in the context of energy transition, which is an extremely topical issue. This volume also contains an English-language publication. In the article “Legal aspects of small modular reactors in Polish nuclear law”, the author presents the search for answers to the

question of whether small nuclear reactors could become an important part of the future energy mix in Polish industry. Another paper was devoted to determining the meaning of the definition of R&D activity in the IP-Box legal regulation. The last of the presented articles is a way to meet the challenges related to the rapid development of new technologies. The paper entitled “Legal regulation of the cryptocurrency sector at the EU level in terms of the MiCA regulation” discussed the essence of regulations intended to prepare the economy for the upcoming digital revolution.

The law, which is not autonomous in relation to the existing reality and which has to face up to existing and upcoming challenges, is presented in this paper from many perspectives. By giving you this issue of “Student Journal of Law, Administration and Economics”, we hope that the articles contained in it will help you to look at the reality around us from a perspective that arouses not fear and uncertainty, but a huge and inspiring desire to enrich our knowledge.

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