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JOURNAL QUAESTIO IURIS

Editorial for vol. 10-2 (2017)

Journal Quaestio Iuris, indexed in the Web of Science, now quarterly, in this volume 10, issue 02, 2017, is pleased to inform all its readers that one of our articles: *Brief notes on basic essentials of european law and roman law*, by Luis Mariano Robles Velasco was included in the Institutional Repository of the University of Granada, Spain. View in: <http://digibug.ugr.es/handle/10481/44854>.

The Journal also has the joy of publishing the article "*In connection with article 14 of the european court of human rights: concept, jurisprudence and new challenges of (and before) the council of europe*" by Juana María Gil Ruiz, Professor of Philosophy of Law at the University of Granada and Editor of the prestigious legal journal *Anales de la Cátedra Francisco Suárez*. The article "*In connection with article 14 of the european court of human rights: concept, jurisprudence and new challenges of (and before) the council of europe*" analyses the fact that the European Council is aware that "the realization of de jure and de facto equality Between women and men is a key element in the prevention of violence against women."

This recognition requires a revision of the classical anti-discriminatory law based on the juxtaposition of the factors of discrimination - sex, race, colour, language, religion, political opinion and others, national or social origin - and from the structural nature of the subordination of women as citizens under a priority approach to gender mainstreaming. The work analysed the evolution of certain European documents (the ECHR and the European Social Charter), as well as the recently signed Istanbul Convention, within the new anti-sub-discrimination law assumed by Europe, not to mention the most relevant international Conventions and Conferences for its development.

In the same way as in the previous issues, in the present volume 10, number 02, 2017, we publish 22 (twenty-two) unpublished articles, being 05 (five) foreign articles: *The pioneering of the case of BES and the bank resolution* of Fábio da Silva Veiga and João Vieira dos Santos, respectively, Guest Professor of Commercial Law at European University of Madrid. Doctorate in Commercial Law - University of Vigo and University of Alcalá (Madrid) and the other, PhD in Commercial Law - Faculty of Law of the University of Porto (FDUP). Master in Law and Management - Portuguese Catholic University (Porto, Portugal); *Bernard Mandeville and the paradoxes of a satirical fabulist*, by Professor Manuel Salguero Salguero, Professor of Philosophy of Law at the University of Granada, Spain; *The crisis of political parties in the disappearance of the democratic state*, by Professor Daniel Arturo Montero Zendejas, Ph.D. in Law from National Autonomous University of Mexico, Full-time Research Professor, Definitive Holder "C" from National Autonomous University of Morelos State, Mexico; The above mentioned, *In connection with article 14 of the European court of human rights: concept, jurisprudence and new*

*challenges of (and before) the European Council* of Professor Juana María Gil Ruiz, Professor of Philosophy of Law at the University of Granada, Spain and Editor of the prestigious legal journal *Anales de la Cátedra Francisco Suárez* and *The history magic triangle: fideicomiso & equity & trust*, by Professor Guillermo Suárez Blázquez, Accredited Professor of Roman Law at the University of Vigo, Spain.

We also published in our Section Monographs an encouraged study called *Racial Citizenship*, by Professor Adilson José Moreira, Professor at Mackenzie Presbyterian University, Ph.D. from Harvard University Law School and PhD from UFMG Law School. This paper aims to present a formulation of the concept of racial citizenship, a parameter of constitutionality control used by our courts in several affirmative action decisions. Its application as an interpretative postulate of equality transcends the discussion about the constitutionality of racial quotas, since it expresses changes in the formulation of the concept of citizenship in the current world. More than a mere juridical and political status directed only at the protection of individuals, it is now an instrument of demands of various classes of various segments that undergo discriminatory processes in different dimensions. Its leaders affirm that citizenship can be a mechanism of social inclusion if interpreted as an institute also destined to the protection of social groups. This monograph examines these jurisprudential changes from theoretical developments in the fields of constitutional law, political science, political philosophy, sociology and psychology to demonstrate the relevance of the affirmation of racial citizenship for the construction of a democratic society in Brazil.

In our Essays Section we publish 08 (eight) essays, of which three (three) essays are worthy of note: *The Supreme Federal Court and the state of siege in the Old Republic: The Supreme Federal Court Jurisprudence on the State of Site, from the beginning of the Republic until the Revolution of 30 (1893-1930)*; *Arbitration in the Brazilian Public Administration and the Principle of Public Interest's Unavailability* and *The Silence of the Jurists: the tax immunity in the temple of any cult and the religions of African Matrix in light of the Constitution of 1988*.

In this issue of the Journal we have also broadened our body of our reviewers / evaluators, with the inclusion of many Professors from countless States of the country and also from many foreign professors, now reaching a total of more than 600 (six hundred) evaluating reviewers.

We also publish, for the immediate consultation of the readers, the links of the various national and international indexes of Journals and periodicals where our Journal Quaestio Iuris is indexed. We thank, as always, all the readers, authors, evaluators and collaborators for the collaboration and trust and for the always excellent work done. We always remember that the submissions for Quaestio Iuris Magazine are permanent and must be carried out by the system, directly on the Journal page.

Good Reading to all!

Mauricio Mota

Editor of Journal Quaestio Iuris