

06

Lipanj 2010.

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Pred vama je šesti broj biltena *EUROPA info* koji u bibliografskom pregledu obuhvaća reference dokumenata, članaka, studija, izvještaja, sudske presude i priopćenja objavljenih u razdoblju od 19. ožujka do 30. lipnja 2010. Nadamo se da ćete pronaći i vama zanimljive nove naslove. Sljedeći broj bit će objavljen u rujnu, nakon ljetne stanke.

U nastavku donosimo kratak osvrt na najvažnije događaje u odnosima **Hrvatske i Europske unije** u proteklom razdoblju:

Nakon višemjesečnih intenzivnih priprema, u Briselu je 30. lipnja 2010. održan deseti **sastanak međuvladine konferencije EU-a i Hrvatske**. Otvorena su tri posljednja skenirana pregovaračka poglavlja – Tržišno natjecanje (poglavlje 8), Pravosuđe i temeljna prava (poglavlje 23) i Vanjska, sigurnosna i obrambena politika (poglavlje 31) čime je učinjen značajan iskorak u procesu približavanja Hrvatske punopravnom članstvu. Osim toga, privremeno su zatvorena dva poglavlja – Javne nabavke (5) i Porezna politika (16), dok je na ministarskoj razini potvrđeno privremeno zatvaranje poglavlja Sloboda kretanja roba (1) i otvaranje poglavlja Ribarstvo (13) i Zaštita okoliša (27). Naglašeno je kako će Europska unija osobitu pozornost posvetiti nadzoru specifičnih pitanja navedenih u zajedničkim stajalištima i na taj način nastojati utjecati na temeljitu provedbu i primjenu *aquis-a* Europske unije. Više: [PRES/10/196, 30.6.2010.](#)

Na svojoj 18. sjednici održanoj 16. lipnja 2010. Hrvatski je sabor usvojio **ustavne promjene** koje među ostalim, omogućuju prilagodbu pravnoj stečevini Europske unije i dovršetak pristupnih pregovora.



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Pravni fakultet Sveučilišta u Zagrebu – Biblioteka
Informacijski centar za europsko pravo – „EU-i“
Trg maršala Tita 3, Zagreb
tel : 01/ 4597 596 i 4597 556
fax : 01/ 4597 555
e-mail : eu-info@pravo.hr
web : http://www.pravo.hr/biblioteka/eu_info

INFORMACIJSKI
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Pregled indeksiranih časopisa

UREDNIŠTVO

Aleksandra Čar (ur.)
Tamara Čapeta, Iris Goldner Lang,
Andrea Horić, Jasenko Marin, Antonija
Petričušić, Nikoleta Radionov

Početkom lipnja u Sloveniji je održan **referendum** vezan uz **arbitražni sporazum** s Hrvatskom – sa ipak pozitivnim ishodom što je dalo novi vjetar u leđa slovensko-hrvatskim odnosima i omogućilo nastavak napretka Hrvatske prema članstvu u EU. Predsjednik Europske komisije Barroso s odobravanjem je dočekao iskaz slovenskog naroda o tom pitanju smatrujući da je time otvoren put za konačno rješavanje slovensko-hrvatskog graničnog spora.

Tijekom službenog **posjeta Bosni i Hercegovini** sredinom travnja 2010. predsjednik RH Ivo Josipović izrazio je žaljenje zbog zločina počinjenih u BiH u razdoblju od 1992. do 1995., ističući potrebu bliske suradnje svih država i naroda u regiji. Čelnici Europske unije pozitivno su ocijenili istup predsjednika Josipovića navodeći kako se radi o iznimno važnom koraku što doprinosi poboljšanju odnosa ne samo između Hrvatske i BiH, već i među svim državama regije.

INFO

Belgija predsjeda Vijećem EU-a

Belgija je 1. srpnja 2010. od Španjolske preuzela rotirajuće šestomjesečno predsjedanje Vijećem Europske unije u vrlo nezgodnom trenutku s obzirom na nestabilnu političku situaciju u toj zemlji. U svojem programu rada belgijsko predsjedništvo definira glavne ciljeve za pet ključnih područja aktivnosti (ekonomski politika, socijalna politika, zaštita okoliša, sloboda, sigurnost i pravda, te vanjski odnosi) pri čemu kao konkretnе ciljeve spominje ostvarenje održivog rasta i realizaciju programa Europa 2020, promicanje socijalne kohezije, okretanje zelenoj ekonomiji, konsolidiranje i dovršenje Europskog prostora slobode, sigurnosti i pravde, te u okviru vanjske politike – jačanje globalne uloge Europske unije kao jamca sigurnosti i mira. Tekst programa belgijskog predsjedanja dostupan je [ovdje](#), a sve ostale informacije na web stranici www.eutrio.be.



Lipanjski summit Europskog vijeća

Summit Europskog vijeća održan 17. lipnja u Briselu bio je uglavnom posvećen mjerama vezanim uz očuvanje stabilnosti ekonomске i monetarne Unije pogodjene svjetskom finansijskom krizom. Nije bilo velikih inicijativa poput ranije uspostave fonda od 750 milijarda eura namijenjenih stabilizaciji europske valute. Ipak, usvojena je strategija **EUROPA 2020** što ima za cilj stvaranje novih radnih mesta i održivog rasta. Zaključke *summita* Europskog vijeća pogledajte [ovdje](#).

Provedba prava EU-a

Europska je komisija 24. lipnja 2010. pokrenula pravni postupak protiv svih država članica zbog neprovedbe prava Europske unije u raznim područjima. Primjerice, Komisija je od 20 država članica zatražila da u cijelosti provedu odredbe što se odnose na stvaranje jedinstvenog tržišta plina i struje čime bi bila zajamčena nesmetana opskrba i slobodna tržišna utakmica. Također, Komisija je odlučila pred Sudom EU-a pokrenuti postupak protiv 13 država zbog neprovedbe zakonodavstva vezanog uz otvaranje europskog želježničkog tržišta, dok je protiv 12 država članica nastavljen postupak zbog

povrede prava EU-a zbog neprovedbe takozvane Direktive o uslugama. Više: [IP/10/798](#), 24.6.2010. Općenito o postupcima zbog povrede prava EU-a pogledajte [ovdje](#).

Pristupanje EU-a Konvenciji za zaštitu ljudskih prava i temeljnih sloboda

Nacrt Odluke Vijeća od 2. lipnja 2010. kojom Komisija dobiva ovlasti za pregovaranje sporazuma o pristupanju Europske unije Europskoj konvenciji za zaštitu ljudskih prava i temeljnih sloboda (ECHR) dostupan je u [registrou dokumenata Vijeća EU-a](#).

Eurobarometer o krizi

Studija o učincima krize što ju je u lipnju objavio Eurobarometer otkriva kako svaki šesti europski građanin teško uspijeva platiti režije; tri četvrtine građana smatra kako se siromaštvo u njihovoj zemlji povećalo tijekom protekle godine, a 73 % građana Unije očekuje da će im mirovine biti manje te da će morati raditi znatno duže i štedjeti više za starost. Svaki šesti europski građanin nije siguran hoće li u sljedećih 12 mjeseci zadržati posao. Cjelovit izvještaj (*Flash Eurobarometer 289*) pogledajte [ovdje](#).



Priručnik za kontrolu nogometnih navijačkih skupina

Vijeće je 3. lipnja 2010. usvojilo rezoluciju što se odnosi na ažurirani priručnik s preporukama za međunarodnu policijsku suradnju i mjere prevencije i kontrole nasilja i nemira vezanih uz nogometne utakmice s međunarodnom dimenzijom, a u kojima sudjeluje barem jedna država članica. Rezolucija je objavljena u [Službenom listu EU, C 165/1](#), 24.6.2010.

Komunikacijski prioriteti EU-a u 2010.

U dokumentu što ga je 2. lipnja 2010. uputila Coreperu, Radna skupina Vijeća EU-a za informiranje definira zajednička (međuinstitucionalna) prioriteta komunikacijske područja o kojima će tijekom 2010. intenzivno informirati građane EU-a. Identificirana su tri glavna komunikacijska prioriteta: gospodarski oporavak i mobilizacija novih resursa za rast; klimatske promjene i energetika, te naposlijetku Lisabonski ugovor i njegova važnost zbog utjecaja na svakodnevni život građana Unije. Dokument je dostupan u [registrou Vijeća](#).

Kvaliteta vode za kupanje

Želite li prije odlaska na ljetovanje provjetriti kvalitetu vode za kupanje na hrvatskim ili europskim plažama, pogledajte preglednik podataka o kakvoći vode - [WISE](#) što ga je izradila Europska agencija za okoliš (EEA). Za Hrvatsku su dostupni podaci o 905 različitim plažama ili mjestima za kupanje, a prevladava ocjena „izvrsna“.



EU bibliografija

Bibliografija obuhvaća odabrane službene dokumente institucija Europske unije, uključujući zakonodavstvo objavljeno u Službenom listu EU-a, priopćenja i vijesti, zakonodavne prijedloge, izvještaje i studije, stručne i znanstvene članke i radove domaćih i stranih autora, te pregled novih izdanja knjiga u području prava i politika Europske unije. Reference službenih izvora razvrstane su obrnutim kronološkim redom, dok su članci, radovi i knjige razvrstani prema imenu autora. Kod službenih dokumenata i vijesti te kod onih radova i članaka koji su slobodno dostupni priložen je i link na cijelovit tekst. Obuhvaćeno je razdoblje od 19. ožujka do 30. lipnja 2010.

Za pristup tekstovima svih ostalih ovdje spomenutih naslova, ukoliko su nam dostupni, možete nam se obratiti osobno (Informacijski centar za europsko pravo, Pravni fakultet Zagreb, Trg maršala Tita 3, Zagreb), telefonski ([01/4597 596](tel:014597596)) ili elektroničkom poštom (eu-info@pravo.hr). Na istu adresu budite slobodni uputiti i svaku Vašu sugestiju, opasku ili prijedlog vezan uz sadržaj biltena.

01 | EU - Hrvatska

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(aktualna pitanja i izazovi, povijest i teorija europske integracije, proces odlučivanja, otvorenost i transparentnost)

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03 | Pravosuđe i unutarnji poslovi

(ljudska prava, azil, imigracija, terorizam, rasizam i ksenofobija
pravosudna i policijska suradnja, Europa građana)

Zakonodavstvo EU

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04 | Ekonomска и monetarna politika (proračun, porezi, financijska pitanja)

Zakonodavstvo EU

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Council **Decision 2010/320/EU** of 10 May 2010 addressed to Greece with a view to reinforcing and deepening **fiscal surveillance and giving notice to Greece** to take measures for the deficit reduction judged necessary to remedy the situation of excessive deficit.
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179. *Vijeće EU*
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180. *Europska središnja banka***Guideline 2010/272/EU** of the European Central Bank of 21 April 2010 on **TARGET2-Securities**.

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Službeni list EU, L 84/1, 31.3.2010.

182. *Europska komisija*Commission **Regulation (EU) No 267/2010** of 24 March 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to certain categories of **agreements, decisions and concerted practices in the insurance sector**.

Službeni list EU, L 83/1, 30.3.2010.

183. *Europska komisija*Commission **Regulation (EU) No 243/2010** of 23 March 2010 amending Regulation (EC) No 1126/2008 adopting certain international accounting standards in accordance with Regulation (EC) No 1606/2002 of the European Parliament and of the Council as regards **Improvements to International Financial Reporting Standards (IFRSs)**.

Službeni list EU, L 77/33, 24.3.2010.

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Službeni list EU, L 72/1, 20.3.2010.

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(konkurentnost, uslužni sektor, financijske usluge, srednja i mala poduzeća, korporativna društvena odgovornost)

Zakonodavstvo EU

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Commission **Decision 2010/180/EU** of 25 March 2010 on amending Decision 2008/911/EC establishing a **list of herbal substances, preparations and combinations thereof for use in traditional herbal medicinal products.**
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Proposal for a Council Decision on the conclusion of the **regional convention on Pan-Euro-**

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Priopćenja

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Competitiveness Council meeting (Internal Market, Industry and Research), Brussels, 25 and 26 May 2010.

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(regionalna politika, strukturne politike, kohezijski fond, Europski socijalni fond, Europski regionalni razvojni fond)

Pripremni dokumenti, izvještaji, studije

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Priopćenja

343. *Europska komisija*

EU adopts **new measures to simplify management of funds to help regions tackle the crisis.**
IP/10/838, 25.6.2010.

344. *Vijeće EU*

Council **conclusions** on the **Strategic Report of 2010 by the Commission on the Implementation of the Cohesion Policy Programmes**, Foreign Affairs Council meeting, Luxembourg, 14 June 2010.
Council of the EU, 14.6.2010.

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08 | Politika zapošljavanja – Tržište rada

Zakonodavstvo EU

347. *Europski parlament, Vijeće EU*
Decision No 283/2010/EU of the European Parliament and of the Council of 25 March 2010 establishing a **European Progress Microfinance Facility for employment and social inclusion.**
Službeni list EU, L 87/1, 7.4.2010.
348. *Europski parlament, Vijeće EU*
Decision No 284/2010/EU of the European Parliament and of the Council of 25 March 2010 amending Decision No 1672/2006/EC **establishing a Community Programme for Employment and Social Solidarity — Progress.**
Službeni list EU, L 87/6, 7.4.2010.

Pripremni dokumenti, izvještaji, studije

349. *Europska komisija*
Proposal for a Regulation of the European Parliament and of the Council on **freedom of movement for workers within the Union** (Codification).
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Proposal for a Council Decision on **guidelines for the employment policies of the Member States** - Part II of the **Europe 2020 Integrated Guidelines** {SEC(2010) 488 final}.
COM (2010) 193 final, 27.4.2010.
351. *Europska komisija*
Reviewing the **Working Time Directive** (first-phase consultation of the social partners at European Union level under Article 154 of the TFEU) - **Communication** from the Commission.
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Priopćenja

352. *Vijeće EU*
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and 8 June 2010.
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09 | Socijalna politika

(jednakost spolova, javno zdravstvo, demografska pitanja, starije osobe, mladi, lijekovi, droge, zarazne bolesti)

Zakonodavstvo EU

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Council strengthens **social protection of self-employed workers and assisting spouses**, Luxembourg, 24 June 2010.
PRES/10/186, 24.6.2010.
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New survey reveals **more people struggling to make ends meet**.
IP/10/773, 22.6.2010.
MEMO/10/268, 22.6.2010.
377. *Vijeće EU*
Employment, Social Policy, Health and Consumer Affairs Council meeting, Luxembourg, 7 and 8 June 2010.
PRES/10/156, 8.6.2010.
378. *Vijeće EU*
Council agrees on **new rules for patients' rights in cross-border healthcare**, Luxembourg, 8 June 2010.
PRES/10/167, 8.6.2010.

Sudska praksa Suda EU-a

379. Predmet **C-211/08**. Presuda Suda EU-a od 15.6.2010.
European Commission v Kingdom of Spain.
Failure of a Member State to fulfil obligations – Article 49 EC – **Social security – Hospital care needed during a temporary stay in another Member State – Lack of right to assistance from the competent institution to supplement that of the institution of the Member State of stay.**
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10 | Zaštita okoliša

(održivi razvoj, urbani okoliš, ruralni okoliš, kemikalije, zagađenje zraka, buka, otpad)

Zakonodavstvo EU

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Commission **Decision 2010/345/EU** of 8 June 2010 amending Decision 2007/589/EC as regards the **inclusion of monitoring and reporting guidelines for greenhouse gas emissions from the capture, transport and geological storage of carbon dioxide**.
Službeni list EU, L 155/34, 22.6.2010.
409. *Europska komisija*
Commission **Regulation (EU) No 453/2010** of 20 May 2010 amending Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the **Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH)**.
Službeni list EU, L 133/1, 31.5.2010.
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Commission **Directive 2010/26/EU** of 31 March 2010 amending Directive 97/68/EC of the European Parliament and of the Council on the approximation of the laws of the Member States relating to **measures against the emission of gaseous and particulate pollutants** from internal combustion engines to be installed in non-road mobile machinery.
Službeni list EU, L 86/29, 1.4.2010.

Pripremni dokumenti, izvještaji, studije

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415. *Europska komisija*
 A **European strategy on clean and energy efficient vehicles** - **Communication** from the Commission.
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416. *Europska komisija*
Report from the Commission on the **application and effectiveness of Directive 2003/35/EC** of the European Parliament and of the Council of 26 May 2003 providing for **public participation in respect of the drawing up of certain plans and programmes relating to the environment** and amending with regard to public participation and access to justice Council Directives 85/337/EEC and 96/61/EC.
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417. *Europska komisija*
Proposal for a Regulation of the European Parliament and of the Council on **European environmental economic accounts**.
 COM (2010) 132 final, 9.4.2010.

Priopćenja

418. *Vijeće EU*
Environment Council meeting, Luxembourg, 11 June 2010.
 PRES/10/170, 14.6.2010.

Sudska praksa Suda EU-a

419. **Predmet C-308/08.** Presuda Suda EU-a od 20.5.2010.
European Commission v Kingdom of Spain
 Failure of a Member State to fulfil obligations – **Directive 92/43/EEC – Conservation of natural habitats – Wild fauna and flora** – Protection arrangements before a habitat is placed on the list of sites of Community importance – Article 12(4) – **Project for upgrading a country road.**
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11 | Energetika

Zakonodavstvo EU

431. *Europski parlament, Vijeće EU*
Directive 2010/30/EU of the European Parliament and of the Council of 19 May 2010 on the
**indication by labelling and standard product information of the consumption of energy
and other resources by energy-related products.**
Službeni list EU, L 153/1, 18.6.2010.
432. *Europski parlament, Vijeće EU*
Directive 2010/31/EU of the European Parliament and of the Council of 19 May 2010 on the
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Službeni list EU, L 153/13, 18.6.2010.

Pripremni dokumenti, izvještaji, studije

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ITER status and possible way forward - Communication from the Commission {[SEC\(2010\) 571](#)}.
COM (2010) 226 final, 4.5.2010.
434. *Europska komisija*
A **European strategy on clean and energy efficient vehicles - Communication** from the
Commission.
COM (2010) 186 final, 28.4.2010.
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Report from the Commission on the implementation of the **European Energy Programme
for Recovery**.
COM (2010) 191 final, 27.4.2010.
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Communication from the Commission to the European Parliament pursuant to Article 294
(6) of the Treaty on the Functioning of the European Union concerning the Council's position
at first reading on the adoption of an amended proposal for a **Directive of the European
Parliament and of the Council on energy performance of buildings** (recast).
COM (2010) 165 final, 15.4.2010.

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Commentary. – (2010) ; 2 str. (8.6.2010.)
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Recommendations** // EUI Working Papers (RSCAS). – (2010), br. 52 ; 22 str.
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12 | Zaštita potrošača – Sigurnost hrane

(sigurnost proizvoda i usluga, opasni proizvodi, oglašavanje, označavanje, financijska zaštita)

Zakonodavstvo EU

440. *Europska komisija*

Commission Directive 2010/37/EU of 17 June 2010 amending Directive 2008/60/EC laying down **specific purity criteria on sweeteners**.

Službeni list EU, L 152/12, 18.6.2010.

441. *Europska komisija*

Commission Recommendation 2010/304/EU of 12 May 2010 on the use of a **harmonised methodology for classifying and reporting consumer complaints and enquiries**.

Službeni list EU, L 136/1, 2.6.2010.

Sudska praksa Suda EU-a

442. Predmet **C-484/08**. Presuda Suda EU-a od 3.6.2010.

Caja de Ahorros y Monte de Piedad de Madrid v Asociación de Usuarios de Servicios Bancarios (Ausbanc).

Directive 93/13/EEC – **Consumer contracts – Terms defining the main subject-matter of the contract – Assessment by the courts as to their unfairness** – Excluded – More stringent national provisions designed to afford a higher level of consumer protection.

CURIA: Judgment of the Court in Case C-484/08, 3.6.2010.

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Zakonodavstvo EU

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Zakonodavstvo EU

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Zakonodavstvo EU

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Zakonodavstvo EU

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Zakonodavstvo EU

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Zakonodavstvo EU

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Sudska praksa Suda EU-a

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19 | Pravo

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56. Zbornik radova Pravnog fakulteta u Splitu