

Information on Doctoral thesis of Fellows Nguyen Xuan Ha

1. Full name of the Ph.D. student: Nguyen Xuan Ha
2. Gender: Male
3. Date of birth: December 09, 1976
4. Place of birth: Hanoi
5. Decision No. 2392/SDH dated 29 June 2007 issued by the Director of the Hanoi National University approving Ph. D. student
6. Name of the essay: Criminal liability regarding the offences violating the freedom and democratic rights of citizen
7. Specialization: Criminal Law
8. Code: 62.38.01.04
9. Scientific supervisors: (1). Dr. Tran Quang Tiep; (2). Associate Prof. Dr. Tran Van Luyen
10. Briefing new outcomes of the essay:

This is a specialized work within the scope of Vietnam's criminal law science studying systematically and synchronously theoretical and practical issues with related to Criminal Liability (CL) regarding the offences violating the Freedom and Democratic (FAD) rights of citizen at the level of a Ph. D. essay. The essay has the following contributions:

- Clarify theoretical issues of CL regarding the offences violating FAD rights of citizen such as concept, CL meaning, criminal policy toward the offences violating FAD rights of citizen.
- Generalize the development process of Vietnam's criminal regulations in respect of CL regarding the offences violating FAD rights of citizen; Analyze and assess the manifestation and the level of meeting theoretical requirements of CL regarding the offences violating FAD rights of citizen by means of using the regulations of the Criminal Code 1999.
- Research, compare and assess regulations of CL regarding the offences violating FAD rights of citizen stipulated in the Vietnam's Criminal Code against the relevant regulations stipulated in the Criminal Code of some other countries.
- Analyze the basic situation of CL, the form of CL and elements defining the framework of sanctions of the offences violating FAD rights of citizen stated in the Criminal Code 1999; Assess the current situation of the offences violating FAD rights of citizen and the practical application of CL of those crimes in recent years.
- Recommend solutions for the completion of regulations of the Criminal Code 1999 and the improvement of the applicability of CL regarding the offences violating FAD rights of citizen aimed at contributing to the

effective fight to prevent and counter this group of offences and the settlement of CL of the criminals which is precise, justifiable and in compliance with the laws.

11. Practical applicability:

The research outcomes of the essay can be used as a valuable reference material during the process of building and completing the criminal law and policy with related to CL regarding the offences violating FAD rights of citizen, contributing to the theory of crime and CL of the group of offences violating FAD rights of citizen and can be used as the research and teaching reference material of the science of criminal law for the officials doing practical jobs at the Police, Procuracy and Court to study and apply the laws while addressing the offences violating FAD rights of citizen.

12. The published works which are relevant to the essay:

- Nguyen Xuan Ha (2011 - 2012), Scientific Project at ministerial level: "Offences violating the freedom and democratic rights of citizen – Some aspects regarding the criminal law and criminology", *the Procuratorial Science Institute, the Supreme People's Procuracy*.

- Nguyen Xuan Ha (2012), "Some recommendations and opinions for the supplement and amendment of the regulations of the Criminal Code 1999 with related to the criminal liability regarding the offences violating the freedom and democratic rights of citizen", *the Procuratorial Journal* (Issue No. 18), page 35 - 42.

- Nguyen Xuan Ha (2012), "Criminal liability regarding the offences violating the freedom and democratic rights of citizen", *the Legislation Research Magazine*, (Issue No. 21), page 48 - 58.