Filip Duski

Streszczenie pracy doktorskiej w języku angielskim

Drugs. Axiological and Legal Bases of Criminalization

The first part of the dissertation (chapters Two and Three) details the specificity of drugs and the risks involved in a descriptive and explanatory manner. The author attempts to present the social phenomenon of using drugs as comprehensively as possible, while seeking the criteria of differentiation of pathological and non-pathological aspects of the phenomenon, particularly considering addiction causes and theories of addiction mechanisms. In the second part of the work (chapters Four, Five, and Six), the author attempts to answer the question how to create presuppositions the legislator may use to decide on criminalization (or decriminalization) of specific drugs, within the bounds of various axiological perspectives, but also based on the creation of the structure of legal goods and the criteria of rule of law, proportionality, and rationality. The final part of the dissertation (chapters Seven and Eight) is based on the fact that the legislator not so much creates laws, but rather changes the existing ones. It is thus on one hand a short guide of criminal law interpretation of drug-related behavior in accordance with the current legal status, and on the other – it attempts to emphasize crucial dogmatic matters one should bear in mind in the perspective of possible reforms of current regulations.

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