

PRESENTATION OF THE EDITION

Gino Osellame R.

UMECIT University, Panama

Editor of the Cathedra Journal

ginoosellame@gmail.com

ginoosellame.blogspot.com

<https://orcid.org/0000-0001-5925-5479>

“You can only endure a civilization if many people contribute to the effort. If everyone prefers to enjoy the fruit, civilization sinks”.

José Ortega and Gasset

THE CRISIS OF THE INDIVIDUAL, THE CRISIS OF SOCIETY, IS LAW IN CRISIS?

Philosophy has insisted on evidencing, within some historically determined societies, that human beings are immersed in a personal crisis, and that each subject compels the rest of the individuals, in a kind of alienation of chaos, so that once the problem is identified, the chains that bind it are broken, to what in each era is identified as the breaking point of a social juncture.

It was the Romans, who, evidencing that human conduct, which could upset the political and social organization to the detriment of power, tried to give shape to the relationships between the subjects that made up society, by means of civil norms.

Much later, Germanic philosophers elucidated, as much as they could, to take thought out of abstraction and humanize it by means of pure reasoning.

The political sciences opened their field with the Enlightenment, especially with its controversial father, Niccolò Machiavelli, who analyzed the subject in crisis in a social group, and the ways of exercising the effective power of the prince over the conglomerate, thus managing to determine that by detaching the subject from knowledge, and alienating him from his reality, the individual will respond to the strategy of whoever governs.

Criminal law, immersed in its eternal doctrinal debate between science and aesthetic theory of criminal knowledge, continues to emanate norms that qualify behaviors in the face of an individual in crisis, between victim and victimizer, alien to their condition, who constantly act against legal values that are, in turn, politically accepted. However, whether to prevent, to transform or to punish,

the subject has not been detached from his crisis.

Whatever the crisis of the individual, social, psychological, physiological, economic, or rational, it is frightening that, in times of technological revolution, in which knowledge is placed, not in the minds of individuals, but at least in their hands, the individual is still not within society, and continues to flame its internal crisis. In the end, even though law generates infinite rules, these represent nothing more than a hurdle to be overcome, in the twilight of a lost era.

The journal begins, as usual, with the editorial of the Rector of UMECIT, José Alberto Nieto Rojas, as the highest authority of our university, in which he expresses his satisfaction with this edition and the continuity of our journal, as a means of dissemination and contribution to the academy in the field of forensic sciences and law.

Two research articles and three essays are included in this issue, which begins with the article entitled **GLOBALIST INFLUENCE ON TRADE UNION ORGANIZATIONS AND LABOR RELATIONS IN COLOMBIA 2022**, developed by the researchers Yoenia del Carmen Yanes Montoya and José Gregorio Noroño Sánchez, both from Colombia. The research made it possible to learn about the current state of trade union organizations and offer alternatives to strengthen their growth and counteract any act of abuse by companies. Historical and current documents on the influence of globalization on trade union organizations and labor relations in Colombia were analyzed, based on international legal tools and national regulations.

Next, in forensic matters, we have the collaboration of Lizbeth González, who offers us a research article of great interest for forensic and legal sciences, especially linked to Criminal Law. The article is entitled **IDENTIFICATION OF SEMEN VESTIGES IN CASES OF SEX CRIMES AND ITS IMPORTANCE IN FORENSIC INVESTIGATION IN PANAMA** and has an interesting value, so that in criminal proceedings, it is possible to evaluate the evidence, that in crimes against modesty and sexual freedom, the material truth is reached, through the analysis of semen.

The jurist and expert in energy matters, Stella María Escala, with the topic **ENERGY LAW, AMONG CHALLENGES AND OPPORTUNITIES FOR LAW PROFESSIONALS**, offers in her essay an account of the benefits of legislating for the energy sector, and how the legal professional can organize his knowledge and expertise, in order to get the best benefit, both for the nation and for the guild in general.

For his part, the judge and well-known university professor, Hilario González Ariza, makes an important technical legal study in relation to the mortgage as a real contract. In his essay entitled **THE SCOPE OF THE (REAL ESTATE) MORTGAGE CONTRACT, AS A REAL GUARANTEE TO ENSURE THE FULFILLMENT OF AN OBLIGATION, ACCORDING TO THE CIVIL LAW OF PANAMA**, it illustrates the relationship between the property object of the main contract, and the interludes of a movable or immovable property, subject to guarantees.

In this edition, we are pleased to publish a manuscript of graduates of our house of studies, lawyers Vladimir Velasquez and Diogenes Carrasco, who introduce us to the world of electronic commerce, through social networks, that is to say, a plus within the commercial activities, which was accentuated precisely during the Covid-19 pandemic, and the quarantine that as a sanitary measure adopted by the countries at a global level, whose exposition is shown in their essay entitled **LEGAL ASPECTS FOR THE REGULATION OF SOCIAL COMMERCE IN PANAMA**.

May this issue be of interest to all our readers.