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Entitled

Penal Conciliation as an Alternative Settlement of the Criminal Case

By

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Abstract

This study deals with the issue of the penal conciliation system as a procedural system that aims to end the litigation by other than the criminal case in accordance with the laws in the United Arab Emirates compared with the Egyptian law.

Since the problem of the study revolves around the extent of the effectiveness of the conciliation system as an alternative settlement to the criminal lawsuit in ending the litigation, and the extent of the legislator's ability to balance between the desired goal of the conciliation system, which is to end the litigation and between achieving the purposes of punishment represented in achieving criminal justice, and achieving deterrence. We have decided to divide the research into three chapters.

In the first chapter, we discuss the nature of penal conciliation, and we compared between it and other similar system, to reinforce the knowledge about penal conciliation system. In the second chapter, we presented the procedural provisions of penal conciliation, in order to display the extent of the legislature's ability, through the required procedures and conditions to be followed , to achieve the effectiveness of this system. The third chapter included the effects of the penal conciliation system and we evaluated it in order to show the effects of the penal conciliation, and we presented its advantages and the criticisms it was exposed to, as we explained the responses to these criticisms, so that we finally know the extent of the legislator's ability to achieve a balance between The penal conciliation system and the achievement of the desired goals of punishment.

Keywords: penal conciliation, criminal case, restorative criminal justice, minor crimes, simplified procedures, termination of litigation.