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COURT ADHERES THE LIMITS OF THE CRIMINAL PROCEEDING

By

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Abstract

The research investigates with the question of the court adheres to the limits of the criminal proceeding in the UAE Criminal Procedure Law, in order to acquainted the principle and the justifications of the Court restrict limits of the criminal proceeding, and the extent of the courts' commitment to those limits.

The research structure includes two main parts; the first part identifies the court adheres to the limits of the criminal proceeding (Rem and Personal scope) and the legal basis of the courts compliance to the criminal proceeding bounders. The second part illustrates the courts' authority to amend or change the legal characterization in the criminal proceeding.

Furthermore, the research has been supported by judicial decisions, Federal Supreme Court, Dubai Court of Cassation, Abu Dhabi Court of Cassation and the Egyptian Court of Cassation. Moreover, the research reviews a several cases and facts referred to the principles decided by the courts.

The research concludes with elucidation conflict of the courts' authority to amend or change the legal description in the criminal proceeding, and the extent of the different judicial systems in these matters.

Keywords: Criminal court limits, Court restrict limits of the criminal proceedings , Court authority to amend or change the legal characterization .