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**Master Thesis Defense**

Entitled

*THE SERVICE OFFENCE THAT OBLIGES ADMINISTRATIVE RESPONSIBILITY IN LIGHT OF  
THE REGULATIONS OF THE FRENCH AND EMIRATI JUDICIAL.*

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Abstract

This letter aims to explain the idea of the service offence as a basis for the administrative responsibility and how the judicial estimates this offence, considering that this responsibility will fall on the public facility, as it is the one who endures it and pays the compensation resulting from it, sentenced by the specialist judiciary.

The administration cannot be held accountable - whether it is an offence-based or non-offence-based responsibility - unless this offence or activity has resulted in particular damage. If the damage was negated then the right to claim compensation is negated as well. If the damage occurs, the responsibility only takes place if there are a cause and effect relation between the damage caused by the administration and the damage of the damaged individual.

There are many variations of administrations breaking their commitments that represent a huge service offence to the point where it is difficult to limit or identify these images, as a result of a judicial trend to expand these images to protect individuals or employees together. But the French jurisprudence worked on limiting the images of the service offence in three cases: the facility provided the service in a bad way, or it did not perform the required service, or that it is too slow in performing the service.

Regarding how to estimate the service offence, we find that the opinion of the French State Council in dealing with administrative decisions is represented in the fact that it did not require responsibility in all circumstances, but rather that the illegality should be of sufficient greatness. As for the field of estimating offences in materialistic business, the French administrative judiciary, which was followed by the Emirati judiciary as well, does not adhere to a restricted rule, but rather assesses each case separately, and does not require that responsibility be carried out unless the error was of a certain degree of greatness.

**Keywords:** Mistake, damage, causation, administrative responsibility, compensation.