ABOUT THE ANNULMENT OF PROCEEDINGS AND CURRENT STATUS IN CHILE. CONCERNING OF THE OFFENSE TO THE PRINCIPLE OF LEGALITY

By: Ruay Saez, FA (Ruay Saez, Francisco A.)

REVISTA BOLIVIANA DE DERECHO
Issue: 24
Pages: 350-404
Published: JUL 2017
Document Type: Article

Abstract

The courts, in the exercise of the judicial function of the state, as in the exercise of any other function of the state, are subject to the principle of legality enshrined in the Constitution. This implies that the process itself, the dynamic performance of the judicial function of the state must also adhere to the precepts from the constitutional text. Then, it is necessary to analyze what would be the forms of punishment in cases of official actions that violate the precepts by the principle of legality itself, and that will be linked to the particular state function in question: in our case, the process.

Keywords

Author Keywords: Legality; procedural law; procedural nullity; procedural guarantees; judicial function

Author Information

Reprint Address: Ruay Saez, FA (reprint author)

Univ Chile, Dept Derecho Trabajo & Seguridad Social, Santiago, Chile.

Reprint Address: Ruay Saez, FA (reprint author)

Univ Chile, Dept Ciencias Penales, Santiago, Chile.

Addresses:

[ 1 ] Univ Chile, Dept Derecho Trabajo & Seguridad Social, Santiago, Chile

[ 2 ] Univ Chile, Dept Ciencias Penales, Santiago, Chile

Publisher

FUNDACION IURIS TANTUM, PASAJE TUMUSLA NO 77, SANTA CRUZ DE LA SIERRA,
00000, BOLIVIA

Categories / Classification

Research Areas: Government & Law
Web of Science Categories: Law

Document Information
Language: Spanish
Accession Number: WOS:000425012200014
ISSN: 2070-8157