

Legal system

Objectives

- Legal system
- Major legal systems
- Other legal systems
- What is the main purpose of the legal system?
- What is law and its purpose?
 - Why do we need laws?
- The importance of law
- Sudan's formal legal system
- Shape of Sudanese laws
- What is Sharia law in Sudan?

Legal system

Legal system

- Refers to a procedure or process for interpreting and enforcing the law.
- It elaborates the rights and responsibilities in a variety of ways.

Legal system

Major legal systems

-The three major legal systems of the world consist of

1-civil law,

2-common law

3-religious law.

Legal system

Major legal systems

- Both *civil* and *common* law systems can be considered the most widespread in the world.
- civil law because it is the most widespread by landmass, and
- common law because it is employed by the greatest number of people

Legal system

Other legal systems

- Jury system is a legal system for determining the facts at issue in a law suit.
- Tax system is a legal system for assessing and collecting taxes.
- Electoral system is a legal system for making democratic choices.

Legal system

- The legal system of each country is shaped by its unique history and so incorporates individual variations
- The science that studies Law at the level of legal systems is called Comparative Law

Legal system

What is the main purpose of the legal system?

-The purpose of a legal system is to provide a systematic, orderly, and predictable mechanism for resolving disagreements.

- In order to do its job, any such system must perform three closely connected, but nevertheless distinct, functions: adjudication, legislation, and execution.

Legal system

What is law and its purpose?

- The law serves many purposes and functions in society.
- Four principal purposes and functions are 1- establishing standards,
2-maintaining order,
3-resolving disputes, and
4-protecting liberties and rights.
- The law is a guidepost for minimally acceptable behaviour in society.

Legal system

Why do we need laws?

- Laws protect our general safety, and ensure our rights as citizens against abuses by other people, by organizations, and by the government itself.
- We have laws to help provide for our general safety.
- These exist at the local, state and national levels, and include things like: Laws about food safety.

Legal system

The importance of law

- The law is important because it acts as a guideline as to what is accepted in society.
- Without it there would be conflicts between social groups and communities.
- It is pivotal that we follow them.
- The law allows for easy adoption to changes that occur in the society

Legal system

Sudan's formal legal system

-Is grounded in British common law and Islamic law.

-Sources of law are

1-Islamic law,

2-constitutional law,

3-legislation,

4-judicial precedent,

5- custom.

Legal system

Shape of Sudanese laws

-The historical, social and political factors have largely shaped Sudanese laws in terms of substance and application, including colonial legacies, a historically Arab-dominated central government and the presence of an intricate network of informal laws that are based upon religious, ethnic and/or tribal communities.

Legal system

What is Sharia law in Sudan?

- The legal system in Sudan is based on Islamic Sharia law.
- Sharia has been declared the chief source of all legislation in Sudan's 1968, 1973 and 1998 Constitutions