

# **The Supervision of the Cassation court on interpretation of contracts and their applications**

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## **Abstract**

This study had addressed the topic supervision of the cassation court on interpretation of the contracts and their applications, taking advantage of the Jurisprudents opinions related to the topic, referring to texts of the Jordanian court of cassation. In order to achieve the objective of the study which is addressing the topic contracts interpretation, the study has been divided into two chapters through studying concept of the contract interpretation, its reasons and fields, and to show concept of the contractual interpretation, reasons for the interpretation, and the contractual texts need for it, also fields of interpretation of some of the contracts and the consequence of the results. Then addressing court of cassation supervision in interpretation of the contract through its interpretation within the frame of the Jordanian court of cassation, and role of Judge in applying and interpreting the law in the state of emergency and the development of the Judiciary and its expansion between theory of the contract interpretation and its amendment theory to reach to the study result which is it is clear that the expansion in the Judge's role in interpretation of the contract came misleading by his general role in interpretation of the law.

The study recommended the necessity for amending text of article (241) from the Jordanian civil law to become "The contract is code of the contractors", so if the contract is valid of mandatory no one of the contractors is allowed to refrain from it or modify or to revoke it except by mutual consent or litigation or according to the law.