

The role of the defense during the primary investigation phase under the Jordanian Criminal Procedure Law

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ABSTRACT

This study dealt with "the role of the defense during the primary investigation phase under the Jordanian Criminal Procedure Law" to show the extent of the scope of guarantees prescribed to the accused during the investigation and inference phases and the investigation phase, where this study tried to answer a set of questions that formed the basic and main axes of the study, by employing the chapters of this study to answer these questions, where the defense is one of the most important rights guaranteed .

This study dealt with the guarantees provided for in the relevant laws and legislations by clarifying the linguistic, terminological and legal concept of the right to defense, indicating its importance, characteristics, scope of application and the effects that it entails, and indicating the guarantees established in accordance with the provisions of the law for the

exercise of the right to defense during the investigation phase and indicating the extent of their effectiveness.

The study reached a set of conclusions and recommendations, the most important of which is that the Jordanian legislator did not provide for the right to defense and did not provide any guarantees for its exercise during the investigation and inference phase in the code of criminal procedure, disagreeing to the guarantees received during the investigation phase, which led to the development of a number of recommendations that we hope will be accepted by the Jordanian legislator and judiciary.