

## **Legal Problems of Remote Litigation Procedures in Jordanian Law**

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### **Abstract**

Has become common knowledge that the development of life in various fields has produced a profound change in the relations between individuals and institutions.

And a new formula appeared in the transactions that caused a divergence in the legal situations

And that the judiciary, like other fields, must keep pace with the advanced developments and developments that human societies are witnessing and interact with them positively, especially with the advent of globalization, international trade, informatics and technical developments, which has a role in bringing about changes in the practice of business and its achievement that knocked on the doors of government sectors, official agencies and all private sectors without An exception, the most prominent of which was the work of the courts and the Public Prosecution, which witnessed a technical revolution that had not been witnessed before in litigation procedures, necessitated by the necessity of preserving the right to access justice, preserving rights and freedoms, to preserving societal security and fighting crime, and therefore it was necessary to rely on remote communication technology Or electronic litigation in light of all the developments that occurred in all sectors, including the justice sector, especially in criminal procedures, so it was necessary for us to conduct an in-depth research in adopting remote communication technology in all criminal trial procedures and its impact on fair trial guarantees, and to explain the results and implications of adopting and using modern communication technology. In criminal cases, we have explained in this study in the first chapter of it, the concept of remote litigation and its advantages and challenges of using this technology as we have shown and the legitimacy of this technology in Western and Arab legislation. Then, among the procedures that allow the application of remote communication technology by interrogation, testimony, and technical expertise on them, and the procedures that do not allow by inspection, examination, and inspection, then we moved to the follow-up procedures using the remote litigation technique before the regular courts, and we showed all the procedures followed before the conciliation courts and courts of first instance. Then the courts of appeal and cassation, and we also talked about electronic litigation procedures in the special courts, and then we touched on fair trial guarantees in light of the use of remote communication technology of the principle of publicity and confidentiality of the trial and the principle of confrontation, codification and reasoning.

**Keywords: Remote Litigation, Remote Communication Technology, Electronic Government, Electronic Lawsuit, Electronic Investigation, Successful Justice.**