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Doctrine Of

Judicial Precedent

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The Doctrine of
Precedent in the
United States of
America By:**

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**Mortimer N.S.
Sellers ...**

**themselves
constrained to
discover and
respect the
common law
through reason
and judicial
precedent,**

**Judicial
Precedent in
Judicial Practice |**

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**The Student
Lawyer**

**Here, In 2010,
Mr. Justice Peter,
a higher court
judge sitting
alone in deciding
a case which has
similar material
facts to one
decided by the
Court of Appeal
in 2009. Based
on the**

**explanation of
doctrine of
judicial
precedent and
the example of
cases above,
therefore, he is
bound to the
decision made by
the Court of
Appeal.**

Doctrine Of

Page 9/40

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Judicial
Precedent Peter

**The doctrine of
judicial
precedent means
that judges can
refer back to
previous
decisions to help
decide similar
cases where the
law and facts are
alike. This
doctrine is**

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**concerned with
the influence and
value of past
decisions of case
law and the
judge's prior
legal experience.**

**Essay on Judicial
Precedent (1760
Words)
Judicial
precedent
mandates that**

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there be a hierarchy of courts to help take care of issues. Judicial precedent, in its outright meaning, makes a previous decision of one court be binding on a lower court. The concept of stare decisis

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plays a role here.
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**Judicial
Precedent in the
English Legal
System Essay ...
A judicial
precedent
attaches a
specific legal
consequence to a
detailed set of
facts in an
adjudged case or**

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Peter J. J. J.

**judicial decision,
which is then
considered as
furnishing the
rule for the
determination of
a subsequent
case involving
identical or
similar material
facts and arising
in the same court
or a lower court
in the judicial**

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hierarchy.
Peter Jepson

**What Is the
Doctrine of
Judicial
Precedent? |
Reference.com**
The doctrine of
judicial
precedent has
been at the heart
of the English
legal system,
being a fashion

**fiesta for the
judges to follow
long-standing
precedents
which, in fact,
only slowly
evolved and
matured from
the nineteenth
century.**

**The Doctrine of
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United States of**

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America

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INTRODUCTION TO SOUTH

AFRICAN LAW REPORTS AND REPORTERS ...

The doctrine of precedent, as it has evolved within the common law, has at its heart a form of reasoning—broadly speaking, a logic

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—according to
Peter Jenson

which the decisions of earlier courts in particular cases somehow generalize to constrain the decisions of later courts facing different cases, while still

How do Stare

Page 19/40

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Peter Jepsen

**Decisis and
Judicial
Precedent affect
the ...**

**A judicial
precedent is
purely
constitutive in
nature and never
abrogative.**

**Means it can
create law but
cannot abolish it.
The judges are**

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Peter Janson

not at liberty to substitute their own views where there is a settled principle of law. They can only fill in the gaps in the legal system and so we can say that precedent means a case decided previously.

**THEORY OF
DOCTRINE OF
JUDICIAL
PRECEDENT - The
Lawyers ...
The doctrine of
judicial
precedent
involves an
application of
“Stare decisis”
which means
“stand by cases
already**

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decided”, the decision made in one case in higher courts, is binding in lower courts on all cases of similar facts and each court is bound to follow the decision of a court above it in the court hierarchy.

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**The Doctrine of
Precedent | Law
essays | Essay
Sauce Free ...**

**The doctrine of
judicial
precedent is
based on the
principle of stare
decisis which
means 'to stand
by what has
been decided'. It**

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Peter Lonson

is a common law principle whereby judges are bound to follow previous decisions in cases where the material facts are sufficiently similar and...

**The Doctrine Of
Judicial
Precedent Law**

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Judicial Precedent
Essay

**The doctrine of
judicial
precedent, by
definition, means
to follow
previously
decided cases
whereby judges
expand the
existing principle
to the current
problem and in
effect interpret**

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**the one and
Peter Jenson
evolve the other.**

**Judicial
Precedent - CIE
LAW TUTOR
According to
Martin (2015),
the doctrine of
precedent means
that the legal
decisions made
by judges in
higher courts are**

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continued as a precedent, so the earlier decision made in the higher courts will be followed by lower or equal courts' decision in the future.

How Judicial Precedent Works
In this case, we understand the

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**principle of
doctrine of
judicial
precedent and
we apply the
theory into the
question. Yes,
Mr. Justice Peter
is bound by the
decision made
from the Court of
Appeal since him
from the lower
court (high**

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court).
Peter Jepson

BOOK REVIEW
the concept of
super-precedent
might fit in our
understanding of
stare de-cisis,
and how, in turn,
it might affect
judicial decision-
making. Part I is
about stare
decisis, the

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doctrine of precedent: how we think of it, how we use it, and what the virtues and vices are that have balanced so heavily in its favor.

RULES AND REASONS IN THE THEORY OF

Page 31/40

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PRECEDENT
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They use prior decisions or precedent. C. They refrain from performing any fact-finding functions. ... E. the doctrine of precedent. C [15-02] Any party seeking the judicial review of any

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**administrative
agency's
decision must be
able to ... The
Peter Principle
creates a huge
problem in
determining the
flow of
procedures
across all**

**PRECEDENT, SUP
ER-PRECEDENT**

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1 Background.
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Judicial decisions, as any first year law student knows, are one of the fundamental sources of our law. Yet court decisions can only effectively be a source of law if they are accessible, if not

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**to the public at
large, then at
least to the
members of the
legal profession.**

**Precedent -
Wikipedia
binding
precedent (pp.
9-12). For
example, the
doctrine ensures
that judicial**

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outcomes are more predictable so that people can figure out what the law is and plan their lives accordingly. Following precedent also helps conserve judicial resources given that it relieves courts from

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**having to decide
the legal
questions in
every case
anew.6**

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AS Law exams on
Judicial**

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**Precedent. Use
as part of your
AS LAW studies
to help revise for
the area of
Judicial
Precedent.**

**AS Law Revision:
Judicial
Precedent
The Law of
Judicial
Precedent is the**

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first hornbook-style treatise on the doctrine of precedent in more than a century. It is the product of 13 distinguished coauthors, 12 of whom are appellate judges whose professional work requires

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Peter Jonson
**them to deal
with precedents
daily.**

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