

Week 7 Rechtspraak

Literatuur

- *Staatsrecht*, nrs. 156-164 en 169-175

Jurisprudentie

- HR 31 december 1915 (*Guldemond/Noordwijkerhout*) **Burgerlijke rechter is bevoegd als iemand zich op OD beroept**
- HR 27 januari 1961 (*Van den Bergh/Staat*)
- HR 14 april 1989 (*Harmontisatiwet*)
- HR 28 februari 1992 (*Changoe*) **Zolang er beroep mogelijk is bij de bestuursrechter mag de burgerlijke rechter niet de zaak behandelen**
- HR 21 maart 2003 (*Waterpakr*)

Leerdoelen

- De hoofdlijnen van de inrichting van de rechtsprekende macht uitleggen;
- De waarborgen voor de onafhankelijkheid en onpartijdigheid van de rechter uitleggen;
- De normenhierarchie en toetsingsverboden toepassen;
- De regels over toegang tot de bestuursrechter en burgerlijke rechter toepassen.

Vergeet ook de digitale toets (Canvas) niet

Oefenvragen (maken voor werkcollege)

1. Welke grondwettelijke en andere wettelijke bepalingen beschermen de onafhankelijkheid van de Nederlandse rechter?
De grondwet heeft het over de rechtspositionele onafhankelijkheid van de rechter in artikel 117 en 118
 - Benoemingprocedure voor de leden van de Hoge Raad, artikel 118 lid 1
 - Benoeming voor het leven, artikel 117 lid 1
 - Schorsing of ontslag door een bij de wet aangewezen, tot de rechterlijke macht behorende gerecht, artikel 117 lid 3
 - Rechtspositie is bij de wet geregeld, artikel 117 lid
 - Het geheim van de raadkamer, artikel 7 lid 3 en artikel 13 RO
 - Artikel 96 RO
2. In 2003 bepaalde het EHRM in een zaak tegen Nederland dat het adviseren en daarna rechtspreken door dezelfde personen in dezelfde zaak strijd kan opleveren met artikel 6 lid 1 EVRM.
 - a. Welk onderscheid maakt het EHRM tussen rechterlijke onafhankelijkheid en rechterlijke onpartijdigheid?
Bij de onafhankelijkheid hecht het EHRM aan institutionele waarborgen tegen inmenging door de uitvoerende macht of door de partijen in een zaak:
 - De wijze van benoeming
 - De benoemingstermijn
 - De waarborgen tegen druk van buitenaf, in het bijzonder bescherming tegen ontslag
 - De indruk naar buiten

Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering

D Keegan



Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering :

Nederlandsche staatscourant ... ,1911 Weekblad voor privaatrecht, notaris-amt en registratie ,1923
Rechtsgeleerd magazin Themis ,1948 **Weekblad van het recht** ,1878 *Nieuwsblad Voor Den Boekhandel* ,1899
With 1855 1927 are issued and bound *Handelingen van de algemeene vergadering* Verzamelde werken van prof. mr.A. A. H. Struycken, onder leiding van mr. J. Oppenheim ... Antonius Alexis Struycken,1925 **Indisch weekblad van het recht** ,1887 **Ontwerpen van notarieele akten** J. P. W. Schermer,J. G. Klaassen,Pieter Jacobus Albert Adriani,Constantijn Marinus Böhlingk,G. J. H. Kuyk,C. Punt,Arend Mijs,Jannes Eggens,A. W. J. van Vrijberghe de Coningh,Henri François Reinier Dubois,1893 Ontwerpen van notarieele akten J. P. W. Schermer,G. J. H. Kuyk,J. Eggens,A. Moll,1917 Ontwerpen van notariële akten J. P. W. Schermer,1933 **Ontwerpen van notariële akten** J. P. W. Schermer,1948 *Ontwerpen van notarieele akten* ,1936 **Ontwerpen van notariële akten** ,1905 Ontwerpen van notarieele akten: deel. (I-II)
Ontwerpen van notarieele akten met betrekking tot het tweede boek van het burgerlijk wetboek, herzien door G.J.H. Kuyk en C. Punt J. P. W. Schermer, **Ontwerpen van notarieele akten: deel. Bevattende de ontwerp-akten met betrekking tot de Wet op het notarisamt en het eerste boek van het Burgerlijk wetboek, herzien door C.M. Böhlingk** J. P. W. Schermer,1923 **Ontwerpen van notarieele akten** J. P. W. Schermer,1936 **Ontwerpen van notariële akten** J. P. W. Schermer,J. G. Klaassen,Pieter Jacob Albert Adriani,Adriaan Anton Moll,J. G. Veenenbos,P. J. Dam,1905 *Ontwerpen van notarieele Akten* J. P. W. Schermer,G. J. H. Kuyk,H. F. R. Dubois,1923 **Ontwerpen van notarieele akten: deel. (I-II) herzien door A.W.J. van Vrijberghe de Coningh** J. P. W. Schermer,1934 Ontwerpen van notarieele akten: deel. herzien door H.F.R. Dubois en J. Jurgens J. P. W. Schermer,

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In a digital era where connections and knowledge reign supreme, the enchanting power of language has become more apparent than ever. Its capability to stir emotions, provoke thought, and instigate transformation is actually remarkable. This extraordinary book, aptly titled "**Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering**," written by a very acclaimed author, immerses readers in a captivating exploration of the significance of language and its profound impact on our existence. Throughout this critique, we will delve to the book is central themes, evaluate its unique writing style, and assess its overall influence on its readership.

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Table of Contents Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering

1. Understanding the eBook Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - The Rise of Digital Reading Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Advantages of eBooks Over Traditional Books
2. Identifying Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - User-Friendly Interface
4. Exploring eBook Recommendations from Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Personalized Recommendations

- Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering User Reviews and Ratings
- Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering and Bestseller Lists
- 5. Accessing Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering Free and Paid eBooks
 - Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering Public Domain eBooks
 - Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering eBook Subscription Services
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- 6. Navigating Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering eBook Formats
 - ePub, PDF, MOBI, and More
 - Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering Compatibility with Devices
 - Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Highlighting and Note-Taking Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Interactive Elements Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
- 8. Staying Engaged with Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
- 9. Balancing eBooks and Physical Books Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Setting Reading Goals Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering
 - Fact-Checking eBook Content of Ontwerpen Van Notarieele Akten Rechtspraak En Literatuur Aflevering

- Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends
 - Integration of Multimedia Elements
 - Interactive and Gamified eBooks

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